



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-2245/1
ALL:all

2019 SENATE BILL 59

February 28, 2019 - Introduced by JOINT COMMITTEE ON FINANCE. Referred to Joint Committee on Finance.

1 **AN ACT relating to:** state finances and appropriations, constituting the
2 executive budget act of the 2019 legislature.

Analysis by the Legislative Reference Bureau

INTRODUCTION

This bill is the executive budget bill under section 16.47 (1) of the statutes. It contains the governor's recommendations for appropriations for the 2019-21 fiscal biennium.

The bill sets the appropriation levels in chapter 20 of the statutes for the 2019-21 fiscal biennium. The descriptions that follow in this analysis relate to the most significant changes in the law that are proposed in the bill.

For additional information concerning the bill, see the Department of Administration's publication *Budget in Brief* and the executive budget books, the Legislative Fiscal Bureau's summary document, and the Legislative Reference Bureau's drafting files, which contain separate drafts on each policy item.

GUIDE TO THE BILL

The budget bill is organized like other bills. First, treatments of statutes appear in ascending numerical order of the statute affected. Next, any treatments of prior session laws appear ordered by the year of original enactment and then by act number (for instance, a treatment of 2015 Wisconsin Act 15 would precede a treatment of 2017 Wisconsin Act 6).

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

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section number indicate the type of provision:

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

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

- XX01 Administration.**
- XX02 Agriculture, Trade and Consumer Protection.**
- XX03 Arts Board.**
- XX04 Building Commission.**
- XX05 Child Abuse and Neglect Prevention Board.**
- XX06 Children and Families.**
- XX07 Circuit Courts.**
- XX08 Corrections.**
- XX09 Court of Appeals.**
- XX10 District Attorneys.**
- XX11 Educational Communications Board.**
- XX12 Elections Commission.**
- XX13 Employee Trust Funds.**
- XX14 Employment Relations Commission.**
- XX15 Ethics Commission.**
- XX16 Financial Institutions.**
- XX17 Governor.**
- XX18 Health and Educational Facilities Authority.**
- XX19 Health Services.**
- XX20 Higher Educational Aids Board.**
- XX21 Historical Society.**
- XX22 Housing and Economic Development Authority.**
- XX23 Insurance.**
- XX24 Investment Board.**
- XX25 Joint Committee on Finance.**
- XX26 Judicial Commission.**
- XX27 Justice.**
- XX28 Legislature.**
- XX29 Lieutenant Governor.**
- XX30 Local Government.**
- XX31 Military Affairs.**
- XX32 Natural Resources.**
- XX33 Public Defender Board.**
- XX34 Public Instruction.**
- XX35 Public Lands, Board of Commissioners of.**
- XX36 Public Service Commission.**

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- XX37 Revenue.**
- XX38 Safety and Professional Services.**
- XX39 Secretary of State.**
- XX40 State Fair Park Board.**
- XX41 Supreme Court.**
- XX42 Technical College System.**
- XX43 Tourism.**
- XX44 Transportation.**
- XX45 Treasurer.**
- XX46 University of Wisconsin Hospitals and Clinics Authority;
Medical College of Wisconsin.**
- XX47 University of Wisconsin System.**
- XX48 Veterans Affairs.**
- XX49 Wisconsin Economic Development Corporation.**
- XX50 Workforce Development.**
- XX51 Other.**

For example, for general nonstatutory provisions relating to the State Historical Society, see SECTION 9121. For any agency not assigned a two-digit identification number or any provision that does not relate to the functions of a particular agency, see number 51 (**Other**) within each type of provision. Separate section numbers and headings appear for each type of provision and for each state agency, even if there are no provisions included in that section number and heading.

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

DATCP	...	Department of Agriculture, Trade and Consumer Protection
DCF	.....	Department of Children and Families
DETF	.....	Department of Employee Trust Funds
DFI	.....	Department of Financial Institutions
DHS	.....	Department of Health Services
DMA	.....	Department of Military Affairs
DNR	.....	Department of Natural Resources
DOA	.....	Department of Administration
DOC	.....	Department of Corrections
DOJ	.....	Department of Justice
DOR	.....	Department of Revenue
DOT	.....	Department of Transportation
DPI	.....	Department of Public Instruction
DSPS	.....	Department of Safety and Professional Services
DVA	.....	Department of Veterans Affairs
DWD	.....	Department of Workforce Development
JCF	.....	Joint Committee on Finance
LRB	.....	Legislative Reference Bureau
OCI	Office of the Commissioner of Insurance
PSC	Public Service Commission

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SHS State Historical Society
TCS Technical College System
UW University of Wisconsin
WEDC Wisconsin Economic Development Corporation
WHEDA Wisconsin Housing and Economic Development Authority
WHEFA Wisconsin Health and Educational Facilities Authority

AGRICULTURE**1. *Mental health assistance for farmers***

This bill authorizes DATCP to provide mental health assistance to farmers and farm families and creates an appropriation for that purpose.

2. *Grants to local organizations that coordinate grazing*

Under current law, DATCP promotes the growth of the dairy industry by making grants and loans to dairy producers, making grants to dairy processing plants, and through research, planning, and assistance. This bill requires DATCP to promote the dairy industry by providing grants to local organizations that coordinate grazing.

3. *Preference for grants to small dairy processing plants*

This bill requires DATCP, in awarding grants to dairy processing plants, to give preference to small dairy processing plants.

4. *Preference for farm to school grants to certain districts*

Current law requires DATCP to promote farm to school programs, which connect schools with nearby farms to provide children with locally produced foods in school meals. This bill requires DATCP, in awarding grants under the farm to school program, to give preference to school districts that have a high percentage of students who are eligible for free or reduced-price lunches under federal law.

5. *Bonding authority for soil and water conservation grants*

This bill increases the general obligation bonding authority for the Soil and Water Resource Management Program by \$10,000,000. The program, which is administered by DATCP, awards grants to counties to help fund their land and water conservation activities. The total amount of debt that may now be obligated for this purpose is \$78,075,000.

6. *Type of appropriation for regulating food, lodging, and recreation*

This bill converts a DATCP appropriation for regulation of food, lodging, and recreation from annual to continuing. An annual appropriation is expendable only in the fiscal year for which the appropriation is made. A continuing appropriation may be expended until fully depleted.

COMMERCE AND ECONOMIC DEVELOPMENT**COMMERCE****1. *Minimum markup for motor vehicle fuel***

Under current law, the Unfair Sales Act a) prohibits below-cost sales of any merchandise if the sale is intended to induce the purchase of other merchandise or

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divert trade unfairly from a competitor; and b) requires a “minimum markup” (a specified amount over the cost of the merchandise to the seller) to be added to sales of motor vehicle fuel, tobacco products, fermented malt beverages, liquor, or wine. The required minimum markup for motor vehicle fuel is 3, 6, or 9.18 percent of the cost of the fuel to the seller, depending on whether the fuel is sold by a retailer or a wholesaler and whether the fuel is sold from a retail station. This bill exempts sales of motor vehicle fuel from the minimum markup requirement under the Unfair Sales Act.

ECONOMIC DEVELOPMENT**1. *Cap on enterprise zones***

This bill provides that WEDC may designate up to 35 enterprise zones under the enterprise zone tax credit program. The bill also repeals the requirement that WEDC receive approval from JCF prior to designating an enterprise zone. Under current law, WEDC may designate an unlimited number of enterprise zones, with each designation subject to approval by JCF under passive review.

2. *WEDC grants to regional economic development organizations*

This bill requires that WEDC annually award at least \$1,000,000 in grants to regional economic development organizations to be spent on economic development activities, including marketing activities. Under current law, WEDC is required to provide grants to these organizations, but there is no minimum level of grants that must be awarded and the grants may be used only to fund marketing activities.

3. *Energy efficiency and use of renewable resources in certain building projects*

Subject to certain limitations, current law authorizes WEDC to award tax credits to a person making an investment in a building project in this state. The award may equal up to 5 percent of the investment. Under this bill, WEDC may award additional tax credits to such a person if the project satisfies certain requirements under current law and the investment is made for purposes of energy efficiency or the generation of energy from renewable resources.

4. *WEDC board membership*

Under the law prior to 2017 Wisconsin Act 369, the board of directors of WEDC consisted of 12 voting members as follows:

a. Six members appointed by the governor, subject to senate confirmation, to serve at the pleasure of the governor.

b. Three members appointed by the speaker of the assembly, consisting of one majority and one minority party representative to the assembly and one person employed in the private sector, all of whom serve at the speaker’s pleasure.

c. Three members appointed by the senate majority leader, consisting of one majority and one minority party senator and one person employed in the private sector, all of whom serve at the majority leader’s pleasure.

Act 369 provides for two compositions of the WEDC board, one to be in effect until September 1, 2019, and the second to be in effect after that date. After September 1, 2019, the act provides for a 16-voting member board, consisting of six members nominated by the governor; four members appointed by the assembly

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speaker; four members appointed by the senate majority leader; one member appointed by the assembly minority leader; and one member appointed by the senate minority leader. All of the members appointed by legislators serve four-year terms.

Before September 1, 2019, the act authorizes the assembly speaker and the senate majority leader to each appoint one additional board member, resulting in a board with 18 voting members until that date.

This bill restores prior law with respect to the membership of the WEDC board.

5. WEDC CEO

Under the law prior to 2017 Wisconsin Act 369, the chief executive officer of WEDC was nominated by the governor, and with the advice and consent of the senate appointed, to serve at the pleasure of the governor. Under Act 369, the chief executive officer of WEDC is appointed by the board of directors of WEDC until September 1, 2019, at which point the governor again nominates the chief executive officer. This bill repeals that provision in Act 369.

6. WEDC contracting requirements

This bill creates certain requirements for contracts between WEDC and recipients of grants, loans, or tax credits awarded by WEDC. Under the bill, WEDC may not enter into a contract for a grant, loan, or tax credit before all of the following occur:

a. WEDC verifies the applicant's number of full-time employees through payroll or other business records.

b. WEDC's underwriting staff completes a review of the application for the grant, loan, or tax credit, including an evaluation of all statutory requirements and all requirements under WEDC's policies and procedures that apply to the grant, loan, or tax credit.

The bill also requires that all terms of each contract WEDC executes must, at the time the contract is executed, be in compliance with all applicable state laws and all applicable WEDC policies and procedures.

Finally, the bill specifies that each contract WEDC executes must require the award recipient to submit payroll records, or other business records WEDC deems sufficient, to WEDC for the purpose of accounting for jobs created or retained.

7. Disclosure of WEDC contracts; material changes to contracts or projects

Under this bill, any WEDC contract under which a taxpayer may be eligible to claim total tax benefits in excess of \$5,000,000 must require the taxpayer to notify WEDC of any material change to the project and the effect of the material change on the contract's performance goals or requirements. The bill requires WEDC to notify JCF of these material changes and any other material change to such a contract that is due to an amendment to the contract. The bill also requires that WEDC's Internet site contain a searchable database of all final contracts, including amendments, that provide a grant, loan, or tax credit.

8. Reports to WEDC concerning job elimination or relocation

This bill requires that a recipient of a grant, loan, or tax credit from WEDC report certain job losses or job relocations outside Wisconsin to WEDC within seven business days after the jobs are eliminated or relocated. If the recipient shows that

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extenuating circumstances prevent meeting the seven-day requirement, the recipient may submit the report within 30 days. The bill further requires that no grant, loan, or tax credit from WEDC may be used to relocate jobs outside Wisconsin or to reduce net employment in Wisconsin.

9. *WEDC reporting on job creation and retention*

This bill requires that WEDC, when reporting on jobs created or retained in the state as a result of an economic development program administered by WEDC, include only those jobs that meet the criteria for receiving a grant, loan award, or tax credit under the program.

10. *Repayment of tax credits*

Under this bill, no later than seven days after WEDC receives a repayment of tax credits, WEDC must remit the full amount of the payment to the secretary of administration for deposit in the general fund.

11. *Information sharing between WEDC and DOR*

This bill allows WEDC and DOR to enter into an agreement under which WEDC may obtain copies of tax returns and related documents from DOR. The bill requires that WEDC keep the records confidential. The bill also authorizes WEDC to examine tax returns and related documents held by DOR to the extent necessary to administer WEDC's economic development programs. Under current law, WEDC's examination authority is limited to the development zone tax credit program.

12. *Modifications to WEDC reporting requirements*

This bill modifies WEDC's reporting requirements to the legislature and DOR. First, the bill alters the requirement that WEDC, prior to the beginning of each calendar year, report to the legislature on the economic development projects it intends to develop and implement during the year. Under the bill, the reporting period is the fiscal year not the calendar year. Second, the bill repeals the requirement that WEDC report to the legislature on the economic development tax credit program. This program ended in 2015, and taxable year 2019 is the final year for which taxpayers may claim the credit under contracts with WEDC. Third, the bill modifies the requirement that WEDC's quarterly reports to DOR include the amount of tax credits claimed by a person whose certification to claim credits has been revoked. Under the bill, WEDC must report the amount of tax credits that WEDC determined the person was eligible to claim, rather than the amount of credits already claimed.

13. *Economic development liaison project position*

Under current law, WEDC has the authority to appoint and supervise an economic development liaison project position in DOA. DOA had that authority when the position was first created. This bill returns that authority to DOA.

14. *WEDC appropriation adjustments*

This bill adjusts the calculation used to determine the amount of WEDC's general purpose revenue appropriation. The bill does not raise the cap on that appropriation, which is \$16,512,500 per fiscal year.

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This bill establishes a program administered by the Arts Board for the acquisition and display of works of art in and on the grounds of state buildings open to the general public. Under the bill, for building projects costing at least \$250,000, at least two-tenths of 1 percent of the appropriation for the construction, reconstruction, remodeling of, or addition to a state building must be used to acquire one or more works of art to be incorporated into the building or displayed in or on the grounds of the building. The Arts Board must appoint an advisory committee for each building project and, after reviewing the committee's recommendations, must select one or more works of art for the project. The bill contains specific contract requirements for the Arts Board's acquisition of works of art, including vesting ownership of the works of art in the state but reserving certain rights to the artists. Under the bill, the Arts Board is required to ensure that selected works of art represent a wide variety of art forms and artists, except that preference must be given to Wisconsin artists, and that each work of art is maintained and displayed for at least 25 years, unless earlier removal is in the public interest.

HOUSING***1. Housing quality standards grants***

This bill requires DOA to award grants to owners of rental housing units in Wisconsin for purposes of satisfying applicable housing quality standards.

2. Increased bonding authorization

This bill increases from \$600,000,000 to \$1,000,000,000 WHEDA's bonding limit for most of its programs, including housing programs for individuals and families of low or moderate income.

CORRECTIONAL SYSTEM***1. Age of juvenile court jurisdiction***

Under current law, a person 17 years of age or older who is alleged to have violated a criminal law is subject to the procedures specified in the Criminal Procedure Code and, on conviction, is subject to sentencing under the Criminal Code, which may include a sentence of imprisonment in the Wisconsin state prisons. Currently, subject to certain exceptions, a person under 17 years of age who is alleged to have violated a criminal law is subject to the procedures specified in the Juvenile Justice Code and, on being adjudicated delinquent, is subject to an array of dispositions under that code including placement in a juvenile correctional facility. This bill raises from 17 to 18 the age at which a person who is alleged to have violated a criminal law is subject to the procedures specified in the Criminal Procedure Code and, on conviction, to sentencing under the Criminal Code.

Similarly, under current law, a person 17 years of age or older who is alleged to have violated a civil law or municipal ordinance is subject to the jurisdiction and procedures of the circuit court or, if applicable, the municipal court, while a person under 17 years of age who is alleged to have violated a civil law or municipal

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ordinance, subject to certain exceptions, is subject to the jurisdiction and procedures of the court assigned to exercise jurisdiction under the Juvenile Justice Code. This bill raises from 17 to 18 the age at which a person who is alleged to have violated a civil law or municipal ordinance is subject to the jurisdiction and procedures of the circuit court or, if applicable, the municipal court.

2. Closing Lincoln Hills and Copper Lake schools

This bill makes certain changes to the grant program for the design and construction of new secured residential care centers for children and youth (SRCCCYs) under 2017 Wisconsin Act 185. Act 185 created a grant program for counties to construct new SRCCCYs for the purpose of holding in secure custody juveniles who are adjudicated delinquent and given a correctional placement under the Juvenile Justice Code. Act 185 formed a juvenile corrections grant committee for the purpose of awarding the grants, including three members appointed from each house of the legislature. This bill requires that one member appointed from each house is appointed by the appropriate minority party leader. Under Act 185, grant applications are due by March 31, 2019, and plan recommendations must be submitted by the grant committee to JCF by July 1, 2019. This bill extends the grant program deadlines by three months, so that applications are due by June 30, 2019, and plan recommendations are due to JCF by October 1, 2019.

Act 185 also required the current juvenile correctional facility owned and operated by DOC (Lincoln Hills and Copper Lake schools) to be closed no later than January 1, 2021, or when all of the juveniles that are held there are transferred to the new county-run SRCCCYs or a new state-run juvenile correctional facility, also funded by and required under Act 185. This bill removes the deadline for closing Lincoln Hills and Copper Lake schools and for constructing the new SRCCCYs and new state-run juvenile correctional facility.

3. Mendota Juvenile Treatment Center

Under Act 185, a juvenile under the supervision of a county at an SRCCCY may be transferred to the Mendota Juvenile Treatment Center (MJTC), which is a Type 1 juvenile correctional facility (Type 1 facility) operated by DHS, on the recommendation of DHS and after a court hearing. Under this bill, a court may place such a juvenile at MJTC only if DHS approves. In addition, only the Mendota Mental Health Institute director or his or her designee may make decisions regarding the admission of juveniles to and the treatment of juveniles at MJTC and the release and return of juveniles to the appropriate state or county facility.

Under current law, a county pays DOC a daily rate for each juvenile from that county placed at a Type 1 facility under DOC supervision. DOC may transfer juveniles from a Type 1 facility to MJTC, and DOC is required to transfer an amount specified by statute each fiscal year to DHS for services DHS provides for those juveniles. Under Act 185, if a juvenile is transferred from an SRCCCY to MJTC, the juvenile is under DOC supervision just as if the juvenile were at a DOC-operated Type 1 facility, and the county pays DOC a daily rate for that juvenile. Similarly, DOC reimburses DHS for the juvenile's care at MJTC the same way it pays for other juveniles under its supervision at MJTC. Under this bill, such a juvenile remains

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under the supervision of the county, and DHS may directly charge the county a rate that DHS sets for care provided to such juveniles at MJTC.

Act 185 requires DHS to construct an expansion of MJTC to accommodate no fewer than 29 additional juveniles, subject to the approval of JCF. This bill eliminates the requirement that DHS obtain approval of JCF before constructing the expansion.

4. *Costs for the placement of juveniles in a Type 1 facility*

This bill updates the daily rate paid by counties to DOC for services provided to juveniles in a Type 1 facility, and increases the amount transferred from DOC to DHS for the operation of MJTC. Under the bill, the daily rate for care in a Type 1 facility is \$501 for fiscal year 2019-20, \$513 for the first half of fiscal year 2020-21, and \$588 for the second half of fiscal year 2020-21. Under the bill, DOC is required to transfer \$3,224,100 to DHS for the operation of MJTC in fiscal year 2019-20, and \$5,878,100 in fiscal year 2020-21.

5. *Community youth and family aids*

Under current law relating to community youth and family aids, generally referred to as "youth aids," DCF is required to allocate to counties various state and federal moneys to pay for state-provided juvenile correctional services and local delinquency-related and juvenile justice services. This bill sets the amounts of youth aids that DCF must allocate to counties in the 2019-21 fiscal biennium.

The bill appropriates to DCF a sum sufficient for youth aids-related purposes but only to reimburse counties, beginning on January 1, 2021, for costs associated with juveniles who were alleged to have violated a state or federal criminal law or any civil law or municipal ordinance at age 17. The bill also provides funding and requires DCF to reimburse counties for one-time start-up costs incurred for youth aids-related purposes in establishing, alone or jointly with one or more counties, a secured residential care center for children and youth. The bill requires DCF to consult with county representatives to determine those expenses that are eligible for reimbursement and to evaluate modifications to the youth aids formula.

6. *Eliminating report on reduced sentences*

Current law requires DOC to submit a report to the legislature, upon request, regarding individuals who, since the previous report or during a date range specified in the request, were pardoned or released from imprisonment before completing their sentences. The report must identify each individual by name, include the crime for which he or she was convicted, and provide the name of the person who pardoned the individual or authorized the early release. This bill eliminates this report.

COURTS AND PROCEDURE**PUBLIC DEFENDER****1. *Public defender private attorney rate increase***

This bill changes the rate at which the public defender must pay a private local attorney to whom a case is assigned from \$40 per hour for time spent related to a case, excluding travel, to \$70 per hour for time spent related to a case, excluding travel,

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with certain exceptions. Under the bill, the rate must be adjusted biennially by a percentage that correlates with the federal Department of Labor's consumer price index.

DOMESTIC RELATIONS***1. Elimination of birth cost recovery***

This bill eliminates the requirement that a court include in a judgment or order relating to paternity an order for a father to pay for a portion of pregnancy and birth expenses. Under current law, a court is required to include in a paternity order an order for the father to repay a portion of pregnancy and birth expenses, taking into account the father's income and ability to pay. This bill eliminates orders relating to pregnancy and birth expenses. The bill also expressly prohibits the state from seeking recovery of birth expenses. Under current law, if the mother of a child was enrolled in a health maintenance organization or other prepaid health care plan under the Medical Assistance program at the time of the child's birth, the state could seek to recover from the father the birth expenses incurred by the health maintenance organization or other prepaid health care plan.

2. Child support custodial parent fee

This bill changes the annual fee collected from every individual receiving child support or family support payments from \$25 to \$35 in order to conform to applicable federal law, specifically changes enacted in the federal Bipartisan Budget Act of 2018.

GENERAL COURTS AND PROCEDURE***1. Qui tam actions for false claims***

This bill restores a private individual's authority to bring a qui tam claim against a person who makes a false or fraudulent claim for medical assistance, which was eliminated in 2015 Wisconsin Act 55, and further expands qui tam actions to include any false or fraudulent claims to a state agency. A qui tam claim is a claim initiated by a private individual on his or her own behalf and on behalf of the state against a person who makes a false claim relating to medical assistance or other moneys from a state agency. The bill provides that, of moneys recovered as a result of a qui tam claim, a private individual may be awarded up to 30 percent of the amount recovered, depending upon the extent of the individual's contribution to the prosecution of the action. The individual may also be entitled to reasonable expenses incurred in bringing the action, as well as attorney fees. The bill also includes additional changes not included in the prior law to incorporate provisions enacted in the federal Deficit Reduction Act of 2005 and conform state law to the federal False Claims Act, including expanding provisions to facilitate qui tam actions and modifying the bases for liability to parallel the liability provisions under the federal False Claims Act. In addition to qui tam claims, DOJ has independent authority to bring a claim against a person for making a false claim for medical assistance. The bill modifies provisions relating to DOJ's authority to parallel the liability and

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penalty standards relating to qui tam claims and to parallel the forfeiture amounts provided under the federal False Claims Act.

CRIMES***1. Decriminalizing 25 grams or less of marijuana***

Current law prohibits a person from possessing or attempting to possess; possessing with the intent to manufacture, distribute, or deliver; and manufacturing, distributing, or delivering marijuana. The penalties vary based on the amount of marijuana or plants involved or the number of previous controlled-substance convictions the person has. Current law also allows local governments to enact ordinances prohibiting the possession of marijuana.

This bill eliminates a) the penalty for possession of marijuana if the amount of marijuana involved is no more than 25 grams; b) the penalty for manufacturing or for possessing with the intent to manufacture, distribute, or deliver if the amount of marijuana involved is no more than 25 grams or the number of plants involved is no more than two; and c) the penalty for distributing or delivering marijuana if the amount of marijuana involved is no more than 25 grams or the number of plants involved is no more than two. The bill retains the current law penalty for distributing or delivering any amount of marijuana to a minor who is no more than 17 years of age by a person who is at least three years older than the minor. The bill limits local governments to enacting ordinances prohibiting only the possession of more than 25 grams of marijuana.

The bill also prohibits establishing probable cause that a person is violating the prohibition against possessing more than 25 grams of marijuana by an odor of marijuana or by the possession of not more than 25 grams of marijuana. Current law requires that, when determining the weight of controlled substances, the weight includes the weight of the controlled substance together with any compound, mixture, or other substance mixed or combined with the controlled substance. Under the bill, when determining the amount of tetrahydrocannabinols, only the weight of the marijuana may be considered. Finally, the bill creates a process for expunging or dismissing convictions involving less than 25 grams of marijuana that occurred before this bill takes effect.

EDUCATION**PRIMARY AND SECONDARY EDUCATION: SCHOOL DISTRICT FUNDING*****1. School district funding; fair funding for our future***

This bill makes a number of changes in the laws relating to public school financing, including the following:

a. Currently, the amount appropriated each fiscal year for general school aid is a sum set by law. Beginning in the 2020-21 school year, this bill directs DPI, DOA, and the Legislative Fiscal Bureau annually to jointly certify to JCF an estimate of the amount necessary to appropriate in the following school year to ensure that state school aids equal two-thirds of partial school revenues (in general, the sum of state

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school aids and school property taxes). Under the bill, JCF determines the amount appropriated as general school aids in each odd-numbered fiscal year and the amount is set by law in each even-numbered fiscal year.

b. For purposes of determining a school district's general school aid amount, this bill changes how a pupil enrolled in a four-year-old full-day kindergarten program is counted for purposes of general school aid from 0.5 pupil to one pupil. Additionally, for purposes of the general school aid formula, the bill requires each pupil who is eligible for a free or reduced-price lunch to be counted as an additional 0.2 pupil solely for the purpose of determining a school district's property value per member.

c. Currently, if a school district would receive less in general state aid in any school year than 85 percent of the amount it received in the previous school year, its state aid for the current school year is increased to 85 percent of the aid received in the previous school year. This bill increases the percentage to 90 percent.

d. This bill provides that a school district's state aid in any school year may not be less than an amount equal to the school district's membership multiplied by \$3,000.

e. Under current law, there is no per pupil adjustment for purposes of calculating a school district's revenue limit. This bill provides a per pupil adjustment of \$200 per pupil for the 2019-20 school year and \$204 for the 2020-21 school year. Under the bill, in the 2021-22 school year and thereafter, the per pupil adjustment is the per pupil adjustment for the previous school year as adjusted for any increase in the consumer price index.

f. Current law provides a minimum per pupil revenue limit for school districts, known as the revenue limit ceiling. Under the bill, the revenue limit ceiling for school districts is \$9,700 in the 2019-20 school year and \$10,000 in the 2020-21 school year and each school year thereafter. Under current law, the revenue limit ceiling is \$9,500 in the 2019-20 school year, and increases by \$100 each school year until the ceiling reaches \$9,800 in the 2022-23 school year. Current law also provides that during the three school years following a school year in which an operating referendum fails in a school district, the school district's revenue limit ceiling is the revenue limit ceiling that applied in the school year during which the referendum was held. This bill eliminates this consequence for a failed operating referendum.

g. This bill creates a revenue limit adjustment for a school district that incurs costs to remediate lead contamination in drinking water in the school district, including costs to test for the presence of lead in drinking water, to provide safe drinking water, and to replace lead pipe water service lines to school buildings in the school district.

h. Currently, if at least 50 percent of a school district's enrollment is eligible for a free or reduced-price lunch under the federal school lunch program, the school district is eligible for a prorated share of the amount appropriated as high-poverty aid. This bill eliminates this aid beginning in the 2020-21 school year. The bill provides additional state aid for the 2020-21 school year to hold school districts harmless from the loss of high-poverty aid.

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i. Currently, \$75,000,000 in general school aid payments is delayed until the following school year. Under the bill, there are no delayed payments in the 2019-20 school year. Beginning in the 2020-21 school year, this bill delays \$1,090,000,000 in general school aid payments until the following school year.

j. In the school district equalization aid formula, the guaranteed evaluations represent the amount of property tax base support that the state guarantees behind each pupil. There are three guaranteed valuations used; each applies to a different level of expenditures. The first level is for expenditures up to the primary cost ceiling of \$1,000 per pupil. The second level is for costs per pupil that exceed \$1,000 but are less than the secondary cost ceiling, which is set at 90 percent of the prior school year statewide shared cost per pupil. This bill changes the secondary cost ceiling to 100 percent of the prior school year statewide shared cost per pupil.

k. The bill eliminates the school levy property tax credit and the first dollar property tax credit in 2021. *See Taxation—Property taxation.*

2. Per pupil aid

This bill provides that the amount of per pupil aid in the 2018-19 school year, which is \$654 per pupil, continues at that level for future school years. Under current law, the amount of per pupil aid decreases to \$630 per pupil in the 2019-20 school year and in each school year thereafter.

3. Special education funding

Additional special education aid. This bill increases the amount DPI pays to school boards, cooperative educational service agencies, county children with disabilities education boards, and operators of independent charter schools for costs incurred to provide special education and related services to a child with a disability that exceed \$30,000 in one school year from 90 percent of the costs that exceed \$30,000 to 100 percent of the costs that exceed \$30,000 (additional special education aid). Under current law, if the amount appropriated for additional special education aid is insufficient to pay the full amount to the eligible entities, DPI must prorate payments among all eligible entities. The bill converts the appropriation for the aid to a sum sufficient, eliminating the need to prorate aid due to an insufficient appropriation.

Supplemental special education aid. This bill eliminates supplemental special education aid on July 1, 2020. Under current law, DPI provides supplemental special education aid to a school district that in the previous year had revenue limit authority per pupil that was below the statewide average, that had expenditures for special education that were more than 16 percent of the school district's total expenditures, and that had a membership that was less than 2,000 pupils. Under current law, a school district may not receive both supplemental special education aid and additional special education aid in the same school year.

Special education transition grants. This bill changes the per individual amount for grants awarded to school districts and independent charter schools under the special education transition grant program. Under current law, a school district or independent charter school is awarded \$1,000 per qualifying individual. Under the bill, a school district or independent charter school is awarded the lesser of a) \$1,500 per qualifying individual or b) an amount per qualifying individual that is

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determined by dividing the amount appropriated for these grants in a school year by the total number of individuals who qualify for the grants in that school year.

4. *Sparsity aid*

This bill makes certain additional school districts eligible for sparsity aid. Under current law, a school district is eligible for sparsity aid in the amount of \$400 per pupil if the school district's membership in the previous school year did not exceed 745 pupils and if the membership divided by the school district's area in square miles is less than ten. Also, under current law, a school district that was eligible to receive sparsity aid in the previous school year but that is not eligible to receive sparsity aid in the current school year because the school district's membership exceeded 745 pupils may receive up to 50 percent of the aid the school district received in the previous school year.

Under this bill, beginning in the 2020-21 school year, a school district with the same density of pupils per square mile and a membership that exceeds 745 pupils is eligible for sparsity aid in the amount of \$100 per pupil. The bill also provides that, beginning in the 2020-21 school year, a school district that is ineligible for sparsity aid because it no longer satisfies the pupils per square mile requirement may receive 50 percent of the aid the school district received in the previous school year.

5. *Transportation aid*

This bill increases the reimbursement rate to school districts and independent charter school operators, beginning in the 2019-20 school year, for transporting a pupil who lives more than 12 miles from the school the pupil attends from \$365 per school year to \$375 per school year. Under current law, a school district that provides transportation to pupils to and from summer classes may be reimbursed for certain transportation costs, but, if a pupil is transported fewer than 30 days, that aid is proportionately reduced. The bill eliminates the requirement that DPI reduce the amount of state aid a school district receives for transporting a pupil if the pupil is transported fewer than 30 days.

6. *High cost transportation aid*

Under current law, a school district that qualified for high cost transportation aid in the previous school year but did not qualify in the current school year is eligible to receive aid equal to 50 percent of the high cost transportation aid the school district received in the previous school year, commonly called a "stop-gap" payment. However, current law provides that, if the total amount of stop-gap payments to all school districts in a school year exceeds \$200,000, the state superintendent of public instruction must prorate the payments. This bill eliminates that cap and instead provides that, if the total amount of high cost transportation aid, including stop-gap payments, for a school year exceeds the amount appropriated for high cost transportation aid for the school year, all high cost transportation aid must be prorated.

7. *Bilingual-bicultural education; aid programs*

Limited-English pupils; targeted aid program. Beginning in the 2020-21 school year, this bill requires DPI to provide additional aid to school districts for limited-English proficient (LEP) pupils whose English proficiency is in one of the

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three lowest classifications. The amount of the additional aid is \$100 per eligible pupil, unless the amount appropriated for the aid program is insufficient, in which case DPI prorates the aid payments. Current law requires each school board to assess the language proficiency of each LEP pupil and to classify, among other things, the pupil's English language proficiency.

Bilingual-bicultural education supplemental aid. This bill creates a new bilingual-bicultural aid program for school districts. Under the bill, beginning in the 2020-21 school year, DPI must annually pay each school district an amount equal to \$100 times the number of LEP pupils enrolled in the school district in the previous school year for whom the school district was not required to provide a bilingual-bicultural education program. If there are insufficient funds to provide the total aid amount in any fiscal year, DPI must prorate the payments.

Under current law, a school district is required to provide a bilingual-bicultural education program to LEP pupils who attend a school in the school district if the school meets any of the following thresholds: a) within a language group, ten or more LEP pupils are enrolled in kindergarten to grade three; b) within a language group, 20 or more LEP pupils are enrolled in grades four to eight; or c) within a language group, 20 or more LEP pupils are enrolled in grades nine to twelve.

Bilingual-bicultural education program grants. This bill creates a grant program under which DPI may award grants beginning in the 2020-21 school year, in amounts determined by DPI, to school districts and independent charter schools to support bilingual-bicultural education programs or other educational programming for LEP pupils enrolled in the school district or independent charter school.

8. Driver education aid

This bill creates a new aid program for school boards, independent charter schools, and cooperative educational service agencies that offer a driver education program to pupils who meet the income eligibility standard for a free or reduced-price lunch in the federal school lunch program. To be eligible for this aid, a school board, independent charter school, or CESA must demonstrate to DPI that it reduced program participation fees for eligible pupils. Under the bill, DPI pays the school board, operator of the independent charter school, or CESA an amount equal to the number of eligible pupils who completed the driver education program in the previous school year multiplied by the lesser of \$200 or the amount by which it reduced its program participation fees.

PRIMARY AND SECONDARY EDUCATION: CHOICE, CHARTER, OPEN ENROLLMENT, AND OTHER RELATED PROGRAMS**1. Parental choice program caps**

This bill caps the total number of pupils who may participate in the Milwaukee Parental Choice Program, the Racine Parental Choice Program, or the statewide parental choice program (parental choice program) at the number of pupils who attended a private school under the parental choice program in the 2019-20 school year. Under the bill, beginning in the 2020-21 school year, if the number of applications to participate in a parental choice program exceeds the program cap, DPI must determine which applications to accept on a random basis.

SENATE BILL 59***2. Teacher licensure in parental choice programs and the Special Needs Scholarship Program***

With certain exceptions, the bill requires that, beginning on July 1, 2022, teachers at private schools participating in a parental choice program or in the Special Needs Scholarship Program must hold a license or permit issued by DPI. Under current law, teachers at choice schools must have at least a bachelor's degree from a nationally or regionally accredited institution of higher education, but they are not required to be licensed by DPI. There are no current law requirements regarding who may teach at SNSP schools.

3. Accreditation in parental choice programs

The bill requires that a private school that begins participation in a parental choice program in the 2021-22 school year or in any school year thereafter must be accredited by August 1 of the school year in which the private school begins participation in the parental choice program. Under current law, a private school must do all of the following:

a. Obtain preaccreditation by a preaccrediting entity by August 1 (December 15 for new private schools) before the first school term in which the private school begins participation in the parental choice program, or by May 1 if the private school begins participating in the parental choice program during summer school.

b. Apply for accreditation by an accrediting entity by December 31 of the first school year in which the private school begins participation in the parental choice program.

c. Obtain accreditation by an accrediting entity by December 31 of the third school year following the first school year in which the private school begins participation in the parental choice program.

4. Changes to the Special Needs Scholarship Program

Under current law, a child with a disability who meets certain eligibility criteria may receive a scholarship to attend a private school participating in the SNSP. This bill makes the following changes to the SNSP:

a. The bill provides that, beginning in the 2020-21 school year, DPI may not provide an SNSP scholarship to a child to attend a private school unless the child was attending a private school under the SNSP in the 2019-20 school year. In addition, if the child does not attend a private school under an SNSP scholarship in any school year after the 2019-20 school year, DPI may not provide an SNSP scholarship to the child for any subsequent school year.

b. 2017 Wisconsin Act 59, the 2017 biennial budget act, created a process that allows the scholarship amount under the SNSP to be determined based on the actual costs to educate the child in the previous school year, as reported by the private school. The first SNSP scholarship payments based on the actual costs will be paid in the 2019-20 school year based on the actual costs reported for the 2018-19 school year. The bill eliminates the process for determining SNSP scholarships based on actual costs and reinstates the scholarship amount under the SNSP that existed prior to the 2017 biennial budget act. Under the bill, the SNSP scholarship amount is the same for all pupils and is determined by law. For the 2018-19 school year, the amount is \$12,431.

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c. The bill provides that, with certain exceptions explained below, a private school participating in the SNSP may participate only if the private school also participates in a parental choice program. Under current law, a private school may participate in the SNSP if the private school is accredited or if the private school's educational program meets certain criteria.

The bill provides that, if a private school that is participating in the SNSP in the 2019-20 school year does not participate in a parental choice program, the private school must, if the private school is not accredited by August 1, 2019, do all of the following: i) obtain preaccreditation by August 1, 2020; ii) apply for accreditation by December 31, 2020; and iii) obtain accreditation by December 31, 2023. In addition, a private school that does not participate in a parental choice program must, after obtaining accreditation, comply with other requirements relating to accreditation, including maintaining accreditation and providing information to DPI regarding the private school's accreditation status. A private school that meets the accreditation requirement may continue to participate under that requirement for so long as the private school continuously participates in the SNSP.

d. The bill provides that, beginning in the 2020-21 school year, a private school participating in the SNSP may not charge a child receiving an SNSP scholarship tuition, in addition to the payments the private school receives under the SNSP, if i) the child is enrolled in a grade from kindergarten to eight; or ii) the child's family income does not exceed 220 percent of the federal poverty line. The bill also provides that, beginning in the 2020-21 school year, a private school participating in the SNSP may recover reasonable fees from a child receiving an SNSP scholarship for certain enumerated items and services the school provides to the child but may not expel or discipline a child for failing to pay those fees.

e. The bill provides that a private school participating in the SNSP must allow a child attending the private school under the SNSP to refrain from participating in any religious activity if the child's parent submits to the child's teacher or the private school's principal a written request that the child be exempt from such activities.

5. Authorization of new independent charter schools

This bill provides that, beginning on the effective date of the bill and ending on July 1, 2023, an authorizer of an independent charter school generally may not enter into a contract with a person to operate a charter school that was not operating on the effective date of the bill. Under current law, an independent charter school may be authorized by the director of the Office of Educational Opportunity in the UW System, the common council of the city of Milwaukee, the chancellor of any institution in the UW System, any technical college district board, the College of Menominee Nation, the Lac Courte Oreilles Ojibwa Community College, or the county executive of Waukesha County.

6. Eliminate Open Enrollment transfer amount based on actual costs

This bill eliminates the process for determining a full-time Open Enrollment transfer amount for a child with a disability based on the actual cost to educate the child in the previous year and reinstates the OEP transfer amount for a child with a disability that existed prior to the 2017 biennial budget act. Under the bill, the OEP

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transfer amount for a child with disability is the same for all children and is determined by law. In the 2018-19 school year, the amount is \$12,431. This change is similar to the elimination of the process for determining the SNSP scholarship amount based on actual costs, as described in item 4.

2017 Wisconsin Act 59, the 2017 biennial budget act, created a process that allows the transfer amount for a child with a disability in the full-time OEP to be determined based on the actual costs to educate the child in the previous school year, as reported by the nonresident school district. The maximum OEP transfer amount based on actual costs is \$30,000. Under current law, an OEP transfer amount based on actual costs will first be transferred in the 2019-20 school year.

7. Payment Indexing: parental choice programs, the SNSP, independent charter schools, full-time open enrollment program, and whole grade sharing agreements

Under current law, the per pupil payment amounts under the parental choice programs and the SNSP, the per pupil payment amount to independent charter schools, the transfer amounts under the full-time open enrollment program, and the required transfer amount for a child with a disability in a whole grade sharing agreement (collectively, per pupil payments) are adjusted annually. The annual adjustment for per pupil payments is an amount equal to the sum of any per member revenue limit increase that applies to school districts in that school year and any per member increase in categorical aids between the current school year and the previous school year. Under the bill, beginning in the 2019-20 school year, the annual adjustment for per pupil payments is the sum of the per member revenue limit increase that applies to school districts in that school year, if any, and the increase, if any, in the per member amount of per pupil aid paid to school districts between the previous school year and the current school year.

8. The Early College Credit and Dual Enrollment Programs

This bill eliminates the Early College Credit Program. Under the ECCP, a high school pupil, including a high school pupil attending a private school, may enroll in an institution of higher education for the purpose of taking one or more courses to earn high school credit or postsecondary credit or both. An institution of higher education is defined to mean an institution within the UW System, a tribally controlled college, or a private, nonprofit institution of higher education located in this state. The cost of tuition for each course is divided among the state, the school board of the pupil's school or the governing body of the private school the pupil attends, and the pupil. The share that each responsible party pays is dependent on whether the course is taken for high school credit or postsecondary credit and whether a course similar to the course taken at the institution of higher education is comparable to a course offered by the school district or private school.

The bill replaces the ECCP with a requirement that the UW System implement a program to provide tuition-free courses to high school students. *See Higher education.*

This bill also eliminates a program under which high school students may take courses at technical colleges. Under this program, a public school pupil who satisfies certain criteria, including providing timely notice to the pupil's school district, may

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apply to attend a technical college for the purpose of taking one or more courses. With an exception, the technical college district board must admit the pupil to the technical college if the pupil meets course prerequisites and there is space available in the course. The pupil is eligible to receive both high school and technical college credit for courses successfully completed at the technical college. If the course is not comparable to courses offered in the school district, the school district must pay to the technical college the pupil's tuition and fees for each course taken for high school credit, and the pupil is not responsible for any portion of the tuition and fees for the course.

The bill replaces this program with a requirement that the technical college districts implement a program to provide tuition-free courses to high school students. *See Higher education.*

9. *Eliminate Opportunity Schools and Partnership Programs*

This bill eliminates the Opportunity Schools and Partnership Programs. Under current law, there are three OSPPs: a first class city OSPP applicable only to Milwaukee Public Schools; the MPS superintendent of schools OSPP; and the OSPP for certain eligible school districts. Current law provides that the first class city OSPP and each eligible school district OSPP are under the supervision of a commissioner appointed by the county executive of the county in which the school district is located. Currently, under each OSPP, either the commissioner or the MPS superintendent of schools grants supervision over the operation and general management of each eligible school in the school district to an entity other than the school board. Those entities include a person that operates a charter school and the governing body of a nonsectarian private school participating in a parental choice program. Under current law, an eligible school is a school that was assigned to the lowest performance category on the most recent accountability report published for the school.

10. *Milwaukee Parental Choice Program state aid reduction*

Under current law, the estimated cost of the payments made to private schools participating in the Milwaukee Parental Choice Program is partially offset by two reductions in the general school aid otherwise paid to the Milwaukee Public Schools. For the 2010-11 school year and in each school year thereafter, one of the reductions to MPS is an amount equal to 6.6 percent of the cost of payments made to private schools participating in the MPCP. Current law requires DPI to pay an amount equal to that reduction amount to the City of Milwaukee and requires the City of Milwaukee to pay that amount to the board of school directors of MPS. This bill eliminates the 6.6 percent aid reduction and the requirements that the reduction amount be paid by DPI to the city and by the city to the board. The bill does not make any changes to other state aid reduction. *See Taxation—Property taxation.*

PRIMARY AND SECONDARY EDUCATION: GRANT PROGRAMS**1. *Urban school districts; grant programs***

This bill provides various grant opportunities for urban school districts. Under the bill, an "urban school district" is a school district in which at least 18,000 pupils were enrolled in the 2018-19 school year (Green Bay Area Public School District,

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Madison Metropolitan School District, Milwaukee Public Schools, Kenosha Unified School District, and Racine Unified School District) and, in future school years, any other school district in which at least 18,000 pupils were enrolled in the previous school year.

Early childhood education grants. This bill creates an annual grant program under which DPI must award grants to urban school districts to develop, implement, and administer new or expanded early childhood education programs to enhance learning opportunities for young children residing in the urban school district and to prepare those children for entry into the elementary grades. Under the grant program, DPI must, with certain exceptions, award grants in the amount of \$1,000 per eligible child who attends an urban school district's early childhood education program in the current school year. An "eligible child" is a child who resides in the urban school district and who is a) three years old on or before September 1 in the relevant school year, or b) less than three years old but eligible to attend the early childhood education program under the urban school district's early admission standards.

Summer school grants. Under current law, DPI must award a grant to a first class city school district (currently, only MPS) for the purpose of developing, redesigning, or implementing a summer school program. This bill expands eligibility for these summer school grants to include all urban school districts. Under the bill, DPI must annually allocate \$2,000,000 in summer school grant funding to MPS and must allocate the remaining funding equally among the other urban school districts.

Grants for national teacher certification or master educator licensure. Under current law, DPI awards annual grants of \$5,000 each to an individual who is certified by the National Board for Professional Teaching Standards or licensed by DPI as a master educator and who works in a high poverty school. This bill increases the amount of these grants to \$15,000, if the individual works at a high poverty school located in an urban school district, and to \$10,000, if the individual works at a high poverty school located in a school district that is not an urban school district.

Community engagement grants. Under the bill, DPI must award grants to urban school districts for the purpose of supporting projects that include collaboration with a nonprofit corporation, a cooperative educational service agency, a UW System institution, a technical college district board, or a local unit of government and that are intended to improve academic achievement, the well-being of pupils and their families, or relationships between pupils, school staff, and the community.

Principal training grants. Under the bill, DPI must annually award a grant to a nonprofit organization or an urban school district for the purpose of providing training, coaching, and professional support to principals who work in urban school districts.

2. Mental health programs; aid for pupil services professionals

Under current law, DPI must make payments to school districts, independent charter schools, and private schools participating in a parental choice program that increased the amount they spent to employ, hire, or retain social workers during the two previous school years (eligible local education agency). Under current law, DPI

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first pays each eligible local education agency 50 percent of the amount by which the eligible local education agency increased its expenditures for social workers over the previous two school years. If, after making these payments, there is money remaining in the appropriation for this aid program, DPI makes additional payments to eligible local education agencies. The amount of these additional payments is determined based on the amount remaining in the appropriation and the amount spent by eligible local education agencies to employ, hire, and retain social workers during the previous school year.

This bill expands eligibility for the first round of payments under this aid program to include increased spending on school counselors, school social workers, school psychologists, or school nurses, or any combination thereof (pupil services professionals), during the previous two school years. Additionally, the bill expands eligibility for the second round of payments to any school district, independent charter school, or private school participating in a parental choice program that made expenditures to employ, hire, or retain pupil services professionals during the previous school year. In other words, for the second round of payments, the bill eliminates the requirement that a school district, independent charter school, or private school increased its expenditures on pupil services professionals.

3. Mental health and school climates; training and grants

Under current law, DPI must provide training to school districts and independent charter schools on three specific evidence-based strategies to address student mental health: Screening, Brief Interventions, and Referral to Treatment; Trauma Sensitive Schools; and Youth Mental Health First Aid. Under the bill, DPI must provide training on mental health, school safety, and improving school climate, including training on the three evidence-based strategies listed above. In addition, the bill requires DPI to award grants to the Wisconsin Safe and Healthy Schools Training and Technical Assistance Center, Wisconsin Family Ties, Inc., and the Center for Suicide Awareness.

4. After-school program grants

This bill creates a grant program under which DPI must award grants to support high-quality after-school programs and out-of-school-time programs to organizations that provide services to school-age children.

5. Grants to support gifted and talented pupils

This bill changes the purposes for which DPI awards grants to support gifted and talented pupils. Under current law, DPI must award the grants for the purpose of providing services and activities to gifted and talented pupils that will allow the pupils to fully develop their capabilities. Under the bill, DPI must award the grants for the purposes of providing such services and activities to underrepresented gifted and talented pupils, specifically gifted and talented pupils who are minority pupils, economically disadvantaged pupils, children with disabilities, or LEP pupils; and for providing teachers with professional development and training related to identifying and educating all gifted and talented pupils.

SENATE BILL 59**6. *Milwaukee mathematics partnership grant***

Under this bill, beginning in the 2020-21 school year, DPI must award a grant to the school board of a first class city school district (currently, only MPS) to develop and implement a plan to improve mathematics instruction in the school district. The bill requires the school board to work with UW-Milwaukee to develop and implement the plan.

7. *Grant program to recruit minority teachers*

This bill creates a minority teacher grant program under which DPI awards grants to school districts for the purpose of recruiting minorities to teach in the school district. Under the bill, a minority is defined as a Black American, an American Indian, an individual of any race whose ancestors originated in Mexico, Puerto Rico, Cuba, Central America, or South America or whose culture or origin is Spanish, or an individual admitted to the United States after December 31, 1975, who is either a former citizen of Laos, Vietnam, or Cambodia or whose ancestor was or is a citizen of Laos, Vietnam, or Cambodia. The bill requires DPI to award half of the moneys appropriated for these grants to a first class city school district (currently, only MPS). DPI must award the other half of the moneys appropriated for these grants to school districts other than MPS and give a preference to school districts that have a high percentage of minority pupils. Under the bill, this grant program replaces the minority teacher loan program administered by HEAB. *See Higher education.*

8. *Tribal language revitalization grants*

Under current law, a school board, cooperative educational service agency, or Head Start agency (applicant) may apply to DPI for a grant to support instruction in one or more American Indian languages. Under this bill, beginning in the 2020-21 school year, an applicant also may apply to DPI for a two-year grant to develop, implement, and provide American Indian heritage, language, and cultural instruction programs for children participating in Head Start programs and for pupils in grades kindergarten to two.

The bill also authorizes DPI to contract with the Great Lakes Inter-Tribal Council, Inc., to implement and administer those grant programs.

9. *Grants for water bottle filling stations*

This bill requires DPI to award grants to school districts to purchase water bottle filling stations that provide filtered drinking water.

10. *Eliminate personal electronic computing devices grant program*

The bill eliminates the personal electronic computing devices grant program after the 2019-20 school year. Under the personal electronic devices grant program, DPI awards grants to public, private, and tribal schools to purchase personal electronic computing devices, software for personal electronic computing devices, and curricula that is accessible on personal electronic computing devices. The grants may also be used to train professional staff on the effective use of personal electronic devices in an educational setting. For a grant awarded to a school district in the 2019-20 school year, the bill specifies that the grant amount is based on the number of pupils enrolled in the school district in the current school year. Under current law,

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a grant to a school district is calculated based on the school district's membership in the previous school year.

11. Eliminate school performance improvement grants

This bill eliminates school performance improvement grants on July 1, 2020. Under current law, beginning in the 2018-19 school year, DPI must award a school performance improvement grant to an eligible school located in a first class city school district (currently, only MPS) or in a school district that was in the lowest category on the school and school district accountability report (report card) if the eligible school develops a written school improvement plan to improve pupil performance and receives a higher score on the report card than it did in the previous school year.

12. Eliminate information technology education grants

This bill eliminates a grant program under which DPI awarded grants in the 2017-18 and 2018-19 school years to certain entities to provide information technology education opportunities to public school pupils in grades 6 to 12, technical college district students, and patrons of public libraries.

13. Transfer teacher development, training, and recruitment grant program to DPI

Under current law, DWD must award the following grants:

a. Grants to nonprofit organizations that operate programs to recruit and prepare individuals to teach in public or private schools located in low-income or urban school districts in this state.

b. Grants to school boards, governing bodies of private schools, and charter management organizations that have partnered with an educator preparation program approved by DPI and headquartered in this state to design and implement teacher development programs.

This bill combines the grant programs and transfers from DWD to DPI the authority and obligation to award the grants. Under the combined grant program, DPI may award grants only to school boards, governing bodies of private schools, and charter management organizations.

14. Transfer career and technical education incentive grant and completion award program to DPI

This bill transfers from DWD to DPI the authority and obligation to award career and technical education (CTE) incentive grants and completion awards. Under current law, DWD approves industry-recognized certification programs designed to a) mitigate workforce shortages; and b) prepare individuals for occupations as fire fighters, emergency medical responders, and emergency medical services practitioners (public safety occupations). Currently, DWD must award CTE incentive grants to school districts that have programs approved by DWD, and the amount of each grant depends on the number of pupils who complete the school district's programs. DWD also must award CTE completion awards to pupils for each DWD-approved program the pupil completes that is related to public safety occupations. The bill also transfers program approval authority from DWD to DPI.

SENATE BILL 59***15. Transfer technical education equipment grant program to DPI***

This bill transfers from DWD to DPI the authority to award technical education equipment grants to school districts for the acquisition of equipment that is used in advanced manufacturing fields in the workplace.

16. Wisconsin Reading Corps grant

Under current law, DPI must, in the 2017-18 and 2018-19 school years, distribute to Wisconsin Reading Corps to provide one-on-one tutoring to pupils all amounts appropriated to DPI for that purpose. This bill requires DPI to continue annually making the distribution to Wisconsin Reading Corps going forward.

17. Bullying prevention grants

This bill requires DPI to annually award a bullying prevention grant to the nonprofit organization that received the grant in the 2017-18 and 2018-19 school years.

18. Robotics league participation grants

This bill clarifies that DPI may award a robotics league participation grant to an eligible team to participate in more than one robotics competition.

PRIMARY AND SECONDARY EDUCATION: OTHER***1. Eliminate restriction on the number of school district referenda in a calendar year***

Under current law, if a school board wants to borrow money through a bond issue or exceed the revenue limit otherwise applicable to the school district, the school board must obtain the approval of the school district's electors at a referendum. Under current law, a school board may submit a resolution to borrow money or exceed the revenue limit to electors for approval or rejection no more than two times in any calendar year. The bill eliminates that restriction.

2. Eliminate teacher licensure based on an alternative teacher certification program

This bill eliminates the requirement that DPI issue an initial teaching license to an individual who completes an alternative teacher certification program operated by a provider that is a nonprofit organization and that meets all of the following criteria: a) the organization operates in at least five states; b) the organization has been operating an alternative teacher certification program for at least ten years; and c) the organization requires candidates for certification to pass a subject area exam and the pedagogy exam known as the Professional Teaching Knowledge exam.

3. Teacher planning time

This bill requires school boards to provide teachers with at least 45 minutes or the equivalent of one class period, whichever is longer, of paid planning time each day.

4. School breakfast program

This bill expands who is eligible for reimbursement under the school breakfast program to include operators of independent charter schools, the director of the Wisconsin Educational Services Program for the Deaf and Hard of Hearing, the

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director of the Wisconsin Center for the Blind and Visually Impaired, and operators of residential care centers for children and youth. This bill also prohibits DPI from making reimbursements under the school breakfast program for breakfasts served in the prior school year if the school ceased operations during the prior school year. This prohibition does not apply to reimbursements to a school district.

5. *Licensing fees*

Under the bill, all fees collected by DPI for the certification or licensure of school and public library personnel are credited back to DPI to fund DPI's administrative costs related to licensure. Under current law, 90 percent of the fees are credited back to DPI and the remaining 10 percent are deposited into the general fund.

6. *Digital archiving projects in public libraries*

Under current law, DPI must develop and maintain an online resource, called WISElearn, to provide educational resources for parents, teachers, and pupils; offer online learning opportunities; provide regional technical support centers; provide professional development for teachers; and enable video conferencing. This bill expands WISElearn to include supporting digital archiving projects in public libraries.

HIGHER EDUCATION**1. *Resident undergraduate tuition freeze***

The bill prohibits the Board of Regents of the UW System from charging resident undergraduate academic fees in the 2019-20 and 2020-21 academic years that are more than the fees charged in the 2018-19 academic year.

2. *Nonresident tuition exemption for undocumented individuals*

The bill creates a nonresident tuition exemption for certain technical college and UW System students.

Current law allows the Board of Regents to charge different tuition rates to resident and nonresident students. Current law also includes nonresident tuition exemptions, under which certain nonresident students pay resident tuition rates. This bill creates an additional exemption for an alien who is not a legal permanent resident of the United States and who: a) graduated from a Wisconsin high school or received a declaration of equivalency of high school graduation from Wisconsin; b) was continuously present in Wisconsin for at least three years following the first day of attending a Wisconsin high school or immediately preceding receipt of a declaration of equivalency of high school graduation; and c) enrolls in a UW System institution and provides the institution with an affidavit stating that he or she has filed or will file an application for permanent residency with U.S. Citizenship and Immigration Services as soon as the person is eligible to do so.

The bill also provides that an alien described above is considered a resident of this state for purposes of admission to and payment of fees at a technical college.

3. *Technical college revenue limits*

Under the bill, with certain exceptions, a technical college district board's revenue, defined as the sum of its tax levy for operations and the amount of aid it receives for property tax relief and tax-exempt personal property, in a school year may not exceed its revenue in the previous school year increased by 2 percent, or the

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district's valuation factor, whichever is greater. A district's valuation factor is the percentage change in the district's equalized value due to new construction, less improvements removed. Current law limits the increase to a district's valuation factor.

4. Dual enrollment at UW schools and technical colleges

The bill requires the Board of Regents and technical college district boards to establish policies and implement programs under which students attending high school in this state are admitted, respectively, to the UW System or technical colleges as nondegree students and may enroll in courses offered for credit at a UW System school or technical college. The student must meet the requirements and prerequisites of the course and there must be space available in the course. In establishing the policies and implementing the program, the Board of Regents or technical college district board must consult with DPI and coordinate with the school districts and the governing bodies of private schools where the high school students are enrolled. The Board of Regents and technical college district boards may not charge tuition or fees to any high school student, or to the school district or private school in which the student is enrolled, in connection with the student's participation in the program or the student's enrollment in any course under this program. The UW school or technical college in which the student is enrolled must award postsecondary credit for any course successfully completed. The student must notify the school board of the public high school he or she attends, or the governing body of the private school he or she attends, of the student's intention to enroll in a UW school or technical college and of any course to be taken. If the student will be taking the course for high school credit, the school board or private school governing body must determine whether the course satisfies high school graduation requirements and the number of high school credits to award the student for the course, if any, and notify the student of these determinations. These programs replace the existing Early College Credit Program and dual enrollment program in technical colleges. *See Primary and secondary education.*

5. Student Loan Refinancing Study Committee

The bill creates the Student Loan Refinancing Study Committee consisting of the secretary of financial institutions, the state treasurer, and the executive secretary of HEAB. The committee's purpose is to study the creation and administration of a bonding authority for the refinancing of student loans to ease the student loan debt burden. The committee must submit a report to the governor and the legislature that includes a) recommendations regarding the corporate and legal structure of the refinancing entity, including governance; b) a profile of the loan portfolio, projected costs, estimated staffing needs, underwriting requirements, and other information pertinent to the creation of a financing entity that offers interest rate savings to student loan debtors; and c) an assessment of the feasibility of and options for offering borrower protections similar to those under federal student loan programs.

SENATE BILL 59**6. *Student success and attainment***

The bill requires the Board of Regents to allocate \$20,000,000 of its general program operations appropriation in fiscal year 2019-20 and \$25,000,000 of that appropriation in fiscal year 2020-21 to advance student success and attainment.

7. *Additional funding for UW Colleges*

The bill requires the Board of Regents to allocate at least \$2,500,000 each year from its general program operations appropriation to provide additional funding to the UW Colleges for student support services.

8. *Supplemental talent incentive grants*

The bill allows HEAB to award supplemental grants in a fiscal biennium to students to whom HEAB has awarded talent incentive grants in that biennium. Under current law, HEAB awards talent incentive grants to uniquely needy students enrolled at public and private nonprofit institutions of higher education in this state. Current law limits the amount of a talent incentive grant to \$1,800 for an academic year. The bill allows HEAB to award the supplemental grants from funding that is available after HEAB makes all of the talent incentive grants in a fiscal biennium. Supplemental grants are not subject to the \$1,800 limit.

9. *UW System supplemental pay plans*

The bill allows the Board of Regents and the chancellor of the UW-Madison to provide supplemental pay plans for their employees during the 2019-21 fiscal biennium. The chancellor must submit his or her plan to the Board of Regents for approval. Current law requires the Board of Regents to annually allocate \$26,250,000 of its general program operations funding to UW institutions in accordance with a performance-based funding formula described below. In the 2019-21 fiscal biennium, this bill allows the Board of Regents to allocate all or a portion of that amount to fund the pay plans allowed under the bill, instead of in accordance with that formula. If the Board of Regents allocates a portion, the remainder must be allocated in accordance with the formula.

10. *Rural dentist educational loan repayment*

The bill allows dentists who agree to practice in rural areas under an educational loan repayment assistance program to receive the same amount of assistance as physicians. The program is administered by the Board of Regents. Under current law, dentists and physicians who agree to practice at least 32 clinic hours per week for three years in areas with shortages of dental or primary care professionals may receive up to \$50,000 in assistance under the program. In addition, a physician who agrees to practice for the same duration in a rural area may receive up to \$100,000 in assistance under the program. However, dentists who agree to practice for the same duration in a rural area are eligible for up to \$50,000 in assistance. This bill makes dentists who agree to practice for the same duration in rural areas eligible for up to \$100,000 in assistance.

11. *Nurse educators*

The bill requires the Board of Regents to establish a program that provides a) fellowships to students who enroll in certain advanced nursing degree programs; b) postdoctoral fellowships to recruit faculty for UW System nursing programs; and c)

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educational loan repayment assistance to recruit and retain faculty for UW System nursing programs. In addition, the program must require individuals who receive fellowships or educational assistance to make a three-year commitment to teaching in a UW System nursing program.

12. *Minority teacher loan program*

The bill prohibits HEAB from making a loan under the minority teacher loan program after the date on which the bill becomes law. Under the bill, HEAB continues to administer the repayment and loan forgiveness of all minority teacher loans made on or before the date the bill becomes law.

Under current law, HEAB administers a minority teacher loan program for minority students who meet certain eligibility criteria, including enrollment in a program of study leading to a teacher's license in a teacher shortage field. A minority student is defined as a student who is a Black American, an American Indian, a individual of any race whose ancestors originated in Mexico, Puerto Rico, Cuba, Central America, or South America or whose culture or origin is Spanish, or an individual admitted to the United States after December 31, 1975, who is either a former citizen of Laos, Vietnam, or Cambodia or whose ancestor was or is a citizen of Laos, Vietnam, or Cambodia. Under the program, HEAB may award, to an eligible minority student, a loan of up to \$10,000 annually for up to three years. HEAB must forgive 25 percent of the loan for each school year that the loan recipient a) is employed in the city of Milwaukee as a full-time elementary or secondary school teacher in a high-demand, teacher shortage field; and b) receives a teacher rating of proficient or distinguished.

The bill replaces the minority teacher loan program with a grant program under which DPI awards grants to school districts to recruit minority teachers. *See Primary and secondary education.*

13. *Mid-year changes to the Wisconsin grant formula*

The bill allows HEAB, under certain circumstances, to modify the formula used to award Wisconsin grants without JCF approval.

Under current law, HEAB administers the Wisconsin grant program, which provides grants to resident postsecondary students enrolled at least half time and registered as freshmen, sophomores, juniors, or seniors in UW System schools, technical colleges, private nonprofit colleges, and tribal colleges in this state. Each of these four types of higher education institutions must annually submit to HEAB a proposed formula for awarding Wisconsin grants to students enrolled in these institutions for the next year, and HEAB must then approve, modify, or disapprove these proposed formulas for awarding grants for the next year. If HEAB determines during the year that any formula approved during the prior year needs to be modified in order to expend the entire amount appropriated for grants to students at the applicable type of institution, HEAB must submit a modified formula to JCF and may implement the formula with JCF approval under a 14-day passive review process.

The bill eliminates the JCF submission and passive review process, allowing HEAB to implement modifications to the approved Wisconsin grant formula if HEAB determines during the year that any formula approved during the prior year needs

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to be modified in order to expend the entire amount appropriated for grants to students at the applicable type of institution.

14. Environmental education grants

The bill requires UW-Stevens Point to award grants, funded from the conservation fund, to nonprofit corporations and public agencies for the development, dissemination, and presentation of environmental education programs. To receive a grant, the grant recipient must match at least 25 percent of the amount of the grant, which matching may include in-kind contributions. No more than one-third of the total amount of grants awarded each year may be awarded to state agencies.

15. Distribution of performance-based funding for UW Schools

The bill specifies the UW System institutions eligible to receive performance funding after the UW System's restructuring under the plan approved by the Higher Learning Commission on or about June 28, 2018.

Current law requires the Board of Regents to identify at least four metrics to measure a UW System institution's progress toward meeting each of the following goals: a) growing and ensuring student access; b) improving and excelling at student progress and completion; c) expanding contributions to the workforce; and d) enhancing operational efficiency and effectiveness. An institution includes the extension, but the Board of Regents may specify different metrics for the extension. The Board of Regents must develop a formula for distributing money to UW System institutions based on each institution's performance with respect to these metrics. The Board of Regents must submit this formula to JCF for approval before using the formula to distribute money. The amount of money allocated for distribution under the formula is \$26,250,000 in each fiscal year.

This bill modifies the definition of an institution for purposes of performance funding. Under the bill, an institution eligible to receive performance funding, based on the Board of Regents' metrics and distribution formula, is any of the following:

- a. A four-year UW System school, including any two-year UW System school associated with it as a branch campus under the UW System restructuring plan.
- b. Any operational unit of the UW-Madison assigned former functions of the UW-Extension as a result of the UW System restructuring.
- c. Any operational unit of the UW System administration assigned former functions of the UW-Extension as a result of the UW System restructuring.

16. UW-Extension county-based agriculture positions

The bill requires the Board of Regents to allocate \$1,500,000 in fiscal year 2019-20 and \$2,000,000 in each fiscal year thereafter for UW-Extension county-based agriculture positions.

17. Funding for the Paper Science Program at UW-Stevens Point

The bill requires the Board of Regents to fund at least 1.0 FTE position in the Paper Science Program at UW-Stevens Point from an appropriation from the conservation fund, replacing a provision of current law allocating \$78,000 annually from this appropriation for the program.

SENATE BILL 59***18. Handicapped references***

The bill refers to impaired individuals or individuals with disabilities, instead of handicapped individuals, in statutes administered by HEAB and the TCS Board.

OTHER EDUCATIONAL AND CULTURAL AGENCIES***1. Instructional material related to public radio and television programs***

This bill allows the Educational Communications Board to procure or publish instructional material related to state educational radio and television network programs and to impose a reasonable charge for providing this material.

ELECTIONS***1. Nonpartisan redistricting***

This bill creates a new procedure for the preparation of legislative and congressional redistricting plans. The bill directs the LRB to draw redistricting plans based upon standards specified in the bill and establishes a Redistricting Advisory Commission to oversee the LRB's work in drawing redistricting plans and to perform certain tasks in the redistricting process. The commission consists of five members. The speaker and minority leader of the assembly and the majority and minority leaders of the senate must each appoint one person to serve on the commission. The four appointed commissioners then select a fifth commissioner to serve as chairperson. The bill prohibits all of the following individuals from being commission members: individuals who are not eligible electors of this state at the time of the appointment, individuals who hold partisan public office or political party office, and individuals who are a relative of or are employed by a member of the legislature or of Congress or are employed directly by the legislature or Congress.

If requested to do so by the LRB, the commission must provide direction to the LRB concerning any decision the LRB must make in preparing a redistricting plan. The bill permits the commission to establish policies limiting the information that the LRB may provide to persons outside of LRB staff concerning any redistricting plan. However, the bill also provides that any draft maps, along with the data sets used to create them, that the LRB produces in the course of preparing a redistricting plan must be open to the public and made available on the Internet site of the LRB as soon as they are produced. The bill further provides that in preparing a redistricting plan, the LRB must test the efficiency gap and competitiveness of each district and make the test results available to the public, including on its Internet site. The efficiency gap is, generally, a method that purports to test the fairness of a redistricting plan based on measuring the number of votes cast for a candidate beyond the number needed to be elected.

In preparing the plan, the LRB must be strictly nonpartisan. No district may be drawn for the purpose of favoring a political party, incumbent legislator or member of Congress, or other person or group, or, except to the extent necessary to meet the requirements of the Voting Rights Act, for the purpose of augmenting or diluting the voting strength of a language or racial minority group. The LRB may not use residence addresses of incumbent legislators or members of Congress, political affiliations of registered voters, previous election results, or, except as

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necessary to meet the requirements of the Voting Rights Act, demographic information.

After the LRB submits a plan to the legislature, the commission must hold public hearings on the plan and submit a report to the legislature summarizing information and testimony received at the hearings. The bill requires either the assembly or the senate to bring the redistricting plan to a vote expeditiously, but not less than seven days after the report of the commission is received and made available to the members of the legislature. That plan may not be amended. If the first plan fails to pass, the legislature must submit to the LRB the reasons for why the plan failed. The LRB then must submit a second plan that also may not be amended. If the second plan fails, the LRB must produce a third plan. The third plan may be amended, but the plan and all amendments to it may be passed only with the approval of three-fourths of all the members elected in each house.

2. Automatic voter registration

This bill requires the Elections Commission to facilitate the registration of all eligible electors of this state and to maintain the registration of all eligible electors for so long as they remain eligible. The bill directs the commission and DOT to enter into an agreement so that DOT may transfer information in DOT's records to the commission. The bill requires the commission to maintain the confidentiality of any information it obtains under the agreement and allows a driver's license or identification card applicant to "opt out" of DOT's transfer of this information to the commission. Once the commission obtains all the information required under current law to complete an elector's registration, the commission adds the elector's name to the statewide registration list.

The bill also directs the Elections Commission to report to the appropriate standing committees of the legislature, no later than July 1, 2020, concerning its progress in implementing the registration system created by the bill. The report must contain an assessment of the feasibility of integrating registration information with information maintained by other agencies.

3. Voter identification

Current law allows an individual to use as voter identification an unexpired identification card issued by a technical college, college, or university in this state if the card meets certain criteria. The card must have an expiration date that is no later than two years after the date it was issued, and the individual must establish proof of enrollment. This bill eliminates the proof of enrollment requirement and allows the use of a card that expires no later than five years after the issuance date. The bill also eliminates the requirement that the card contain the student's signature. In addition, the bill requires each technical college in this state and each UW System institution to issue student identification cards that meet the criteria to be used as voter identification no later than August 1, 2019.

Current law also allows an individual to use as voter identification an identification card issued by DOT. DOT may issue a receipt as a temporary identification card to use for voting and other purposes to an individual who is waiting for the permanent card. The receipt expires in 60 days. The bill extends the expiration date to 180 days.

SENATE BILL 59***4. Voting absentee in person***

Current law allows an individual to complete an absentee ballot in person no earlier than 14 days preceding the election and no later than the Sunday preceding the election. The bill eliminates the restriction on how soon a person may complete an absentee ballot in person and provides that a person must complete such a ballot no later than the Friday preceding the election.

EMINENT DOMAIN***1. Condemnation authority for recreational trails***

This bill eliminates the prohibition in current law on certain entities, such as DOT, DNR, and county or village boards, from using the power of condemnation to acquire land or interests in land for the purpose of establishing or extending bicycle lanes or certain pedestrian ways.

EMPLOYMENT**EMPLOYMENT REGULATION*****1. Minimum wage***

This bill raises the minimum wages to be paid to most employees annually, from the effective date of the bill to January 1, 2024. After that date, the bill requires DWD to annually revise the minimum wage to reflect the change in the consumer price index and publish those amounts in the Wisconsin Administrative Register and on the DWD website.

The bill requires the secretary of workforce development to establish a committee to study options to achieve a \$15 per hour minimum wage and other options to increase compensation for workers in this state. Under the bill, the committee consists of nine members, with five appointed by the governor, and one each appointed by the speaker of the assembly, the assembly minority leader, the senate majority leader, and the senate minority leader. The committee is required to submit a report containing its recommendations for options to achieve a \$15 per hour minimum wage and other options to increase compensation for workers in this state to the governor and the appropriate standing committees of the legislature no later than October 1, 2020.

2. Eliminating the right-to-work law

This bill eliminates the state right-to-work law. The current state right-to-work law prohibits a person from requiring, as a condition of obtaining or continuing employment, an individual to refrain or resign from membership in a labor organization, to become or remain a member of a labor organization, to pay dues or other charges to a labor organization, or to pay any other person an amount that is in place of dues or charges required of members of a labor organization.

3. Prevailing wage

This bill requires that laborers, workers, mechanics, and truck drivers employed on the site of certain state and local projects of public works be paid the

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prevailing wage and not be required or allowed to work a greater number of hours per day and per week than the prevailing hours of labor unless they are paid overtime for all hours worked in excess of the prevailing hours of labor. Under the bill, “prevailing wage rate” is defined as the hourly basic rate of pay, plus the hourly contribution for bona fide economic benefits, paid for a majority of the hours worked in a trade or occupation in the area in which the project is located, except that, if there is no rate at which a majority of those hours is paid, “prevailing wage rate” means the average hourly basic rate of pay, plus the average hourly contribution for bona fide economic benefits, paid for the highest-paid 51 percent of hours worked in a trade or occupation in the area. The bill requires DWD to conduct investigations and hold public hearings as necessary to define the trades or occupations that are commonly employed on projects that are subject to the prevailing wage law and to inform itself of the prevailing wage rates in all areas of the state for those trades or occupations, in order to determine the prevailing wage rate for each trade or occupation. The bill contains certain other provisions regarding the calculation of prevailing wage rates by DWD, including provisions allowing persons to request recalculations or reviews of the prevailing wage rates determined by DWD. The bill also establishes a requirement that state agencies and local governments post prevailing wage rates and hours of labor in areas readily accessible to persons employed on the project or in sites regularly used for posting notices.

The bill makes a contractor that fails to pay the prevailing wage rate or overtime pay to an employee as required under the prevailing wage law liable to the affected employee for not only the amount of unpaid wages and overtime pay, but also for liquidated damages in an amount equal to 100 percent of the unpaid wages and overtime pay.

Finally, the bill includes, for both state and local projects of public works, provisions regarding coverage, compliance, enforcement, and penalties, including a) requirements for affidavits to be filed by contractors affirming compliance with the prevailing wage law; b) record retention requirements for contractors regarding wages paid to workers and provisions allowing for the inspection of those records by DWD; c) liability and penalty provisions for certain violations; and d) provisions prohibiting contracts from being awarded to persons who have failed to comply with the prevailing wage law.

4. Family and medical leave expansion

Under current law, an employer that employs at least 50 individuals on a permanent basis in this state must allow an employee who has been employed by the employer for more than 52 consecutive weeks and who has worked for the employer for at least 1,000 hours during the preceding 52 weeks to take up to eight weeks of family leave in a 12-month period for the birth or adoptive placement of a child or to care for a child, spouse, parent, or domestic partner of the employee or a parent of the spouse or domestic partner of the employee who has a serious health condition; and up to two weeks of medical leave in a 12-month period when the employee has a serious health condition.

This bill requires an employer that employs at least 25 individuals on a permanent basis in this state to allow an employee to take family or medical leave

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as provided under current law. The bill also allows an employee to take family leave as provided under current law to care for a grandparent, grandchild, or sibling of the employee who has a serious health condition. In addition, the bill requires an employer to allow an employee to take family leave because of any qualifying exigency, as determined by DWD by rule, arising out of the fact that the spouse, child, domestic partner, parent, grandparent, grandchild, or sibling of the employee is on deployment with the U.S. armed forces to a foreign country (covered active duty), has been notified of an impending call or order to covered active duty, or because of an unforeseen school or child care facility closure.

5. *Employment discrimination based on conviction record*

This bill provides that employment discrimination because of a conviction record includes requesting an applicant for employment, on an application form or otherwise, to supply information regarding the conviction record of the applicant, or otherwise inquiring into or considering the conviction record of an applicant for employment, before the applicant has been selected for an interview by the prospective employer. The bill, however, does not prohibit an employer from notifying applicants for employment that an individual with a particular conviction record may be disqualified by law or the employer's policies from employment in particular positions.

6. *State and local employment regulations; repeal preemption of local government regulations*

This bill repeals the preemption of local governments from enacting or enforcing ordinances related to various employment matters. Under current law, a local government may not enact an ordinance regulating wages, overtime pay, employee hours, and benefits. *See Local Government.*

UNEMPLOYMENT INSURANCE**1. *Drug testing***

Current state law requires DWD to establish a program to test for the presence of controlled substances certain claimants who apply for unemployment insurance (UI) benefits. A claimant who tests positive for a controlled substance for which the claimant does not have a prescription is ineligible for UI benefits until certain requalification criteria are satisfied or unless he or she enrolls in a substance abuse treatment program and undergoes a job skills assessment, and a claimant who declines to submit to a test is simply ineligible for benefits until he or she requalifies. However, under federal law, the state may require the drug testing under the program only in accordance with regulations issued by the federal secretary of labor. As of February 26, 2019, final federal regulations have not been issued. This bill repeals the requirement to establish the drug testing program.

Also under current law, an employer may voluntarily submit to DWD the results of a preemployment test for the presence of controlled substances that was conducted on an individual as a condition of an offer of employment or notify DWD that an individual declined to submit to such a test. If DWD then verifies that submission, the employee may be ineligible for benefits until he or she requalifies. However, a claimant who tested positive may maintain eligibility by enrolling in a

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substance abuse treatment program and undergoing a job skills assessment. This bill repeals these preemployment drug testing provisions.

2. *Increasing maximum weekly benefit rate*

This bill increases the maximum amount of weekly unemployment benefits payable from \$370 to \$406.

3. *Ineligibility due to substantial fault*

Under current law, an employee whose work is terminated for substantial fault is ineligible to receive UI benefits until the employee satisfies certain requalification criteria. With certain exceptions, current law defines “substantial fault” to include those acts or omissions of an employee over which the employee exercised reasonable control and which violate reasonable requirements of his or her employer.

This bill repeals the provision on substantial fault and replaces it with a provision on absenteeism and tardiness by an employee. Under the bill, if an employee is discharged for failing to notify an employer of absenteeism or tardiness that becomes excessive, the employee is ineligible to receive UI benefits until the employee satisfies certain requalification criteria.

4. *Acceptance of suitable work*

Under current law, if a claimant for UI benefits fails, without good cause, to accept suitable work when offered, the claimant is ineligible to receive UI benefits until he or she satisfies certain requalification criteria. Current law specifies what is considered “suitable work” for purposes of these provisions, with different standards applying depending on how many weeks have elapsed since the claimant became unemployed. Current law also specifies circumstances in which a claimant has good cause for failing to accept what would otherwise be considered suitable work.

This bill repeals the provisions described above regarding what is considered suitable work and what is considered good cause for failing to accept suitable work and replaces them with a) a different provision regarding what constitutes good cause for a failure to accept suitable work; and b) a requirement for DWD to define what constitutes suitable work for claimants by rule, with the rule specifying different levels of suitable work based upon the number of weeks that a claimant has received benefits in a given benefit year.

5. *Benefit waiting period*

Currently, a claimant must wait one week after becoming eligible to receive UI benefits before the claimant may receive benefits for a week of unemployment. The waiting period does not affect the maximum number of weeks of a claimant’s benefit eligibility. This bill deletes the one-week waiting period, thus permitting a claimant to receive UI benefits beginning with his or her first week of eligibility.

6. *Eligibility following voluntary termination of work*

Under current law, unless an exemption applies, if an individual quits his or her job, the individual is generally ineligible to receive UI benefits until the individual satisfies certain requalification criteria. One of the exemptions under current law is for an employee whose spouse is a member of the U.S. armed forces on active duty, if the employee’s spouse is required to relocate to a location from which it is

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impractical for the employee to commute, and the employee relocates with his or her spouse.

This bill repeals the requirement that, in order for the exemption to apply, the employee's spouse be a member of the U.S. armed forces. Instead, the bill extends the exemption to cover any employee whose spouse is required by an employer to relocate.

7. Wage threshold for receipt of benefits

Under current law, a claimant for UI benefits is generally ineligible to receive any benefits for a week if the claimant receives or is considered to have received wages or other amounts from employment totaling more than \$500. This bill requires DWD to annually raise this \$500 threshold figure by a percentage equal to the change in the U.S. consumer price index.

8. Work search and registration

Under current law, a claimant for UI benefits is generally required to register for work and to conduct searches for work each week in order to remain eligible, but DWD is required to waive these requirements under certain circumstances. This bill deletes the waiver provisions in current law and instead allows DWD to establish such waivers by rule.

JOB TRAINING**1. Fast Forward grants to shipbuilders**

This bill requires DWD to allocate \$1,000,000 in the 2019-21 fiscal biennium for grants to shipbuilders in Wisconsin for the purpose of training incoming and current staff.

2. Wisconsin Career Creator program

The bill eliminates the worker training and employment program known as the Wisconsin Career Creator Program. Under current law, DWD is required provide \$20,000,000 in the 2019-21 fiscal biennium to facilitate worker training and employment in the state. Under the program, DWD must consult with WEDC and the Technical College System Board regarding the implementation of the program, and must submit a plan for implementing the program to JCF before expending any funds.

3. Project SEARCH program

This bill authorizes DWD to enter into contracts to provide employment skills services to individuals with developmental disabilities under the Project SEARCH program. The program is currently operated by the Cincinnati Children's Hospital and DWD administers the program for residents of this state. The bill also requires DWD to allocate \$250,000 each fiscal year to the program.

ADMINISTRATIVE CHANGES**1. Worker's compensation; authority to conduct hearings**

Under current law, DWD performs various administrative and adjudicatory functions relating to worker's compensation, except that the adjudicatory functions of DWD relating to disputed worker's compensation claims are performed by the Division of Hearings and Appeals in DOA (DHA). This bill transfers the adjudicatory functions of DHA relating to disputed worker's compensation claims to DWD.

SENATE BILL 59**2. Labor and Industry Review Commission**

This bill attaches the Labor and Industry Review Commission (LIRC) to DWD. Under current law, LIRC is attached to DOA. LIRC's primary responsibility is to decide appeals of cases from administrative law judges in the areas of UI benefits, worker's compensation, and equal rights.

3. Transfers to DHS for independent living grants

This bill clarifies that DWD is required to transfer money to DHS for the purpose of providing grants to independent living centers only up to the amount DWD receives from the federal Social Security Administration as reimbursement for the fact that individuals who gain employment with assistance from the vocational rehabilitation program no longer receive certain benefits from the federal Social Security Administration. DHS awards grants to independent living centers for providing nonresidential services to severely disabled individuals.

Under current law, DWD is required to transfer \$600,000 in each fiscal year to DHS for the grant program.

ENVIRONMENT**WATER QUALITY****1. Well compensation grant program**

This bill makes changes to the well compensation grant program currently administered by DNR.

Under current law, an individual owner or renter of a contaminated private well may apply for a grant from DNR to cover a portion of the costs to treat the water, reconstruct the well, construct a new well, connect to a public water supply, or fill and seal the well. To be eligible for a grant the well owner's or renter's annual family income may not exceed \$65,000. A grant awarded under the program may not cover any portion of a project's eligible costs in excess of \$16,000 and, of those costs, may not exceed 75 percent of a project's eligible costs, meaning that a grant may not exceed \$12,000. In addition, if the well owner's or renter's annual family income exceeds \$45,000, the amount of the award is reduced by 30 percent of the amount by which the annual family income exceeds \$45,000.

The bill increases the family income limit to \$100,000. In addition, under the bill, a well owner or renter whose family income is below the state's median income may receive a grant of up to 100 percent of a project's eligible costs, not to exceed \$16,000. The bill also eliminates the requirement to reduce an award by 30 percent if the well owner's or renter's family income exceeds \$45,000.

Under current law, a well that is contaminated only by nitrates is eligible for a grant only if the well is a water supply for livestock, is used at least three months in each year, and contains nitrates in excess of 40 parts per million. The bill eliminates these restrictions.

Under current law, DNR must issue grants in the order in which completed claims are received. Under the bill, if there are insufficient funds to pay claims, DNR may, for claims based on nitrate contamination, prioritize claims that are based on higher levels of nitrate contamination.

SENATE BILL 59***2. Concentrated animal feeding operation fees***

Under current law, a person who operates a concentrated animal feeding operation (CAFO) must have a Wisconsin Pollutant Discharge Elimination System (WPDES) permit from DNR. A CAFO is a livestock operation that contains at least 1,000 animal units, that discharges pollutants to a navigable water, or that contaminates a well. Current law requires a CAFO operator with a WPDES permit to pay an annual fee of \$345 to DNR. The bill increases the amount of this annual fee to \$660. In addition to this annual fee, the bill requires an operator to pay a \$3,270 fee upon receiving a WPDES permit and every five years after that. Under current law, \$95 of every annual fee is deposited into an appropriation account for general program operations relating to DNR's environmental quality functions. The bill instead requires that the \$95 be deposited into an appropriation account for general program operations relating to DNR's external services. In addition, under the bill, \$315 of the annual \$660 fee and the full amount of the \$3,270 fee is deposited into an appropriation account for the purpose of DNR's regulation of CAFOs.

3. Local pollution control grants in TMDL watersheds

This bill requires DNR to award grants to municipalities and counties for water pollution control infrastructure projects within watersheds that have a total maximum daily load (TMDL) in effect. A TMDL is the maximum amount of pollutants that an impaired water body can assimilate while still meeting water quality standards. The bill provides for \$4,000,000 in general obligation bonding authority for this purpose.

4. Safe Drinking Water Loan Program

This bill authorizes the issuance of revenue bonds for the Safe Drinking Water Loan Program under the environmental improvement fund, similar to the authority for revenue bonding under the Clean Water Fund Program. The program provides low-interest loans to municipalities for drinking water infrastructure projects, to help them comply with federal drinking water standards.

Under current law, the state may contract up to \$71,400,000 in public debt for the Safe Drinking Water Loan Program. This bill increases the general obligation bonding authority for the program by \$43,550,000 and requires DOA to allocate up to \$40,000,000 of the authorized public debt to projects involving forgivable loans to private users of public water systems to cover not more than 50 percent of the cost to replace lead service lines.

5. Bonding for the Clean Water Fund Program

This bill increases by \$13,500,000, from \$646,283,200 to \$659,783,200, the general obligation bonding authority for the Clean Water Fund Program, under which DNR provides financial assistance to local governmental units for projects to control water pollution, such as sewage treatment plants.

6. Bonding for contaminated sediment removal

Under current law, the state may contract up to \$32,000,000 in public debt to pay a portion of the costs of a project to remove contaminated sediment from Lake Michigan or Lake Superior, or a tributary of Lake Michigan or Lake Superior, if DNR has identified the body of water as being impaired by the sediment. This bill

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increases the general obligation bonding authority for sediment removal projects by \$25,000,000.

7. Bonding for nonpoint water pollution abatement

This bill increases by \$6,500,000, from \$44,050,000 to \$50,550,000, the general obligation bonding authority for financial assistance for nonpoint source water pollution abatement projects and for animal feeding operations to implement best management practices.

8. Bonding for urban storm water, flood control, and riparian restoration

This bill increases by \$4,000,000, from \$53,600,000 to \$57,600,000, the general obligation bonding authority for financial assistance for projects that manage urban storm water and runoff and for flood control and riparian restoration projects.

HAZARDOUS SUBSTANCES AND ENVIRONMENTAL CLEANUP**1. Transfer of abandoned tank removal program**

This bill transfers, from DNR to DATCP, the abandoned tank system removal program, which currently allows DNR to hire contractors to remove abandoned underground petroleum storage tanks if the owner is unable to afford to do so.

2. PECFA claim submission deadline

Under current law, DNR administers a program, commonly known as PECFA, to reimburse owners of certain petroleum product storage tanks for a portion of the costs of cleaning up discharges from those tanks. Under current law, a person is not eligible for reimbursement unless the person submits a PECFA claim to DNR before July 1, 2020. The bill changes that date to July 1, 2021.

HEALTH AND HUMAN SERVICES**MEDICAL ASSISTANCE****1. Medicaid expansion**

This bill changes the family income eligibility level to up to 133 percent of the federal poverty line for parents and caretaker relatives under BadgerCare Plus and for childless adults currently covered under BadgerCare Plus Core, who are incorporated into BadgerCare Plus in this bill. BadgerCare Plus and BadgerCare Plus Core are programs under the state's Medical Assistance program, which provides health services to individuals who have limited financial resources. The federal Patient Protection and Affordable Care Act allows a state to receive an enhanced federal medical assistance percentage payment for providing benefits to certain individuals through a state's Medical Assistance program. The bill requires DHS to comply with all federal requirements and to request any amendment to the state Medical Assistance plan, waiver of Medicaid law, or other federal approval necessary to qualify for the highest available enhanced federal medical assistance percentage for childless adults under the BadgerCare Plus program.

Under current law, certain parents and caretaker relatives with incomes of not more than 100 percent of the federal poverty line, before a 5 percent income disregard is applied, are eligible for BadgerCare Plus benefits. Under current law, childless

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adults who a) are under age 65; b) have family incomes that do not exceed 100 percent of the federal poverty line, before a 5 percent income disregard is applied; and c) are not otherwise eligible for Medical Assistance, including BadgerCare Plus, are eligible for benefits under BadgerCare Plus Core. The bill eliminates the childless adults demonstration project known as BadgerCare Plus Core.

2. *Eliminating legislative oversight over Medicaid waivers*

2017 Wisconsin Act 370 prohibits DHS from submitting a request to a federal agency for a waiver or renewal, modification, withdrawal, suspension, or termination of a waiver of federal law or rules or for authorization to implement a pilot program or demonstration project unless legislation has been enacted specifically directing the submission of the request. For any legislation that requires submission of a request that has not yet been submitted, Act 370 requires DHS to submit an implementation plan to JCF and submit its final proposed request to JCF for approval. Act 370 requires DHS to take certain actions and submit monthly progress reports to JCF once a request has been submitted to the federal agency. When the federal agency has approved the request in whole or in part and the request has not been fully implemented, Act 370 requires DHS to submit its final implementation plan to JCF for approval. Act 370 allows JCF to reduce from moneys allocated for state operations or administrative functions the agency's appropriation or expenditure authority or change the authorized level of full-time equivalent positions for the agency related to the program for which the request is required to be submitted if JCF determines that the state agency has not made sufficient progress or is not acting in accordance with the enacted legislation requiring the submission of the request. This bill eliminates the requirement that legislation be enacted in order for DHS to submit a request for a waiver or renewal, modification, withdrawal, suspension, or termination of a waiver of federal law or rules or for authorization to implement a pilot program or demonstration project. The bill also eliminates the legislative review procedure for requests for waivers, pilot programs, or demonstration projects required by Act 370.

3. *Eliminating legislative oversight of Medicaid state plan amendments*

2017 Wisconsin Act 370 requires DHS to submit to JCF under its passive review process any proposed Medical Assistance state plan amendment and any proposed change to a reimbursement rate for or supplemental payment to a Medical Assistance provider that has an expected fiscal effect of \$7,500,000 from all revenue sources over a 12-month period. This bill eliminates this requirement to submit for JCF review Medical Assistance state plan amendments, changes to reimbursement rates, or supplemental payments.

4. *Repealing implementation of childless adult demonstration waiver*

2017 Wisconsin Act 370 requires by statute DHS to implement the BadgerCare Reform waiver as it relates to childless adults as approved by the federal Department of Health and Human Services effective October 31, 2018. The 2015-17 and 2017-19 biennial budget acts required DHS to submit a waiver request to the federal Department of Health and Human Services authorizing DHS to take certain actions including imposing premiums on, requiring a health risk assessment of, and time-limiting eligibility for recipients of BadgerCare Plus under the childless adults

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demonstration project waiver. Act 370 requires DHS to implement the childless adults BadgerCare Reform waiver by no later than November 1, 2019. If JCF determines that DHS has not complied with the implementation deadline, has not made sufficient progress in implementing the BadgerCare Reform waiver, or has not complied with other requirements relating to approved waiver implementation, Act 370 allows JCF to reduce from moneys allocated for state operations or administrative functions DHS's appropriation or expenditure authority, whichever is applicable, or change the authorized level of full-time equivalent positions for DHS related to the Medical Assistance program. This bill eliminates the statutory implementation requirement for the BadgerCare Reform waiver, including the deadline and penalties, eliminates the statutory requirement for DHS to seek the waiver, and allows DHS to modify or withdraw the waiver.

5. Post-partum eligibility

This bill requires DHS to seek approval from the federal Department of Health and Human Services to extend to women who are eligible for Medical Assistance when pregnant Medical Assistance benefits until the last day of the month in which the 365th day after the last day of the pregnancy falls. Currently, post-partum women are eligible for Medical Assistance benefits until the last day of the month in which the 60th day after the last day of the pregnancy falls.

6. Medical Assistance reimbursement for doula services

This bill requires DHS to request any necessary federal approval to allow Medical Assistance program reimbursement for doula services. Under current law, DHS administers the Medical Assistance program, which is a joint federal and state program that provides health services to individuals who have limited resources. DHS is required to pay allowable charges to certified providers for Medical Assistance on behalf of eligible recipients for certain federally mandated benefits and other additional services. Subject to any required federal approval, the bill adds doula services as one of the benefits covered under the Medical Assistance program and establishes a pilot program to provide reimbursement for services provided for pregnant women enrolled in the Medical Assistance program who reside in the counties of Brown, Dane, Milwaukee, Rock, or Sheboygan, or another county as determined by DHS. Under the bill, doula services include continuous emotional and physical support during labor and birth of a child and intermittent services during the prenatal and postpartum periods.

The bill also requires DHS to award in fiscal year 2019-20 grants totaling \$192,000 to public or private entities, American Indian tribes or tribal organizations, or community-based organizations for community-based doulas. The recipients must use the grants to identify and train local community workers to mentor pregnant women.

7. Eliminating dental reimbursement pilot project

This bill discontinues the dental reimbursement pilot project that, under current law, requires DHS to distribute moneys to increase Medical Assistance reimbursement rates for pediatric dental care and adult emergency dental services provided in Brown, Marathon, Polk, and Racine counties.

SENATE BILL 59***8. Critical access reimbursement payments to dental providers***

This bill requires DHS to provide enhanced reimbursement payments under the Medical Assistance program to dental providers who meet certain qualifications. In order to qualify, a provider must meet quality of care standards established by DHS. In addition, at least 50 percent of those individuals served by a nonprofit or public provider must be without dental insurance or enrolled in the Medical Assistance program for the provider to qualify for enhanced reimbursement and for-profit providers must have at least 5 percent of patients enrolled in the Medical Assistance program.

For services rendered by a qualified nonprofit critical access dental provider, DHS must increase reimbursement by 50 percent above the reimbursement rate otherwise paid to that provider. For services provided by a for-profit provider, DHS must increase reimbursement by 30 percent above the reimbursement rate otherwise paid to that provider. For providers serving individuals in managed care under the Medical Assistance program, DHS must increase reimbursement to pay an additional amount on the basis of the rate that would have been paid to the provider had the individual not been enrolled in managed care. If a provider has more than one service location, reimbursement is determined separately for each location.

9. Reimbursement rate increase for direct care for nursing homes and ICF-IIDs

This bill requires DHS to increase the rates paid for direct care to nursing homes, also known as nursing facilities, and intermediate care facilities for persons with an intellectual disability. A portion of the increase is related to an increase in patient acuity in those facilities and an additional increase is designated to support staff in those facilities who perform direct care.

10. Reimbursement rate increase for direct care in personal care agencies

This bill requires DHS to increase the rates paid for direct care to agencies that provide personal care services. A 1.5 percent increase per year is designated to support staff in those agencies who perform direct care.

11. Services that contribute to determinants of health

This bill includes services, as determined by DHS, that contribute to the determinants of health as a benefit under the Medical Assistance program. DHS is required to seek any necessary state plan amendment or request any waiver of federal Medicaid law to provide the benefit but is not required to provided the services as a Medical Assistance benefit if the federal Department of Health and Human Services does not provide federal financial participation for the services.

12. Definition of “telehealth”; reimbursement

This bill expands the definition of “telehealth” for the purposes of reimbursement of mental health services provided through telehealth under the Medical Assistance program. Currently, the definition of “telehealth” includes only real-time communications between individuals and health care providers. The bill includes in the definition real-time communications between providers and, in circumstances determined by DHS, asynchronous transmissions of digital images or

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data between providers, known as store-and-forward technology. The definition of “telehealth” currently and under the bill does not include telephone conversations or Internet-based communications between providers or between providers and individuals.

This bill requires DHS to establish, by rule, a method of reimbursement for providers of Medical Assistance services that are covered under the Medical Assistance program and are provided via a type of telehealth described in the bill. One of the telehealth types for which the bill requires reimbursement is when a service is a consultation between a provider at an originating site and a provider at a remote location using a combination of interactive video, audio, and externally acquired images through a networking environment. The other telehealth method is store-and-forward either between providers or between a provider and a Medical Assistance recipient.

13. Crisis intervention services

Currently, mental health crisis intervention services are a benefit provided by the Medical Assistance program. Current law specifies that for a county that becomes certified as a Medical Assistance provider, the county pays the nonfederal share of the Medical Assistance reimbursement and DHS reimburses the county for the federal share of the Medical Assistance reimbursement. This bill changes the name of the services to “crisis intervention services” and specifies that those services are for the treatment of mental illness, intellectual disability, substance abuse, and dementia. The bill also specifies that for a county that elects to deliver crisis intervention services under the Medical Assistance program on a regional basis, DHS reimburses the service provider both the federal and nonfederal share of the allowable charges for the amount that exceeds a required annual county contribution. After January 1, 2020, the required annual county contribution is equal to 75 percent of the county’s expenditures for crisis intervention services in calendar year 2017, as determined by DHS.

14. Mental health consultation reimbursement

Current law requires DHS to reimburse clinical consultations for students who are under 21 years of age under the Medical Assistance program until June 30, 2019. Clinical consultations are communications from a mental health professional or qualified treatment trainee to another individual to inform, inquire, and instruct on the symptoms, strategies for care and intervention, and treatment expectations for the student and to direct and coordinate clinical service components. The bill eliminates the June 30, 2019, termination date for the clinical consultation reimbursement.

15. Dental services for individuals who have disabilities

This bill requires DHS to allocate \$2,000,000 in fiscal year 2019-20 and \$3,000,000 in fiscal year 2020-21 from all funding sources to increase reimbursement rates for Medical Assistance dental services that are provided to Medical Assistance recipients who have disabilities.

SENATE BILL 59***16. Disproportionate share hospital payments***

This bill increases the amount that DHS is required to pay to hospitals that serve a disproportionate share of low-income patients and meet certain other criteria, including that a) the hospital is located in this state; b) the hospital provides a wide array of services, including services provided through an emergency department; c) the inpatient days for Medical Assistance recipients at the hospital were at least 6 percent of the total inpatient days at that hospital during the most recent year for which such information is available; and d) the hospital meets applicable, minimum requirements to be a disproportionate share hospital under federal law.

The bill also increases the maximum amount that DHS may pay a single such hospital in a fiscal year, provided there is no conflict with federal rules, from \$4,600,000 to \$9,200,000, except that a hospital located in Wisconsin that is a free-standing pediatric teaching hospital that has a Medicaid inpatient utilization rate greater than 50 percent may receive up to \$12,000,000 each fiscal year.

17. Hospital assessment

Currently, each hospital, including each critical access hospital, must pay an assessment for the privilege of doing business in Wisconsin. The percentage of gross patient revenues that each hospital must pay is adjusted so that the total amount of assessments collected for all hospitals that are not critical access hospitals totals \$414,507,300 in each state fiscal year. The same percentage of gross patient revenues is also assessed on critical access hospitals, though the amount is collected separately from and deposited into a separate fund from that of other hospitals. Current law requires DHS to use a portion of this total to pay for services provided by hospitals under the Medical Assistance program, including the federal and state share of Medical Assistance, in a total amount that equals the amount collected from hospitals divided by 61.68 percent. Similarly, current law requires DHS to use a portion of the amount collected from critical access hospitals to make payments to critical access hospitals for Medical Assistance services in a total amount that equals the amount collected from critical access hospitals divided by 61.68 percent. This bill decreases the 61.68 percent to 53.69 percent, thus increasing the amount of payments that must be made to critical access hospitals and other hospitals under the Medical Assistance program.

18. Rural critical care access hospital supplemental payment

This bill increases the amount of payments made to rural critical care access hospitals. Currently, DHS pays rural critical care access hospitals a Medical Assistance fee-for-service supplemental payment in a total amount of \$250,000 as the state share of payments plus the matching federal share of payments. A hospital must satisfy the following criteria to be eligible for this supplemental payment: the Wisconsin hospital serves a disproportionate share of low-income patients and meets the federal qualifications to be considered a disproportionate share hospital, the hospital provides a wide array of services including emergency department services but excluding obstetric services, and the inpatient days for Medical Assistance recipients at the hospital are at least 6 percent of the total inpatient days at that hospital during the most recent year for which such information is available.

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The bill changes the criteria for a hospital's eligibility for the rural critical care access supplement to the following: the hospital is not eligible for a disproportionate share hospital payment; the hospital is located in Wisconsin and provides a wide array of services, including emergency department services; and the percentage of the hospital's overall charges for service that are charges to the Medical Assistance program for services provided to Medical Assistance recipients is at least 6 percent. The bill increases to \$500,000 the total amount of the state share of payments for the rural critical care access hospital supplement.

19. Pediatric inpatient supplement

This bill establishes in statute reference to supplemental funding totaling \$2,000,000 to be distributed by DHS to certain acute care hospitals located in Wisconsin that have a total of more than 12,000 inpatient days in the hospital's acute care pediatric units and intensive care pediatric units, not including neonatal intensive care units. In addition, under the bill, DHS may distribute additional funding of \$10,000,000 in each state fiscal year to hospitals that are free-standing pediatric teaching hospitals located in Wisconsin that have a Medicaid inpatient utilization rate greater than 45 percent.

20. Children's long-term support waiver program

This bill requires DHS to ensure that any eligible child who applies for the disabled children's long-term support waiver program receives services under that program. The disabled children's long-term support waiver program provides services to children who have developmental, physical, or severe emotional disabilities and who are living at home or in another community-based setting.

21. Eliminating child support compliance requirement

2017 Wisconsin Act 268 prohibits the following individuals from being eligible for the Medical Assistance program: certain able-bodied adults and able-bodied parents who refuse to cooperate in determining the paternity of a child, establishing or enforcing any support order, or obtaining any other payments or property to which the adult or the child has rights, and certain parents who are delinquent in child support payments without satisfying an exception or who refuse to cooperate in providing or obtaining support for their child. This bill eliminates this prohibition and reinstates the pre-Act 268 requirement that a person seeking Medical Assistance benefits must cooperate, in accordance with federal law, in good faith with efforts directed at establishing the paternity of a nonmarital child and obtaining support payments or any other payments or property to which the person and the dependent child or children may have rights.

22. Eliminating savings account program

2017 Wisconsin Act 271 requires DHS to submit a request to the federal government to establish and implement a savings account program, similar in function and operation to health savings accounts, in the Medical Assistance program. This bill eliminates that requirement.

23. Long-term care programs; managed care

This bill generally makes changes to certain long-term care programs that receive funding under the Medical Assistance program. The Family Care program

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concluded its expansion statewide replacing the Community Options Program, known as COP. The bill eliminates the statutory language for the COP program, a requirement that DHS certify availability of an aging and disability resource center, and a requirement that aging and disability resource centers perform outreach in new Family Care program counties. The bill requires aging and disability resource centers to provide information and assistance on the self-directed services option, known as IRIS; the Family Care Partnership program; and the program of all-inclusive care for the elderly, known as PACE, in addition to the current requirement to provide information and assistance on the Family Care program. The bill eliminates regional long-term care advisory committees, which, among other things, evaluate the care management organizations that administer the Family Care program.

Current law specifies a 45-day deadline by which an applicant for or recipient of Medical Assistance must file an appeal of his or her eligibility determination. The bill specifies that for appeals of the adverse benefit determinations described in the bill made by a care management organization or managed care organization, the Medical Assistance recipient has 90 days to appeal. The bill also specifies that the individual seeking an appeal must exhaust the internal appeal procedures of the care management organization or managed care organization first.

PUBLIC ASSISTANCE***1. Drug screening and testing requirements***

This bill eliminates provisions under current law that, with certain exceptions, require controlled substance abuse screening and, in some cases, testing and treatment of all of the following: a) individuals who apply to participate in certain work experience programs administered by DCF and DWD; b) noncustodial parents who apply for Wisconsin Works (W-2), administered by DCF; and c) with respect to the W-2 program, every adult member of an individual's W-2 group whose income or assets are included in determining the individual's eligibility for a W-2 program.

2. Eliminating FSET drug testing requirement

2015 Wisconsin Act 55 required DHS to promulgate rules to develop and implement a drug screening, testing, and treatment policy, which DHS promulgated as DHS 38, Wis. Adm. Code. 2017 Wisconsin Act 370 incorporated into statutes DHS 38 relating to drug screening, testing, and treatment for recipients of the FoodShare employment and training program, known as FSET. This bill eliminates the requirement to implement a drug screening, testing, and treatment policy and removes from the statutes the language incorporated by Act 370.

3. Temporary Assistance for Needy Families allocations

Under current law, DCF allocates federal moneys, including child care development funds and moneys received under the Temporary Assistance for Needy Families (TANF) block grant program for various public assistance programs. This bill modifies certain TANF allocations. This bill specifies that, with respect to a TANF-funded contract for services, "allocation" means the amount under the contract that DCF is obligated to pay.

SENATE BILL 59***4. TANF reallocations***

Under current law, DCF may reallocate funds for one purpose under the TANF allocations for any other purpose under the TANF allocations through passive review by JCF. Also under current law, if the TANF moneys received from the federal government are less than the amounts appropriated for the purposes under the TANF schedule, DCF is required to create a plan for reducing the amounts of moneys allocated under the TANF allocations and to carry it out subject to passive review by JCF. This bill replaces passive review by JCF with a requirement that the secretary of administration approve a reallocation or a plan to reduce the moneys allocated under TANF.

5. FSET requirement

2017 Wisconsin Act 264 requires DHS, beginning on October 1, 2019, to require all able-bodied adults, with some limited exceptions, who seek benefits from the FoodShare program to participate in the FoodShare employment and training program, known as FSET, unless they are already employed. This bill eliminates that requirement for able-bodied adults with dependents but retains the requirement for able-bodied adults without dependents. FoodShare is also known as the food stamp program and the federal Supplemental Nutrition Assistance Program.

6. Eliminating FSET pay-for-performance requirement

2017 Wisconsin Act 266 requires DHS to create and implement a payment system based on performance for entities that perform administrative functions for the FoodShare employment and training program, known as FSET. Act 266 specified performance outcomes on which the pay-for-performance system must be based. This bill eliminates the requirement for DHS to create a pay-for-performance system for FSET vendors.

7. FoodShare paternity and child support compliance

2017 Wisconsin Act 59 prohibits from being eligible for FoodShare benefits certain individuals and parents who refuse to cooperate in obtaining child support or determining the paternity of a child or who are delinquent in child support payments and do not satisfy an exception. Act 59 prohibits DHS from implementing these ineligibility provisions unless DCF determines the implementation may be done in a budget-neutral manner, DHS or DCF has approval from the federal government to implement the ineligibility provisions in a budget-neutral manner, and DHS and DCF notify the governor and JCF of the federal approval and implementation. This bill eliminates all of the ineligibility provisions in FoodShare for failing to comply with paternity and child support requirements in Act 59.

8. Transform Milwaukee Jobs for Childless Adults program

This bill provides funding for and requires DCF to establish the Transform Milwaukee Jobs for Childless Adults program, which is identical to the Transform Milwaukee Jobs program except that it is open to childless adults. Under current law, the Transform Milwaukee Jobs program provides a wage subsidy for placement into jobs for qualifying individuals in Milwaukee County. Under current law, in

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order to qualify for the Transform Milwaukee Jobs program, a participant must be a parent or relative who is a primary caregiver of a child.

9. Foster care youth driver's licensing

This bill requires DCF to establish or contract for a driver education program for individuals who are 15 years of age or older and in out-of-home care. The bill requires the program to provide assistance with identifying and enrolling in an appropriate driver education course, obtaining an operator's license, and obtaining motor vehicle liability insurance. The bill authorizes DCF to pay, for any individual in the program, any fees required to enroll in a driver education course or to obtain an operator's license and the cost of motor vehicle liability insurance on the vehicle owned or used by the individual during the program and after the individual obtains an operator's license.

10. Grants to support child care in Milwaukee

This bill authorizes DCF to award grants to child care providers to support access to high-quality child care for families that reside in a geographic area with high-poverty levels, as identified by DCF, in the city of Milwaukee. To receive the grants, child care providers must contribute matching funds or in-kind goods or services equal to 25 percent of the grant. This bill also authorizes DCF to award grants to child care providers and their employees, and to educational institutions for the purpose of educating employees of child care providers, to improve the overall child care quality in that geographic area.

11. Grants for services for homeless and runaway youth

This bill provides an additional \$250,000 per year in funding for grants administered by DCF to support programs that provide services for homeless and runaway youth. Under current law, DCF awards \$150,000 per year for this purpose.

12. Tribal family services grants

This bill requires tribal family services grants, administered by DCF, to be funded using Indian gaming receipts. The grants may be used for tribal services for adolescents or victims of domestic abuse, tribal child care, or tribal child welfare services.

13. Special Supplemental Nutrition Program for Women, Infants, and Children

This bill makes various changes to the Special Supplemental Nutrition Program for Women, Infants, and Children, known as the WIC program. The WIC program provides supplemental foods, nutrition education, and other services to low-income women, infants, and children that meet eligibility criteria under federal law. DHS administers portions of the WIC program including authorization of vendors and distribution centers to accept the method of payment that participants in the WIC program use to obtain foods approved under the program. Specifically, the bill does all of the following:

a. Allows DHS to identify an alternate participant, who is someone authorized by a WIC program participant to request benefits and otherwise participate in the WIC program, as the WIC program cardholder for purposes of electronic administration.

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b. Adds to the criteria to be an authorized vendor or authorized distribution center that the vendor or distribution center has an electronic benefit transfer-capable cash register system or payment device that meets the criteria specified in the bill.

c. Specifies that, except for certain mobile stores specially authorized in accordance with federal law, each store is a separate vendor, must have a single, fixed location, and must be separately authorized under the WIC program.

d. Adds to the activities prohibited under the WIC program engaging in trafficking. Trafficking in WIC benefits is defined in the bill as engaging in any of the following: buying, selling, stealing, or otherwise exchanging, including exchanging firearms, ammunition, explosives, or controlled substances, a payment method of obtaining WIC-approved foods for cash or consideration other than WIC approved foods; intentionally purchasing and reselling for cash or consideration a product that is obtained using a method of obtaining WIC-approved foods; or intentionally purchasing with cash or consideration a product that was originally purchased with a method of obtaining WIC-approved foods. A person who performs any of the prohibited practices under the bill or under current law is subject to a felony with a penalty of a fine not to exceed \$10,000 or imprisonment not to exceed three years and six months, or both for the first offense and for a second or subsequent offense a felony with a penalty of a fine not to exceed \$10,000 or imprisonment not to exceed six years, or both.

e. Incorporates infant formula suppliers into the types of entities for which DHS must promulgate rules regarding standards for authorization.

f. Adds civil monetary penalty, warning letter, and implementation of a corrective action plan to the list of consequences for violating a rule promulgated by DHS relating to the WIC program.

g. Specifies that information about an applicant for, participant in, or vendor in the WIC program is confidential and then specifies who may access that confidential information and for what purposes.

h. Makes some additional changes to the language of the WIC program statutes.

WISCONSIN WORKS***1. W-2 lifetime maximum***

The Wisconsin Works (W-2) program under current law, which DCF administers, provides work experience and benefits for low-income custodial parents who are at least 18 years old. This bill increases the lifetime maximum for W-2 participation of an individual or any adult member of the individual's W-2 group from 48 months to 60 months. Under current law, a W-2 group includes any nonmarital coparent or any spouse of an individual who resides in the same household as the individual.

2. W-2 work experience programs

Under current law, the W-2 program provides a work experience program known as the "Trial Employment Match Program," or "TEMP." Under current law, participants in TEMP are placed in a job and the agency administering the W-2 program subsidizes the participants' employment for up to 40 hours per week. This

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bill changes the name of TEMP to “Subsidized Employment Placement,” removes the 40-hour per week cap on the subsidy, and allows a W-2 agency to negotiate with the employer a maximum number of hours per week for which the participant is eligible to receive a subsidy. This bill also removes the current 24-month participation limit for TEMP and community service and transitional placement jobs, which are also under W-2.

3. Work experience program: educational and training component

The work experience programs under W-2 currently include educational and training components, not to exceed ten hours per week in the community service job program or 12 hours per week in the transitional placement program. This bill removes the time limitations on educational and training components of a W-2 program. Also under current law, a person may participate in a technical college education program under W-2, as long as the person works in a community service job or transitional placement for 25 hours per week in addition to participating in the technical college educational program. This bill removes the 25-hour requirement of the work component for participation in the technical college education program under W-2.

4. Program time limit for caretaker of an infant

Under current law, a person who meets the eligibility requirements for W-2 and who is the custodial parent of a child who is eight weeks old or less may receive monthly grants of \$673 and may not be required to work in a W-2 employment position during that time, unless another adult member of the custodial parent’s W-2 group is participating in, or is eligible to participate in, a W-2 employment position or is employed in unsubsidized employment. This bill extends these monthly benefits to the custodial parent of a child who is 12 weeks old or less.

5. Wisconsin Shares maximum reimbursement rate

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

DCF determines the maximum subsidy rates for Wisconsin Shares child care subsidies. DCF also determines the maximum subsidy rates for services provided by certified family child care providers, but may set the rate for Level I certified family child care providers at no more than 75 percent of the licensed child care rate and for Level II certified family child care providers at no more than 50 percent of the licensed child care rate. Under this bill, the maximum rate for Level I or Level II certified family child care providers may not exceed the licensed child care rate.

6. Internet service provider subscriptions

This bill allows a person who meets the eligibility requirements for W-2 to apply for and receive from DCF a monthly amount sufficient to pay the cost of an Internet service provider subscription or \$57, whichever is lower.

SENATE BILL 59**HEALTH*****1. Medical marijuana***

Current law prohibits a person from manufacturing, distributing, or delivering tetrahydrocannabinols; possessing THC with the intent to manufacture, distribute, or deliver it; possessing or attempting to possess THC; using drug paraphernalia; or possessing drug paraphernalia. This bill creates a medical use defense to such THC-related prosecutions and forfeiture actions for a person who is registered with DHS as having a specified debilitating medical condition or undergoing a specified debilitating treatment. The bill also prohibits the arrest or prosecution of such a person for those offenses. The defense and prohibition do not apply under certain circumstances, such as a) if the person does not have a valid registry identification card; b) if the amount of cannabis involved is more than 12 plants or three ounces of leaves or flowers; c) if, while under the influence of THC, the person drives a motor vehicle or engages in other conduct that endangers another person; or d) if the person smokes cannabis on a school bus or public transit or on school premises.

Under the bill, DHS must establish a medical cannabis registry, and a person may apply to DHS for a registry identification card. The bill specifies that the following medical conditions or treatments qualify a person for the registry: cancer, glaucoma, AIDS or HIV, Crohn's disease, a hepatitis C virus infection, Alzheimer's disease, amyotrophic lateral sclerosis, nail-patella syndrome, Ehlers-Danlos Syndrome, post-traumatic stress disorder, or the treatment of these conditions; opioid abatement or reduction or treatment for opioid addiction; a chronic or debilitating disease or medical condition or the treatment of such a disease or condition that causes cachexia, severe pain, severe nausea, seizures, or severe and persistent muscle spasms; and any other medical condition or treatment DHS designates as a debilitating medical condition or treatment. DHS must issue a qualified applicant a registry identification card unless, in the previous ten years, the applicant was serving a sentence or on probation for certain violent felony convictions. DHS must keep registry information and applications confidential except for verifying status for law enforcement purposes.

Under the bill, DATCP must license and regulate dispensaries to facilitate medical THC. The bill prohibits a dispensary from being located within 500 feet of a school, from distributing to one person more than 12 cannabis plants or three ounces of cannabis leaves or flowers, and from possessing an excessive quantity of cannabis. An applicant for a dispensary license must pay an initial application fee determined by DATCP, but a minimum of \$250, and a dispensary must pay an annual fee determined by DHS, but a minimum of \$5,000.

The bill requires DATCP to determine policies that allow entities to grow cannabis and distribute it to dispensaries. The bill also requires DATCP to register entities as THC-testing laboratories. The bill also imposes a surcharge on the sale of cannabis and tetrahydrocannabinols by a dispensary. The surcharge is equal to 10 percent of the sales price.

This bill affirmatively states that no employer is required to permit or accommodate the use, consumption, possession, transfer, display, transportation, sale, or cultivation of medical marijuana at a place of employment by an employee.

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The bill expressly allows an employer to have a policy regarding marijuana use by its employees.

2. Prescription drug importation program

This bill requires DHS, in consultation with persons interested in the sale and pricing of prescription drugs and federal officials and agencies, to design and implement a prescription drug importation program for the benefit of and that generates savings for Wisconsin residents. The bill establishes requirements for the program including all of the following: DHS must designate a state agency to become or contract with a licensed wholesale distributor and seek federal certification and approval to import prescription drugs; the importation program must comply with certain federal regulations and import from Canadian suppliers only prescription drugs that are not brand-name drugs, have fewer than four competitor drugs in this country, and for which importation creates substantial savings; DHS must ensure that prescription drugs imported under the program are not distributed, dispensed, or sold outside of Wisconsin; and the importation program must have an audit procedure to ensure the program complies with certain requirements specified in the bill. Before submitting the proposed implementation program to the federal government for certification, DHS must submit the proposed importation to JCF for its approval.

3. Dental therapy training program

This bill requires DHS to award onetime grants on a competitive basis to educational institutions for costs associated with beginning a dental therapy training program.

4. Evidence-based oral health grants and Seal-A-Smile program

This bill expands the grants awarded annually by DHS for the Seal-A-Smile program and modifies the scope of other grants awarded by DHS from fluoride programs to include grants for fluoride varnish and other evidence-based oral health activities. Under current law, DHS annually awards grants totaling \$25,000 for fluoride supplements, \$25,000 for a fluoride mouth-rinse program, and \$120,000 for a school-based dental sealant program. Under the bill, DHS is required to award grants totaling no less than \$50,000 for fluoride varnish and other evidence-based oral health activities, \$700,000 for school-based preventive dental services, and \$100,000 for school-based restorative dental services, except that in fiscal year 2019-20, DHS is required to award \$525,000 for school-based preventive dental services, \$100,000 for school-based restorative dental services, and \$50,000 for fluoride varnish and other evidence-based oral health activities.

5. Minority health grant funding

This bill modifies the funding for the DHS minority health program through which DHS annually awards grants to organizations for activities to improve the health status of economically disadvantaged minority group members. Under current law, DHS awards grants of up to \$50,000 per year per applicant from program revenues. The bill instead uses general purpose revenues for these grants and eliminates the program revenues appropriation. Current law requires that applicants that are not federally qualified health centers receive priority for grants.

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The bill requires that applicants providing maternal and child health services also receive priority for these grants.

Under current law, DHS is also required to award, from the same program revenues appropriation, a grant of up to \$50,000 to a private nonprofit corporation to conduct a public information campaign on minority health. Under the bill, this grant is also funded by general purpose revenues.

6. *Infant mortality prevention program*

This bill requires DHS to allocate five of its full-time equivalent positions to staff an infant mortality prevention program.

7. *Title V and Title X family planning funding*

Current law requires DHS to apply for federal Title X grant funds and to distribute any funds received to public entities for family planning and related preventive health services. This bill eliminates that requirement.

Under current law, DHS must allocate women's health funds, which are federal Title V funds and women's health block grant funds, to develop and maintain an integrated system of community health services and maximize coordination of family planning services. Current law excludes from the definition of "family planning" performance, promotion, encouragement, or counseling in favor of, or referral either directly or through an intermediary for, voluntary termination of pregnancy but includes in the definition of "family planning" the provision of nondirective information explaining prenatal care and delivery or infant care, foster care, or adoption. DHS must distribute women's health funds only to public entities. Currently, those public entities may provide some or all of the funds to other public entities or private entities as long as the recipients of the funds do not provide abortion services, make referrals for abortion services, or have an affiliate that provides abortion services or makes referrals for abortion services. The bill retains the authorization for the public entity that receives funds from DHS to provide some or all of the funds to other public or private entities but eliminates the restriction on which public or private entities may receive those funds. The bill also includes in the definition of "family planning" the provision of nondirective information explaining pregnancy termination.

8. *Multiple sclerosis services*

This bill allows DHS to allocate and expend, as part of its implementation of the Well-Woman Program, up to \$60,000 as reimbursement for the provision of multiple sclerosis services to women. Current law requires DHS to allocate and expend at least \$60,000 for these services; the bill sets a limit of \$60,000.

9. *Youth wellness program*

This bill provides funding to American Indian tribes to fund architectural plans for a youth wellness center.

10. *Dementia training for health care providers*

This bill requires DHS to establish a two-year academic detailing primary care clinic dementia training program for health care providers in ten primary care clinics in the state through a contract with the Wisconsin Alzheimer's Institute. As part of the training program, DHS must provide primary care providers with clinical

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training and access to educational resources on best practices for diagnosis and management of common cognitive disorders and referral strategies to dementia specialists for complicated or rare cognitive or behavioral disorders. DHS must also ensure that the program includes at least the following components: a) the most current research on effective clinical treatments and practices is systematically evaluated by the academic detailing team; b) information gathered and evaluated regarding the effective clinical treatments and practices is packaged into an easily accessible format that is clinically relevant, rigorously sourced, and compellingly formatted; and c) training is provided for clinicians to serve as academic detailers.

11. *Healthy aging grant program*

This bill requires DHS to award in each fiscal year a grant of \$250,000 to an entity that conducts programs in healthy aging.

12. *Graduate medical training support grants*

This bill combines, in a continuing appropriation, funding for grants DHS awards to assist rural hospitals and groups of rural hospitals in procuring infrastructure and increasing case volume to develop accredited graduate medical training programs with funding for grants DHS awards to hospitals to support existing graduate medical training programs. The bill also expands eligibility for both types of grants to all specialties. Under current law, in order to be eligible for a grant, a hospital has to have an existing graduate medical training program in certain prescribed specialty areas or a plan to develop a graduate medical training program in one or more of those specialties.

13. *Assisted living reporting and fees*

This bill requires certain assisted living facilities, specifically adult day centers, community-based residential facilities, and residential care apartment complexes, to submit biennial reports to DHS through an online system prescribed by DHS. Under current law, some assisted living facilities have no statutory reporting requirements and others have annual rather than biennial requirements. Current law also requires written reports rather than online submissions.

14. *Residential lead abatement grants*

Under this bill, DHS must award grants for residential lead abatement and residential lead hazard reduction and for training lead abatement workers.

CHILDREN**1. *Family first prevention services***

This bill makes certain changes to child welfare laws to allow foster care payments to be made on behalf of a child who is placed with his or her parent in a licensed family-based residential alcohol or drug abuse treatment facility under a voluntary agreement or under an order of the court assigned to exercise jurisdiction under the Children's Code (juvenile court) in order to claim federal funding under Title IV-E of the federal Social Security Act. Under current law, the juvenile court has jurisdiction over a child alleged to be in need of protection or services (CHIPS). Current law establishes the grounds for alleging CHIPS. This bill adds that the juvenile court has jurisdiction over a child whose parent is residing in a residential family-based alcohol or drug abuse treatment program, if the parent requests

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jurisdiction in order to have his or her child reside at the program. The bill requires DCF to prepare a permanency plan for such a child, and allows DCF to place the child with the parent at the treatment program under a voluntary agreement or by an order of the juvenile court if the parent consents and if such a placement is recommended by the permanency plan. If a child is placed with his or her parent under such a voluntary agreement or an order of the juvenile court, the bill authorizes DCF to provide foster care funding for the placement.

2. Background checks for congregate care workers

This bill requires a licensing entity to perform a fingerprint-based background check for all workers at a congregate care facility, as required under federal law. The bill defines a congregate care facility to be a group home, shelter care facility, or residential care center for children and youth. Under current law, only caregivers and nonclient residents of a congregate care facility are required to receive a background check.

3. Read to Lead program

This bill eliminates the Read to Lead Development Council, which is under DCF, and the read to lead development fund. Under current law, the council makes recommendations to the secretary of DCF and the state superintendent of public instruction regarding recipients of grants for school boards from the fund to support literacy or early childhood development programs. The secretary and the state superintendent may then make grants to school boards from the fund.

4. Subsidized guardianship payments

Under current law, in a county having a population of 750,000 or more, and in other counties under certain circumstances, DCF must provide monthly subsidized guardianship payments to the guardian of a child who has been adjudged to be in need of protection or services, and to an interim caretaker or successor guardian upon the death or incapacity of the guardian. This bill changes the appropriations from which DCF must make monthly subsidized guardianship payments.

5. Foster and kinship care rates

The bill increases the monthly basic maintenance rates that are paid by the state or a county to a foster parent for the care and maintenance of a child by 2 percent beginning on January 1, 2020, and by an additional 2 percent beginning on January 1, 2021. Beginning on January 1, 2020, the monthly rates are \$249 for a child of any age in a foster home certified to provide level one care and, for a foster home certified to provide higher than level one care, \$412 for a child under five years of age, \$451 for a child 5 to 11 years of age, \$512 for a child 12 to 14 years of age, and \$534 for a child 15 years of age or over. Beginning on January 1, 2021, the monthly rates are increased to \$254 for a child of any age in a foster home certified to provide level one care and, for a foster home certified to provide higher than level one care, \$420 for a child under five years of age, \$460 for a child 5 to 11 years of age, \$522 for a child 12 to 14 years of age, and \$545 for a child 15 years of age or over.

The bill also increases the monthly basic maintenance rates that are paid by the state or a county to a kinship care relative (a relative other than a parent) who is

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providing care and maintenance for a child. These rates are the same as for a foster home certified to provide level one care.

6. *Children and family services*

Under current law, DCF must distribute not more than \$74,308,000 in each fiscal year to counties for children and family services. This bill increases the maximum amount DCF must distribute to counties for these services to \$78,708,100 in fiscal year 2019-20 and \$90,478,400 in fiscal year 2020-21.

7. *Background checks for child care programs*

This bill makes various definitional changes, changes who can conduct a rehabilitation review, and changes the timeline for an appeal of a decision of DCF in the context of the background check requirements for people who work or reside at a child care program.

MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES**1. *Methadone use in opioid treatment programs***

Under current law, DHS is required to create two or three comprehensive opioid treatment programs and two or three additional opioid and methamphetamine treatment programs to provide treatment for opioid, opiate, and methamphetamine addiction in underserved, high-need areas. The programs must provide counseling, medication-assisted treatment, and abstinence-based treatment. Current law prohibits these treatment programs from offering methadone treatment, and this bill removes that prohibition.

2. *Regional crisis stabilization facilities for adults*

This bill requires DHS to award grants to regional crisis stabilization facilities for adults based on criteria established by DHS. Current law requires certification by DHS in order to operate a youth crisis stabilization facility, which is a facility designed to prevent or de-escalate the minor's mental health crisis and avoid admission of the minor to a more restrictive setting.

3. *Crisis program enhancement grants*

This bill requires DHS to award grants each fiscal biennium to counties or regions comprising multiple counties to establish or enhance crisis programs to serve individuals having crises in rural areas. Under current law, DHS is required to award grants, but only for the purpose of establishing certified crisis programs that create mental health mobile crisis teams. The bill allows DHS to award grants for the purpose of establishing or *enhancing* crisis programs.

4. *Mental health consultation program*

This bill requires DHS to convene a statewide group of interested persons to develop a concept paper, business plan, and standards for a comprehensive mental health consultation program that incorporates general, geriatric, and addiction

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psychiatry, a perinatal psychiatry consultation program, and the child psychiatry consultation program, which operates under current law.

INSURANCE***1. Coverage of individuals with preexisting conditions, essential health benefits, and preventive services***

This bill requires certain health plans to guarantee access to coverage; prohibits plans from imposing preexisting condition exclusions; prohibits plans from setting premiums or cost-sharing amounts based on a health status-related factors; prohibits plans from setting lifetime or annual limits on benefits; requires plans to cover certain essential health benefits; and requires coverage of certain preventive services by plans without a cost-sharing contribution by an enrollee.

This bill requires every individual health insurance policy, known in the bill as a health benefit plan, to accept every individual who, and every group health insurance policy to accept every employer that, applies for coverage, regardless of sexual orientation, gender identity, or whether an employee or individual has a preexisting condition. The bill allows health benefit plans to restrict enrollment in coverage to open or special enrollment periods and requires the commissioner of insurance to establish a statewide open enrollment period of no shorter than 30 days for every individual health benefit plan. The bill prohibits a group health insurance policy, including a self-insured governmental health plan, from imposing a preexisting condition exclusion. The bill also prohibits an individual health insurance policy from reducing or denying a claim or loss incurred or disability commencing under the policy on the ground that a disease or physical condition existed prior to the effective date of coverage.

A health benefit plan offered on the individual or small employer market or a self-insured governmental health plan may not vary premium rates for a specific plan except on the basis of whether the plan covers an individual or family, area in the state, age, and tobacco use as specified in the bill. An individual health benefit plan or self-insured health plan is prohibited under the bill from establishing rules for the eligibility of any individual to enroll based on health-status related factors, which are specified in the bill. A self-insured health plan or an insurer offering an individual health benefit plan is also prohibited from requiring an enrollee to pay a greater premium, contribution, deductible, copayment, or coinsurance amount than is required of a similarly situated enrollee based on a health-status related factor. Current state law prohibits group health benefit plans from establishing rules of eligibility or requiring greater premium or contribution amounts based on a health-status related factor. The bill adds to these current law requirements for group health benefit plans that the plan may not require a greater deductible, copayment, or coinsurance amount based on a health-status related factor.

Under the bill, an individual or group health benefit plan or a self-insured governmental health plan may not establish lifetime or annual limits on the dollar value of benefits for an enrollee or a dependent of an enrollee under the plan.

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The requirements and prohibitions in this bill related to coverage of individuals with preexisting conditions and prohibition of lifetime and annual benefit limits also apply to short-term, limited-duration health insurance policies.

This bill requires certain health insurance policies, known in the bill as disability insurance policies, and governmental self-insured health plans to cover essential health benefits that will be specified by the commissioner of insurance by rule. The bill specifies a list of requirements that the commissioner must follow when establishing the essential health benefits including certain limitations on cost sharing and the following general categories of benefits, items, or services in which the commissioner must require coverage: ambulatory patient services, emergency services, hospitalization, maternity and newborn care, mental health and substance use disorder services, prescription drugs, rehabilitative and habilitative services and devices, laboratory services, preventive and wellness services and chronic disease management, and pediatric services. If an essential health benefit specified by the commissioner is also subject to its own mandated coverage requirement, the bill requires the disability insurance policy or self-insured health plan to provide coverage under whichever requirement provides the insured or plan participant with more comprehensive coverage.

This bill requires health insurance policies and governmental self-insured health plans to cover certain preventive services and to provide coverage of those preventive services without subjecting that coverage to deductibles, copayments, or coinsurance. The preventive services for which coverage is required are specified in the bill. The bill also specifies certain instances when cost-sharing amounts may be charged for an office visit associated with a preventive service.

2. Registration of pharmacy benefit managers; drug cost reporting

This bill generally requires certain prescription drug cost reporting by drug manufacturers, pharmacy benefit managers, insurers, and hospitals. The bill also requires pharmacy benefit managers to register with OCI in order to perform activities of a pharmacy benefit manager in Wisconsin.

Under the bill, each insurer that offers a health insurance policy that covers prescription drugs must submit to OCI an annual report that identifies the 25 prescription drugs that are the highest cost to the insurer and the 25 prescription drugs that have the highest cost increases over the 12 months before the submission of the report. Health insurance policies are referred to in the bill as disability insurance policies.

The bill requires a drug manufacturer to notify OCI if it increases the wholesale acquisition cost of a brand-name or generic drug on the market in this state by more than an amount specified in the bill, or if it intends to introduce to market a brand-name or generic drug that has an annual wholesale acquisition cost of more than a specified amount. The manufacturer must include with the notice justification for and documentation regarding the price increase. The bill requires each manufacturer to provide OCI an annual description of each manufacturer-sponsored patient assistance program in effect during the previous year. Each manufacturer must also report to OCI the value of price concessions provided to each pharmacy benefit manager for each drug sold.

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The bill requires pharmacy benefit managers to report to OCI the amount received from manufacturers as drug rebates and the value of price concessions provided by manufacturers for each drug. The bill also requires each hospital participating in the federal drug-pricing program, known as the 340B program, to report to OCI the per unit margin for each drug covered under the 340B program dispensed in the previous year, the total margin, and how the margin revenue was used. OCI is required under the bill to publicly post information submitted, analyze data collected, publish a report on emerging trends in prescription prices and price increases, and annually conduct a public hearing based on that analysis. OCI must also conduct a statistically-valid survey of pharmacies in this state regarding whether the pharmacy agreed to not disclose that customer drug benefit cost sharing exceeds the cost of the dispensed drug.

The bill requires OCI to ensure that every health insurance policy that covers prescription drugs does not restrict a pharmacy or pharmacist from or penalize a pharmacy or pharmacist for informing an insured of a difference between the price of a drug or biological product under the policy and the price the insured would pay without using health insurance coverage.

3. Nonresident agent appointment fee

Current law requires a \$16 annual fee for appointment or renewal of a resident insurance agent and a \$30 annual fee for appointment or renewal of a nonresident insurance agent. The commissioner of insurance may require, by rule, payment of a higher appointment or renewal fee than the statutory fee. This bill increases the statutory annual fee for nonresident agent appointment or renewal to \$40.

JUSTICE***1. Powers of the attorney general***

This bill repeals changes made to the powers of the attorney general in 2017 Wisconsin Act 369 relating to the power to compromise or discontinue civil actions prosecuted by DOJ and the power to compromise and settle actions in cases where DOJ is defending the state. This bill reestablishes these settlement powers as they existed under the law before Act 369 was enacted.

The bill allows the attorney general to compromise or discontinue actions prosecuted by DOJ a) when directed by the officer, department, board, or commission that directed the prosecution; or b) with the approval of the governor when the action is prosecuted by DOJ on the initiative of the attorney general or at the request of any individual. The bill eliminates the requirement for approval of compromise or discontinuance from a legislative intervenor or JCF. It also eliminates the requirement, in certain circumstances, for the attorney general to obtain approval of a settlement or discontinuance by the Joint Committee on Legislative Organization before submitting a proposed plan to JCF.

Under the bill, when DOJ is representing the defense, the attorney general may compromise and settle the action as the attorney general determines to be in the best interest of the state. The bill eliminates the requirement under current law that, in actions for injunctive relief or if there is a proposed consent decree, the attorney

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general obtain approval of any legislative intervenor or, if there is no intervenor, JCF. The bill also eliminates the requirement, in certain circumstances, that the attorney general obtain approval from JCLO before submitting a proposed plan of settlement or compromise to JCF.

2. Moving office of school safety to DPI

This bill moves the Office of School Safety from DOJ to DPI. The office of school safety was created in 2017 Wisconsin Act 143 to create model practices for school safety, to compile blueprints and geographic information system (GIS) maps of schools for use by law enforcement agencies, to award grants to schools for expenditures related to improving school safety, and to offer training to school staff on school safety. Under the bill, all of those duties, except for the duty to offer training to school staff on school safety move with the office to DPI. Under the bill, DOJ retains the duty to offer such training.

3. Grants for community policing officers

Under current law, DOJ must award grants to cities with a population of at least 25,000 to pay salaries and fringe benefits of beat patrol law enforcement officers so that the cities may employ additional officers or to reimburse overtime hours for the officers. DOJ must award the grants to eligible cities that apply that have the highest rates of violent crime, and recipients must provide matching funds of at least 25 percent of the grant. This bill adds that DOJ may, using the same criteria for the current law grants, also award grants to pay salaries and fringe benefits of law enforcement officers who are assigned to community policing so that the cities may employ additional officers who perform such services or to reimburse overtime hours for those officers.

This bill also changes the funding source for these grants from an annual sum certain program receipts appropriation to an annual sum certain GPR appropriation in the 2019-21 fiscal biennium, and transfers the remaining moneys that had been appropriated to the grants in the 2017-19 fiscal biennium to an appropriation to be used at the discretion of the attorney general.

4. Alternatives to incarceration grant program

Under current law, DOJ must award grants to counties and to tribes to enable them to establish and operate programs, including suspended and deferred prosecution programs and programs based on principles of restorative justice, that provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. This bill expands the grant program by creating an appropriation to provide grant funds to counties that are not yet a recipient of a grant under the program on the effective date of this bill.

5. Nonviolent offender treatment diversion pilot program

2017 Wisconsin Act 32 created a nonviolent offender treatment diversion pilot program that expires on July 1, 2019. This bill continues the nonviolent offender treatment diversion pilot program until July 1, 2021, and requires that in each fiscal year of the 2019-21 biennium, \$250,000 of the moneys appropriated to the program be allocated to police departments in cities of the first class.

SENATE BILL 59**6. Settlement funds**

This bill creates two appropriations in which all moneys received from settlement funds must be deposited to carry out the purposes for which the settlement was received or, if no purpose was specified in the settlement, to be used at the discretion of the attorney general. The bill also requires DOJ to submit to DOA and JCF a semiannual report on the receipt and use of settlement funds.

The bill also creates an appropriation to hold all money received by DOJ that is owed to a relator, to provide payments to relators. A relator is a type of party in a lawsuit.

7. DNA Surcharges transfer

This bill transfers from DOJ's appropriation for DNA analysis surcharges to DOJ's appropriation for investigating Internet crimes against children \$750,000 in each fiscal year of the 2019-21 fiscal biennium.

LOCAL GOVERNMENT**LEVY LIMITS**

Generally, under current law, local levy limits are applied to the property tax levies that are imposed in December of each year. Current law prohibits any political subdivision from increasing its levy by a percentage that exceeds its valuation factor, which is the greater of either 0 percent or the percentage change in the political subdivision's equalized value due to new construction, less improvements removed (net new construction). Current law also contains a number of exceptions to the levy limit, such as amounts a county levies for a countywide emergency medical system, for a county children with disabilities education board, and for certain bridge and culvert construction and repair.

1. Minimum increase factor

Under the bill, the valuation factor is increased to the greater of either 2 percent or the percentage change in net new construction.

2. Adjustment for shared emergency services and joint fire departments

The bill creates an exception to local levy limits for shared emergency services. Under the bill, fee increases apportioned to each political subdivision operating a joint emergency dispatch center do not apply to the levy limits, but only if the fees would cause the political subdivisions to exceed the levy limits, and only if the total charges imposed by the center for the current year, compared to the previous year, are less than or equal to the rate of inflation plus 1 percent. In addition, all member political subdivisions of a center must adopt a resolution in favor of exceeding the levy limit.

Also under current law, a similar exception applies to municipalities operating a joint fire department. Currently, under this provision, the exception applies only if the total charges imposed by the joint fire department for the current year, compared to the previous year, increase by less than or equal to the rate of inflation plus 2 percent. This bill reduces the permitted yearly increase to the rate of inflation plus 1 percent.

SENATE BILL 59***3. Exclusion for cross-municipality transit routes***

The bill creates an exception to local levy limits for certain transit services. Under the bill, amounts levied by a political subdivision for costs related to new or enhanced transit services that cross adjacent county or municipal borders do not apply to the limit if the political subdivisions between which the routes operate have entered into an agreement to provide for the services and if the agreement is approved in a referendum.

4. Negative adjustment for certain service revenues

Under current law, a political subdivision must reduce its allowable levy by the estimated amount of any revenue from fees or payments in lieu of taxes if the revenue is received for providing certain “covered services” that were funded with property tax revenues in calendar year 2013. The “covered services” are certain garbage collection, fire protection, snow plowing, street sweeping, and storm water management.

This bill repeals the requirement that a political subdivision must reduce its allowable levy by the estimated amount of revenues received for providing covered services that were funded with property tax revenues in calendar year 2013.

TAX INCREMENTAL FINANCING

Under the current tax incremental financing program, a city or village may create a tax incremental district in its territory to foster development. Currently, towns and counties also have a limited ability to create a TID. Before a city or village may create a TID, several steps and plans are required. These include public hearings on the proposed TID, preparation and adoption of a proposed project plan for the TID, approval of the proposed project plan by the common council or village board, approval of the proposed TID by a joint review board that consists of members who represent the overlying taxation districts, and adoption of a resolution by the common council or village board that creates the TID. Also under current law, once a tax incremental district has been created, DOR calculates the “tax incremental base” value of the TID, which is the equalized value of all taxable property within the TID at the time of its creation. If the development in the TID increases the value of the property in the TID above the base value, a “value increment” is created. That portion of taxes collected on the value increment in excess of the base value is called a “tax increment.” The tax increment is placed in a special fund that may be used only to pay back the project costs of the TID.

1. Developer cash grant limitations

Currently, a TID project plan must include information regarding all proposed public works or improvements within the district, an economic feasibility study, a detailed list of estimated project costs, and a description of financing methods for the project costs. Generally, project costs are defined to include public works such as sewers, streets, and lighting systems; financing costs; site preparation costs; and professional service costs. Current law authorizes a political subdivision to make cash grants, which are included in project costs, to owners, lessees, or developers of land in a TID if the grant recipient has entered into a development agreement with the political subdivision.

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Under this bill, the total of all such cash grants may not exceed 20 percent of the total project costs of a TID, including financing costs attributable to the grants.

2. *Tax incremental district project plan stress tests*

This bill requires that a TID's project plan also include alternative economic projections of the TID's finances and feasibility under different economic situations, including a slower pace of development and lower rate of property value growth than expected in the TID.

3. *Erroneous reporting of value increments*

Under this bill, for property values reported in 2018, if a city or village erroneously reports a higher value increment for its TIDs by an aggregate amount of at least \$50 million, the city's or village's TIDs may transfer the excess tax increment collections resulting from this error to the city's or village's general fund to reimburse taxpayers for the higher property tax rates imposed on them due to this error. Before making any such transfers, the city or village must verify with DOR the amounts involved.

GENERAL LOCAL GOVERNMENT**1. *State and local employment regulations; repeal preemption of local government regulations***

This bill repeals the preemption of local governments enacting or enforcing ordinances related to the following:

- a. Regulations related to wage claims and collections.
- b. Regulation of employee hours and overtime, including scheduling of employee work hours or shifts.
- c. The employment benefits an employer may be required to provide to its employees.
- d. An employer's right to solicit information regarding the salary history of prospective employees.

The bill also repeals a prohibition against a political subdivision from imposing an occupational licensing requirement on an individual that is more stringent than the state requirement. The bill also repeals a provision under which neither the state nor a local government may enact a statute or ordinance, adopt a policy or regulation, or impose a contract, zoning, permitting, or licensing requirement, or any other condition, that would require any person to accept any provision that is a subject of collective bargaining under state or federal labor laws. Current law defines "federal labor laws" as the National Labor Relations Act. Finally, the bill repeals a prohibition under which the state and local governments, and their employees, could require any person to waive the person's rights under state or federal labor laws as a condition of any other approval by the state or local governmental unit.

2. *Municipality construction, ownership, or operation of broadband facilities*

Current law prohibits, with several exceptions, a municipality from constructing, owning, or operating a facility for providing video service, telecommunications service, or broadband service to the public unless a) the municipality holds a public hearing on the proposed action, b) notice of the public

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hearing is given, and c) the municipality prepares and makes available for public inspection a report estimating the total costs of, and revenues derived from, constructing, owning, or operating the facility for a period of at least three years. Current law specifies the costs that must be estimated under item c. This bill eliminates that specification of costs when the facility is a broadband facility intended to serve an underserved or unserved area.

Currently, under one of the exceptions, the public hearing and cost report do not apply to a facility for providing broadband service if a) the municipality offers use of the facility on a nondiscriminatory basis to persons who provide broadband service to end users of the service, b) the municipality itself does not use the facility to provide broadband service to end users, and c) the municipality determines that, at the time of authorization, the facility does not compete with more than one provider of broadband service. This bill eliminates the requirements under items b and c for facilities that are intended to serve an underserved or unserved area. That is, under the bill, for facilities that are intended to serve an underserved or unserved area, the public hearing and cost report do not apply to a facility for providing broadband service if the municipality offers use of the facility on a nondiscriminatory basis to persons who provide broadband service to end users of the service.

Currently, under another of the exceptions, the public hearing and cost report do not apply to a facility for providing broadband service to an area within the boundaries of a municipality if the municipality asks, in writing, each person that provides broadband service within the boundaries of the municipality whether the person currently provides broadband service to the area or intends to provide broadband service to the area within nine months and a) does not receive an affirmative response within 60 days, b) the municipality determines that a person who responded does not currently provide broadband service to the area, and no other person makes the response to the municipality, or c) the municipality determines that a person who responded that the person intended to provide broadband service to the area within nine months did not actually provide the service within nine months and no other person makes the response to the municipality.

Under the bill, for this exception in the case of an underserved or unserved area, rather than asking whether a person plans to provide broadband service to the area within nine months, the municipality must ask whether the person intends or actively plans to provide broadband service to the area within the relevant time period.

MILITARY AFFAIRS***1. Emergency management***

This bill changes the appropriations for fire, crash, and rescue emergencies and for the emergency management assistance compact from sum certain annual appropriations to continuing appropriations. An annual sum certain appropriation is expendable only for the fiscal year for which the appropriation is made and only up to the dollar amount shown in the schedule for that fiscal year. A continuing appropriation is expendable until fully depleted, and the moneys held therein do not

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lapse. Therefore, the effect of this change is to allow the moneys in the appropriations to continue to be spent until depleted.

2. *Washington Island disaster assistance*

This bill requires DMA to pay up to \$1,000,000 in each fiscal year of the 2019-21 fiscal biennium from the state disaster assistance appropriation to the Washington Island Electric Cooperative for the costs incurred for the replacement of the cables that bring electricity to Washington Island.

3. *Emergency management assistance compact*

This bill creates an appropriation account to receive reimbursement funds for emergency services provided under the state and province emergency management assistance compact.

NATURAL RESOURCES**CONSERVATION****1. *Warren Knowles-Gaylord Nelson Stewardship 2000 Program***

This bill reauthorizes the Warren Knowles-Gaylord Nelson Stewardship 2000 Program until 2021-22 and maintains the amount that DNR may obligate under the program and each of its subprograms in each fiscal year. Current law authorizes the state to incur public debt for certain conservation activities under the stewardship program, which is administered by DNR. The state may incur this debt to acquire land for the state for conservation purposes and for property development activities and may award grants to others to acquire land for these purposes. Current law establishes the amounts that DNR may obligate in each fiscal year through fiscal year 2019-20 for expenditure under each of these subprograms.

FISH, GAME, AND WILDLIFE**1. *Bureau of natural resources science***

This bill creates in DNR, under the division responsible for fish, wildlife, and parks, a bureau of natural resources science and requires DNR to convert the existing office of applied science into the bureau of natural resources science. Under the bill, the bureau director reports to and serves as the science advisor to the secretary of natural resources.

2. *Hunting, fishing, and trapping approvals*

This bill authorizes DNR to develop a system under which, when a person purchases an approval, the person may opt to automatically purchase the same approval for subsequent years. Under current law, "approval" is defined as any type of hunting, fishing, or trapping approval, privilege, or authorization issued or conferred by DNR, including any license, permit, certificate, card, stamp, preference point, or tag, but not including a conservation card. Under the bill, DNR may contract with a third party to store customer information in order to carry out this system.

SENATE BILL 59**RECREATION*****1. Snowmobile enforcement***

Under current law, funding for certain DNR functions pertaining to snowmobiles, including enforcement, safety training, and fatality reporting, is provided from the conservation fund and from tribal gaming compact program revenues. Under this bill, the funding amounts currently provided from gaming revenues are replaced with general program revenue.

NAVIGABLE WATERS***1. Bonding authority for dam safety projects***

This bill increases from \$25,500,000 to \$29,500,000 the amount of public debt that the state may contract for the dam safety financial assistance program administered by DNR. Under that program, DNR provides financial assistance to counties, cities, villages, towns, and public inland lake protection and rehabilitation districts for dam safety projects.

RETIREMENT AND GROUP INSURANCE**HEALTH INSURANCE*****1. Stipend in lieu of health insurance***

This bill expands the eligibility of certain state employees to receive a stipend in lieu of health insurance coverage under the group health insurance program. Current law provides that state employees who were eligible for coverage in calendar year 2015 and who did not elect coverage for 2015 are not eligible to receive a stipend in lieu of health care coverage. This bill removes that prohibition if the employee elects to take state health care coverage in any calendar year following calendar year 2015.

2. Employee health clinics

This bill allows the Group Insurance Board to enter into contracts with entities to provide health and wellness services at health clinics to be located in state facilities to individuals who are covered by a state group health insurance plan.

3. Premium subsidy study

This bill requires the Group Insurance Board to conduct a study of the feasibility and potential cost savings of including a fixed-dollar employee premium subsidy in the state group health insurance plan. The bill also requires GIB to submit a report of the study to the governor and JCF.

4. Prescription drug pooling study

This bill requires DETF, in consultation with DOC, DHS, and DVA, to study the options and opportunities for savings to state agencies through prescription drug pooling. The bill also requires DETF to submit a report to the governor and the appropriate standing committees of the legislature.

WISCONSIN RETIREMENT SYSTEM***1. WRS annuities for teachers returning to work***

Under current law, if a Wisconsin Retirement System annuitant, or a disability annuitant who has attained his or her normal retirement date, is appointed to a

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position with a WRS-participating employer, or provides employee services to a WRS-participating employer in which he or she is expected to work at least two-thirds of what is considered full-time employment by the DETF, the annuity must be suspended and no annuity payment is payable until after the participant again terminates covered employment.

This bill creates an exception to this requirement for an annuitant who retired from employment as a teacher with a school district who is subsequently rehired or provides employee services as a teacher after retirement if a) the participating employer is a school district; b) at least 30 days have elapsed from the date the person left covered employment with a school district; c) at the time the person initially retires from a school district, the person does not have an agreement with any school district to return to employment; and d) the person elects to not become a participating employee at the time the person is rehired as a teacher by a school district or enters into a contract to provide employee services as a teacher after retirement. In other words, the bill allows a teacher annuitant who retired from a school district to return to work as a teacher for a school district that is a participating employer and elect to not become a participating employee for purposes of the Wisconsin Retirement System, and instead continue to receive his or her annuity.

2. Private retirement security plan study

Under current law, DETF administers the Wisconsin Retirement System under which public employees who are covered under the WRS and their employers pay contributions to the WRS and the WRS, from those contributions and the earnings on those contributions, provides retirement annuities to those public employees. This bill directs the secretary of employee trust funds to establish a committee to study the creation of a private retirement security plan to provide retirement benefits for residents of this state who choose to participate in the plan.

DISABILITY PLANS***1. Oversight of group disability benefit insurance plans***

Under current law, the Group Insurance Board oversees the group income continuation insurance plan and the group long-term disability insurance (LTDI) plan. This bill transfers oversight of those plans to the Employee Trust Funds Board. The bill provides explicit statutory authority for the ETF Board to establish the LTDI plan.

ADMINISTRATIVE CHANGES***1. Internal auditor***

This bill requires the ETF Board to appoint an internal auditor in the classified service who reports directly to the board.

SENATE BILL 59***2. Employee trust funds appropriations***

This bill eliminates certain appropriations to DETF and adjusts the appropriation from which costs for contracting for certain health insurance data collection and analysis may be paid.

SAFETY AND PROFESSIONAL SERVICES***1. Licensure of dental therapists***

Under current law, dentists and dental hygienists are licensed by the Dentistry Examining Board to practice dentistry and dental hygiene, respectively. This bill provides for the licensure of a third type of dental practitioner, dental therapists. Under the bill, the board must grant a dental therapist license to an individual who satisfies certain criteria, including completion of a dental therapy program and passage of required examinations.

Dental therapists may provide dental therapy services only under the general supervision of a dentist with whom the dental therapist has a collaborative management agreement that addresses various aspects of the dental therapist's practice. Supervision by a dentist requires the dentist's prior knowledge and consent, but does not require the presence of the dentist at the time a task or procedure is being performed or prior examination or diagnosis of a patient by a dentist prior to the provision of dental therapy services by a dental therapist. Dental therapists are, subject to the terms of a collaborative management agreement, limited to providing services, treatments, and procedures that are specified in the bill, as well as additional services, treatments, or procedures specified by the board by rule. Dental therapists must complete 12 hours of continuing education each biennium.

The bill subjects dental therapists to, or covers dental therapists under, various other laws, including the health care records law, the volunteer health care provider program, the health care worker protection law, and the emergency volunteer health care practitioner law. The bill also provides for loan forgiveness for dental therapists under the health care provider loan assistance program.

Finally, the bill requires, effective when the first individual becomes licensed as a dental therapist in this state, that two dental therapists be added to the board.

2. Private on-site wastewater treatment systems

2017 Wisconsin Act 59, the 2017 biennial budget act, eliminated, effective June 30, 2021, a grant program DSPS administers to provide grants to individuals and businesses that are served by failing private on-site wastewater treatment systems (POWTS). This bill restores the POWTS grant program.

The bill also modifies certain obligations of governmental units responsible for the regulation of POWTS. Under current law, a governmental unit responsible for the regulation of POWTS must a) adopt and begin administration of a maintenance program established by DSPS for POWTS before October 1, 2019; b) as part of adopting and administering the maintenance program, conduct and maintain an inventory of all POWTS located in the governmental unit; and c) complete the initial inventory of POWTS located in the governmental unit before October 1, 2017.

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Current law also provides that, in order to be eligible for the POWTS grant program, the governmental unit must comply with those deadlines.

The bill extends the deadline for a governmental unit to adopt and begin administration of a maintenance program from October 1, 2019, to October 1, 2024. The bill also eliminates the deadline for completing the initial inventory of POWTS but specifies that the governmental unit is not eligible for POWTS grant funding until the governmental unit completes the initial inventory.

3. *Repeal chiropractic examination appropriation*

This bill eliminates the appropriation for developing and administering examinations required for obtaining a chiropractic license. The requirement to successfully complete an examination administered by the Chiropractic Examining Board was replaced by 2013 Wisconsin Act 20 with a requirement to successfully complete an examination administered by the National Board of Chiropractic Examiners.

SHARED REVENUE**1. *Increase in county and municipal aid***

This bill increases the amount that each county and municipality annually receives as a county and municipal aid payment. Currently, a county or municipality receives a payment equal to what it received in 2012. The bill increases that amount by 2 percent.

STATE GOVERNMENT**GENERAL STATE GOVERNMENT****1. *Project labor agreements***

Under current law, the state and local units of government are prohibited from engaging in certain practices in letting bids for state procurement or public works contracts. Among these, as established by 2017 Wisconsin Act 3, the state and local governments may not do any of the following in specifications for bids for the contracts: a) require that a bidder enter into an agreement with a labor organization; b) consider, when awarding a contract, whether a bidder has or has not entered into an agreement with a labor organization; or c) require that a bidder enter into an agreement that requires that the bidder or bidder's employees become or remain members of a labor organization or pay any dues or fees to a labor organization. This bill repeals these limitations related to labor organizations.

2. *Technology for Educational Achievement program*

This bill makes various changes to the Technology for Educational Achievement program, known as TEACH, which is administered by DOA. The TEACH program offers telecommunications access to school districts, private schools, cooperative educational service agencies, technical college districts, independent charter school authorizers, juvenile correctional facilities, private and tribal colleges, and public library boards at discounted rates and by subsidizing the

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cost of installing data lines and video links. As part of the TEACH program, DOA awards information technology block grants to rural school districts and public libraries to improve information technology infrastructure. Under current law, the information technology block grant program ends on July 1, 2019. The maximum total amount DOA is allowed to award under the block grant program in the 2018-19 fiscal year is \$7,500,000.

The bill continues the information technology block grant program until June 30, 2021. The bill also specifies that in each of the 2019-20 and 2020-21 fiscal years, the maximum total amount DOA may award under the block grant program is \$3,000,000. The bill also specifies that a school district's eligibility for the block grants is based on its membership in the most recent school year for which finalized data is available, instead of membership in the previous year. For other block grant requirements that refer to municipal population, the bill clarifies that population is determined in the first year of a fiscal biennium. For block grants made to public libraries, the bill makes changes to eligibility requirements pertaining to rural territories and makes certain public library systems and consortia of public libraries eligible for the grants.

The bill also eliminates grants to the following under the TEACH program: a) school districts, public libraries, and public library systems for training teacher and librarians to use educational technology; and b) school districts for developing and implementing a technology-enhanced high school curriculum. For the educational telecommunications access program under TEACH, the bill increases the data line speed that applies to a limit on what DOA may charge educational agencies for data lines. The bill also eliminates references to video links under the TEACH program.

3. The office of sustainability and clean energy

This bill creates the office of sustainability and clean energy in DOA to administer certain energy programs. The office is headed by a director outside the classified service who is appointed by the governor to serve at the governor's pleasure. Under current law, the PSC has established an office of energy innovation to administer various energy-related programs, including utility-funded statewide energy efficiency and renewable resources programs that are commonly referred to as Focus on Energy programs. The bill transfers the administration of those energy-related programs, except for Focus on Energy programs, to the office created in the bill. The bill also transfers to that office certain duties of the PSC regarding state agency energy planning, energy shortage contingency planning, and administering federal energy grants. Also, the bill requires that office to work on initiatives with specified goals regarding clean and renewable energy, innovative sustainability, and diversification of energy resources and imposes duties on the office for advising, supporting, reporting, and assisting state agencies, local governments, and private entities on clean and renewable energy. The bill allows the office to provide technical assistance to governmental units that is similar to technical assistance the PSC is allowed to provide under current law, and the bill requires the office and PSC to consult with each other on that assistance. In addition, the bill requires the office to establish a program for making grants from the environmental fund for clean energy production research.

SENATE BILL 59***4. Lease administration efficiencies***

Under current law, DOA has the general responsibility for leasing real property by the state. Under current law, DOA, when entering into or renewing such a lease, must conduct a cost-benefit analysis comparing the proposed lease to the purchase of the space or another suitable space and must evaluate comparable lease options within a ten-mile radius to ensure that the proposed lease rates do not exceed lease rates on comparable properties or the market rate by more than 5 percent. This bill modifies those requirements so they apply only if DOA is entering into a new lease and exempts various leases from those requirements including leases costing under \$25,000 annually and leases for student housing; public defender office space; towers, hangars, and easements; DWD job centers; DMA recruiting offices; and facilities with a location required by law or designated by necessity or practical purposes.

5. Use of proceeds from the sale or lease of state-owned real property

Currently, with certain exceptions, DOA or the Building Commission may sell or lease state-owned real property. Any sale by DOA is subject to approval of the Building Commission, and any sale by DOA or the Building Commission is subject to approval by JCF. Current law specifies how the net proceeds of the sale or lease of state-owned real property must be used and, in doing so, establishes several steps DOA or the Building Commission must follow in succession.

First, the net proceeds must be used to retire any public debt that was used to finance the acquisition, construction, or improvement of the property that is sold or leased. This bill authorizes DOA or the Building Commission at this step in the process to deposit some or all of the net proceeds into the capital improvement fund for use as a substitute source of funding for a project enumerated under the authorized state building program that is within the same statutory bond purpose, as defined in the bill, as the property that is sold or leased. At this step in the process, DOA or the Building Commission may not deposit more proceeds in the capital improvement fund than would have been used to retire the debt associated with the property.

Next, current law specifies several required uses of the remaining net proceeds. For example, if the sold or leased property was acquired, constructed, or improved with federal financial assistance, DOA or the Building Commission must pay to the federal government any of the net proceeds required by federal law. Once those required payments are satisfied, any remaining net proceeds must be used to pay principal and interest costs on outstanding public debt issued to finance the acquisition, construction, or improvement of property. The bill again authorizes DOA or the Building Commission at this step to deposit some or all of the net proceeds into the capital improvement fund for use as a substitute source of funding for a project enumerated under the authorized state building program that is within the same statutory bond purpose as the property that is sold or leased.

Finally, if net proceeds remain after the first two steps in the process, current law requires that the net proceeds be used to retire other outstanding public debt. The bill authorizes DOA or the Building Commission at this final step to deposit

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some or all of the net proceeds into the capital improvement fund for use as a substitute source of funding for any statutory bond purpose.

6. *Transfer to the state building trust fund*

This bill transfers \$10,000,000 from the general fund to the state building trust fund. The state building trust fund is a segregated, nonlapsible fund that is used for carrying out the state's building program, especially for advanced planning purposes.

7. *Funding for general program operations of the state treasurer*

This bill appropriates funds for the general program operations of the Office of the State Treasurer.

8. *Repeal of the homeless employment grant program*

This bill repeals a grant program under which DOA awards grants of up to \$75,000 to a municipality for the purpose of connecting homeless individuals with permanent employment. Under current law, a municipality receiving a grant under the program must itself contribute at least \$50,000 for the purpose of the grant. Current law also requires that, in awarding a grant, DOA must give preference to municipalities that place a priority on using the grant moneys to pay the wages of homeless individuals and that obtain an agreement from a nonprofit organization to provide additional employment and support services to homeless individuals participating in the grant program.

9. *Volkswagen settlement grants*

Under current law, moneys received under a settlement that the state received from a legal action involving Volkswagen are held in an appropriation account that limits spending to two purposes: replacement of state fleet vehicles and issuing grants for the replacement of public transit vehicles. Under this bill, the grants may be awarded both for the replacement of public transit vehicles and the installation of electric vehicle charging stations. During the 2019-21 fiscal biennium, DOA must allocate approximately 60 percent of the grants to the replacement of public transit vehicles and approximately 40 percent of the grants to electric vehicle charging stations, except that the secretary of administration may adjust the allocation if necessary.

10. *Procurement and risk management services*

This bill authorizes DOA to provide technical assistance and other services relating to procurement and risk management to local governmental units and private organizations. The bill requires DOA to charge fees for its services.

11. *Census activities*

This bill creates a general purpose revenue appropriation for DOA for U.S. census activities and preparation.

12. *Diesel truck idling reduction grants*

This bill eliminates the December 31, 2021, sunset for the diesel truck idling reduction grant program, under which DOA makes grants to cover a portion of a grant recipient's cost to purchase and field test devices that have the effect of reducing the long-duration idling of diesel trucks.

SENATE BILL 59***13. Document sales appropriation***

This bill moves the provision of document sales services and proceeds from document services from one appropriation in DOA to another appropriation in DOA.

14. Risk management appropriation

This bill converts a DOA appropriation for risk management administration from annual to continuing.

LEGISLATURE***1. Legislative intervention in certain court proceedings***

Current law, under 2017 Wisconsin Act 369, provides that the legislature may intervene as a matter of right in an action when a party to the action, as part of a claim or affirmative defense, challenges in state or federal court the constitutionality of a statute, facially or as applied, challenges a statute as violating or preempted by federal law, or otherwise challenges the construction or validity of a statute. Act 369 also provides that the legislature must be served with a copy of the proceedings in all such actions, regardless of whether the legislature intervenes. This bill repeals those provisions.

2. Retention of legal counsel by the legislature

Prior to 2017 Wisconsin Act 369, representatives to the assembly and senators, as well as legislative employees, could receive legal representation from DOJ in most legal proceedings. Assembly and senate policies and practices also allowed legislators and legislative employees to retain outside legal counsel in some instances.

Act 369 provided all of the following:

a. With respect to the assembly, that the speaker of the assembly may authorize a representative to the assembly or assembly employee who requires legal representation to obtain outside legal counsel if the acts or allegations underlying the action are arguably within the scope of the representative's or employee's duties; and that the speaker may obtain outside legal counsel in any action in which the assembly is a party or in which the interests of the assembly are affected, as determined by the speaker.

b. With respect to the senate, that the senate majority leader may authorize a senator or senate employee who requires legal representation to obtain outside legal counsel if the acts or allegations underlying the action are arguably within the scope of the senator's or employee's duties; and that the majority leader may obtain outside legal counsel in any action in which the senate is a party or in which the interests of the senate are affected, as determined by the majority leader.

c. That the cochairpersons of the Joint Committee on Legislative Organization may authorize a legislative service agency employee who requires legal representation to obtain outside legal counsel if the acts or allegations underlying the action are arguably within the scope of the employee's duties; and that the cochairpersons may obtain outside legal counsel in any action in which the legislature is a party or in which the interests of the legislature are affected, as determined by the cochairpersons.

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This bill eliminates those provisions, restoring previous law with respect to the legislature's retention of legal counsel.

3. *Capitol security*

Under Act 369, DOA is required to submit any proposed changes to security at the capitol, including the posting of a firearm restriction, to the JCLO for approval under passive review. This bill eliminates that requirement.

4. *Advice and consent of the senate*

Under Act 369, any individual nominated by the governor or another state officer or agency, and with the advice and consent of the senate appointed, to any office or position may not hold the office or position, be nominated again for the office or position, or perform any duties of the office or position during the legislative session biennium if the individual's confirmation for the office or position is rejected by the senate. This bill eliminates that restriction.

ADMINISTRATIVE RULES; GUIDANCE DOCUMENTS**1. *Deference to agency interpretations of law***

Prior to 2017 Wisconsin Act 369, the statutes did not prohibit courts from according deference to agency interpretations of law in most circumstances. Under Act 369, a court may not accord deference to agency interpretations of law and an agency may not seek such deference from a court.

This bill restores the state of the law prior to Act 369 concerning deference to agency interpretations of law.

2. *Suspension of administrative rules*

Prior to 2017 Wisconsin Act 369, administrative rules that were in effect could be temporarily suspended by the Joint Committee for Review of Administrative Rules. If JCRAR suspended a rule, JCRAR was required to introduce bills in each house of the legislature to make the suspension permanent. If neither bill to support the suspension was ultimately enacted, the rule would remain in effect and JCRAR could not suspend the rule again. Under current law as established in Act 369, JCRAR may suspend a rule multiple times.

This bill restores the prior law limitations on JCRAR's ability to suspend a rule.

3. *Agency rule-making authority*

Under 2017 Wisconsin Act 369, a settlement agreement, consent decree, or court order does not confer rule-making authority and cannot be used by an agency as authority to promulgate rules. Additionally, no agency may agree to promulgate a rule as a term in any settlement agreement, consent decree, or stipulated order of a court unless the agency has explicit statutory authority to promulgate the rule at the time the settlement agreement, consent decree, or stipulated order of a court is executed.

This bill repeals those limitations on agency rule-making authority.

4. *Guidance documents*

2017 Wisconsin Act 369 established various requirements with respect to the adoption and use of guidance documents by state agencies, including requirements that agencies must satisfy in order to adopt guidance documents.

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Under Act 369, each agency must submit each proposed guidance document to the Legislative Reference Bureau for publication in the Administrative Register and must provide a period for persons to submit written comments to the agency on the proposed guidance document. The agency must retain all written comments submitted during the public comment period and consider those comments in determining whether to adopt the guidance document as originally proposed, modify the proposed guidance document, or take any other action. Act 369 also requires each adopted guidance document, while valid, to remain available on the agency's Internet site and requires the agency to permit continuing public comment on the guidance document. Each guidance document must be signed by the head of the agency below a statement containing certain certifications.

Also, under Act 369, a guidance document does not have the force of law and does not provide authority for implementing or enforcing a standard, requirement, or threshold, including as a term or condition of any license. An agency that proposes to rely on a guidance document to the detriment of a person in any proceeding must afford the person an adequate opportunity to contest the legality or wisdom of a position taken in the guidance document, and an agency may not use a guidance document to foreclose consideration of any issue raised in the guidance document.

This bill eliminates those and related requirements established under Act 369 with respect to agency guidance documents.

5. Informational materials

Under 2017 Wisconsin Act 369, a state agency must provide a statutory or administrative rule citation for any statement or interpretation of law that the agency provides in its informational materials. This bill repeals that requirement.

PUBLIC UTILITY REGULATION***1. Focus on energy spending***

The bill allows the PSC to require investor-owned electric and natural gas public utilities to spend more than 1.2 percent of their annual operating revenues on certain energy efficiency, conservation, and renewable resource programs, which are commonly referred to as Focus on Energy programs. Current law limits the PSC's authority by capping the required spending at 1.2 percent of the revenues on those programs. The bill requires the PSC to submit to JCF a proposal for requiring the spending of a greater percentage on the programs. If the cochairpersons of JCF do not notify the PSC within ten working days after submission of such a proposal that JCF has scheduled a meeting to review the proposal, the PSC may require that the utilities spend the greater percentage. If the cochairpersons of JCF do notify the PSC within ten working days after submission of such a proposal that JCF has scheduled a meeting to review the proposal, and JCF either approves or does not object to the proposal within 90 days of providing the notification to the PSC, the PSC may require that the utilities spend the greater percentage. However, if JCF objects to the proposal within the 90-day period, the PSC may not require that the utilities spend the greater percentage.

SENATE BILL 59***2. Broadband expansion grants***

The bill makes changes to the broadband expansion program administered by the PSC. Under current law, the PSC makes grants for constructing broadband infrastructure in “underserved” areas, which are defined as areas of the state served by fewer than two broadband service providers. The bill revises the definition of underserved so that it refers instead to an area of the state in which households or businesses lack access to broadband service of at least 25 megabits per second download speed and 3 megabits per second upload speed. Current law also specifies various criteria for the PSC to prioritize grants for certain types of projects. One of the criteria is to prioritize grants for projects that affect “unserved” areas, which are defined, in part, as areas with Internet service that does not exceed minimum speeds based on speeds designated by the Federal Communications Commission. The bill revises the definition of “unserved” so that it refers instead to areas in which households or businesses lack access to broadband service of at least 10 megabits per second download speed and 1 megabit per second upload speed.

The bill provides additional funding for the broadband expansion grant program by making transfers from moneys received under a federal program for assisting schools and libraries in obtaining telecommunications services and Internet access, which is commonly known as the federal e-rate program. The bill transfers \$6,900,000 in fiscal year 2019–20 and \$17,300,000 in fiscal year 2020–21. The bill also appropriates general purpose revenue for the broadband expansion grant program.

3. State broadband goal

This bill creates a state goal that, no later than January 1, 2025, all businesses and homes in the state have access to high-speed broadband that provides minimum download speeds of at least 25 megabits per second and minimum upload speeds of at least 3 megabits per second.

4. Broadband report

This bill requires the PSC and DOA to jointly submit a report to the governor and the legislature no later than June 30, 2020, that provides a) updates on emerging broadband technologies, b) recommendations for incentives to broadband providers to serve unserved or underserved areas of the state, and c) proposals for leveraging existing state agency technology, resources, or a combination of technology and resources to serve those areas of the state.

5. Carbon-free electricity

The bill specifies a state goal that all electricity produced within the state is 100 percent carbon-free by January 1, 2050.

6. Ratepayer advocate grants

The bill increases from \$300,000 to \$500,000 the total annual grants PSC is allowed to make to nonprofit corporations that advocate at PSC on behalf of public utility ratepayers.

7. High-voltage transmission line fees

The bill requires the PSC to administer annual impact and onetime environmental impact fees paid under current law by persons granted certificates of

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public convenience and necessity by the PSC for high-voltage transmission lines. Under current law, DOA administers the fees.

TAXATION**INCOME TAXATION****1. *Lowest bracket rate reduction***

This bill modifies the requirement that individual income tax rates for the taxable year ending on December 31, 2019, be decreased in proportion to the increase in sales and use tax collections from October 1, 2018, to September 30, 2019, due to the expansion of the state's authority to collect sales and use taxes from out-of-state retailers, pursuant to the U.S. Supreme Court decision, *South Dakota v. Wayfair, Inc.*, 585 U.S. ___ (2018). The bill uses the increase in sales and use tax revenue to decrease the rate of the lowest tax bracket rather than the rate of all tax brackets.

2. *Manufacturing and agriculture credit limitation*

Currently, a person may claim a tax credit on the basis of the person's income from manufacturing or agriculture. This bill limits to \$300,000 the amount of income from manufacturing that a person may use as the basis for claiming the credit.

3. *Tax-advantaged first-time home buyer accounts*

This bill creates a tax-advantaged first-time home buyers savings account. Under the bill, an individual may create the account and must designate a beneficiary of the account, which may be the account holder. The beneficiary must be an individual who is a first-time home buyer, which is defined as someone who resides in this state and has not owned or purchased a single-family residence during the 36 months before the month in which the individual purchases the residence in this state. An account holder may withdraw funds from the account to pay the down payment and eligible closing costs for the purchase of a single-family residence in this state by the beneficiary or to reimburse the beneficiary for eligible costs. The account holder may not use funds from the account to pay any expenses he or she incurs in administering the account, although the financial institution may deduct a service fee from the account.

Beginning in taxable year 2020, annually, an account holder may subtract from his or her federal adjusted gross income (FAGI) up to \$5,000, or \$10,000 if the account holder files a joint income tax return, of the amount he or she contributes to an account, as well as any gain that is redeposited into the account. An account holder may not claim a subtraction for more than a total of \$50,000 of deposits into an account for each beneficiary.

4. *Increase the earned income tax credit*

Under this bill, for taxable years beginning after 2018, an individual who is eligible to claim the federal earned income tax credit may claim as a credit against Wisconsin taxes due 11 percent of the amount that the claimant may claim under the federal credit if the claimant has one qualifying child with the same residence, 14 percent if the claimant has two such qualifying children, and 34 percent if the claimant has three or more such qualifying children. Currently, the percentage of

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the federal credit that an individual may claim for Wisconsin purposes is 4 if the claimant has one qualifying child with the same residence, 11 if the claimant has two such qualifying children, and 34 if the claimant has three or more such qualifying children. The credit is refundable, which means that, if the amount of credit due the claimant exceeds his or her tax liability, the difference is refunded to the claimant by check.

5. Homestead tax credit changes to indexing provisions and increasing the maximum income

Under current law, the homestead income tax credit is not allowed to claimants whose household income exceeds \$24,680. Under this bill, that maximum income threshold is increased to \$30,000 for claims filed in 2020 and thereafter.

Under current law, the homestead tax credit formula factors, which are maximum income, maximum property taxes, and income threshold, are not indexed for inflation. This bill amends those provisions and restores the indexing provisions of the former law. Under the bill, the homestead tax credit formula factors would be indexed for inflation for taxable year 2020 and beyond, except that the maximum income will not be indexed for taxable year 2020.

6. Repeal of the private school tuition subtraction

The bill repeals the subtraction for private school tuition expenses that an individual may claim when determining his or her income for income tax purposes.

7. Child and dependent care tax credit

This bill creates a nonrefundable individual income tax credit based on the federal tax credit for expenses for household and dependent care services necessary for gainful employment. Under the bill, an individual who is eligible for and claims the federal tax credit for expenses for household and dependent care services may claim 50 percent of the same amount as a nonrefundable credit on his or her Wisconsin income tax return. Under the bill, the Wisconsin credit may not be claimed by a part-year resident or nonresident of this state.

This bill also sunsets the current law individual income tax subtract modification that allows a taxpayer a deduction for the same expenses for which the credit may be claimed.

Generally, the federal credit is a nonrefundable individual income tax credit that may be claimed by an individual for employment-related expenses for household services and dependent care services for a qualifying individual. Because the credit is nonrefundable, it may be claimed only up to the amount of a taxpayer's tax liability. Under federal law, a qualifying individual is someone who has the same principal place of abode as the claimant for more than one-half the year, is the claimant's dependent, and is a) a child 12 or under; b) a child 13 or older who is incapable of self-care; or c) the claimant's spouse who is incapable of self-care.

The federal credit may be claimed for expenses to enable the claimant to be gainfully employed or actively search for gainful employment. Generally, allowable expenses for a qualifying individual under federal law include costs for in-home care or daycare, nursery school or preschool programs, and before-school and after-school care for school-age children. Depending on the claimant's adjusted gross income, the credit may be worth between 20 percent and 35 percent of the

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claimant's allowable expenses, up to a maximum annual amount of \$3,000 if there is one qualifying individual and up to \$6,000 if there are two or more qualifying individuals.

8. *Moving expense deduction*

Under current law, a business may deduct from its income or franchise tax liability all expenses that the business paid to move its operations from one location to another, including expenses paid to relocate outside the state. Under this bill, a business may not deduct expenses paid to move outside the state or outside the United States.

9. *Research credit*

Current law allows a person to claim a tax credit equal to a percentage of the person's expenses to conduct research in this state. For example, a person may claim 11.5 percent of the amount of the expenses that exceed 50 percent of the person's average research expenses for the previous three years on research involving engines or hybrid-electric vehicles. The credit is partially refundable. If the credit exceeds the amount of the person's tax liability, the person receives a refund in an amount not exceeding 10 percent of the person's claim. Any amount not used to offset the person's tax liability or paid as a refund may be claimed as a credit against the person's tax liability in subsequent years.

This bill increases the amount that a person may receive as a refund. Under the bill, a person may receive a refund in an amount not exceeding 20 percent of the person's claim. However, the bill prohibits a person certified to claim the electronics and information technology manufacturing zone credit from receiving the refund.

10. *Historical rehabilitation credit*

Current law authorizes WEDC to certify a person to receive a tax credit equal to 20 percent of the qualified rehabilitation expenses, as defined under the federal Internal Revenue Code, for certified historic structures on property located in this state. WEDC may also certify a person to receive a similar credit for the rehabilitation expenses for qualified rehabilitated buildings, as defined under the federal Internal Revenue Code, that are not certified historic structures. Finally, current law prohibits WEDC from certifying persons to claim more than \$3,500,000 in all such credits for all projects undertaken on the same parcel.

This bill eliminates the credit for qualified rehabilitated buildings and prohibits WEDC from certifying persons to claim more than \$3,500,000 in tax credits for any project involving the rehabilitation of certified historic structures, regardless of the number of parcels on which the project is undertaken.

11. *Repeal of net operating loss carryback*

This bill repeals the provision under which an individual may carry back a net operating loss to the two prior taxable years in order to reduce the amount of income subject to tax in those years.

12. *Broadcaster's income apportionment*

Under current law, a broadcaster's gross royalties and other gross receipts received for the use or license of intangible property are apportioned to this state for income and franchise tax purposes only if the commercial domicile of the purchaser

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or licensee is in this state and the purchaser or licensee has a direct connection or relationship with the broadcaster pursuant to a contract under which the royalties or receipts are derived. This bill eliminates that provision. As a result, a broadcaster's gross royalties and other gross receipts received for the use or license of intangible property are apportioned in the same manner as those of other taxpayers. In general, such royalties and receipts are apportioned to this state if the purchaser or licensee uses the property at a location in this state, is billed for the purchase or license at a location in this state, or has its commercial domicile in this state.

13. Addition of low-income housing tax credit to income

Under this bill, a business that claims the low-income housing credit must include the amount of the credit in income when computing its income or franchise tax liability.

14. Modification to medical care insurance subtraction

This bill changes how nonresidents and part-year residents calculate the subtraction for medical care insurance premiums that self-employed individuals may claim for income tax purposes. Under current law, the subtraction is prorated based on the individual's share of income earned from a trade or business that is taxable in Wisconsin. Under the bill, the subtraction is prorated based on the individual's share of total income that is taxable in Wisconsin, not just the earnings from a trade or business. The bill also repeals several provisions that provided a subtraction for medical care insurance premiums but are no longer operable.

15. Family and individual reinvestment income tax credit

This bill creates a new family and individual reinvestment income tax credit for taxable years beginning in 2019. The credit is nonrefundable and may be claimed only up to the amount of the taxpayer's income tax liability. Under the bill, for a single individual or an individual who files as a head of household whose adjusted gross income is less than \$80,000, for a married couple filing jointly whose combined AGI is less than \$125,000, or for a married individual filing separately whose AGI is less than \$62,500, the credit is equal to 10 percent of the claimant's net tax liability or \$100 (\$50 for married separate filers), whichever is greater. Net tax liability is a claimant's income tax liability after the application of most nonrefundable income tax credits. Under the bill, the credit phases out to zero as a single individual or head of household filer's AGI increases from \$80,000 to \$100,000. A similar phaseout occurs for a married joint filer whose combined AGI increases from \$125,000 to \$150,000 and a married separate filer whose AGI increases from \$62,500 to \$75,000. Also, under the bill, no new claims for the working families tax credit may be filed for a taxable year that begins after December 31, 2018.

16. Capital gains exclusion limitation

Under current law, there is an income tax exclusion for individuals, fiduciaries, members of limited liability companies and partnerships, and shareholders of tax-option corporations for 30 percent of the net long-term capital gains realized from the sale of assets held more than one year and the sale of all assets acquired from a decedent, and an exclusion for 60 percent of such gains realized from the sale

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of farm assets held more than one year and the sale of all farm assets acquired from a decedent.

Under this bill, for individuals, the exclusion of 30 percent of such net long-term capital gains, and all assets acquired from a decedent, does not apply to taxable years beginning after December 31, 2018, if the taxpayer's federal adjusted gross income exceeds specified threshold amounts. These amounts are \$100,000 for a single individual or head of household filer; \$150,000 for a married couple who files jointly; and \$75,000 for a married individual who files separately. The bill also provides that for a taxpayer whose FAGI, before adjustment for net capital gains, is below the specified threshold amounts, such a taxpayer may claim the current law capital gains exclusion for nonfarm assets to the extent that the sum of the taxpayer's noncapital gains adjusted FAGI and the taxpayer's net federal capital gains does not exceed the threshold amount. The bill does not affect the exclusion of the gains realized from the sale of farm assets held more than one year and the sale of farm assets acquired from a decedent.

17. WHEFA bonds exemption

This bill exempts from individual income and corporate income and franchise taxation interest earned on bonds or notes issued by WHEFA, provided that the bond or notes are issued in an amount totaling \$35,000,000 or less, and to the extent that the interest income is not otherwise exempt from taxation.

18. Internal Revenue Code references

This bill adopts, for state income and franchise tax purposes, changes made to the Internal Revenue Code by the Bipartisan Budget Act and Consolidated Appropriations Act of 2018. The federal act retroactively extended, through the end of 2017, a variety of federal tax benefits for individuals and businesses, including the tuition expense deduction, the exclusion from income for forgiven mortgage debt, and tax incentives for businesses to invest in mine safety equipment or in certain communities. These provisions have always been temporary under federal law, generally expiring every one or two years, and had expired at the end of 2016. The federal act also includes several permanent provisions of limited scope, such as one allowing certain whistleblowers to fully deduct attorney fees.

PROPERTY TAXATION**1. Dark property and leased property tax assessments**

This bill requires that real property be assessed for property tax purposes at its highest and best use and provides that real property includes any leases, rights, and privileges pertaining to the property, including assets that are inextricably intertwined with it. The bill also requires that an assessor determine the value of leased property by considering the lease provisions and actual rent if the provisions and rent are the result of an arm's-length transaction. In so doing, the bill reverses a 2008 decision by the Wisconsin Supreme Court that held a property tax assessment of leased retail property using the income approach must be based on market rent, which is what a person would pay based on similar rentals, rather than the actual rent. See, *Walgreen Company v. City of Madison*, 2008 WI 80, 752 N.W.2d 689 (2008). The bill also requires an assessor, when determining the value of property using

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generally accepted appraisal methods, to consider property as comparable to the property being assessed if the properties have the same or similar highest and best use or share certain characteristics, such as age, condition, and location. Under the bill, a property is not comparable to the property being assessed if the property is dark property or if the seller has placed restrictions on its highest and best use or that prohibit competition, and the property being assessed is not dark property or subject to similar restrictions. The bill defines “dark property” as property that is vacant or unoccupied beyond the normal period for property in the same real estate market segment.

2. School aid reduction information

This bill requires that a person’s property tax bill include information from the school district where the property is located regarding the amount of any gross reduction in state aid to the district as a result of pupils enrolled in the statewide choice program, the Racine Parental Choice Program, or the Milwaukee Parental Choice Program or as a result of making payments to private schools under the Special Needs Scholarship Program.

3. School levy and first dollar property tax credits

This bill eliminates the school levy and first dollar property tax credits. Currently, each municipality receives payments from the state to use for the credits, and the municipalities apply those credits to each person’s property tax liability. For the school levy credit, each municipality receives a payment equal to its proportionate share of the sum of average school levies for all municipalities. Currently, the total amount of the school levy credit that is distributed each year is \$940,000,000. For the first dollar credit, each municipality receives a payment determined by multiplying the school tax rate by the estimated fair market value of every parcel with improvements, such as a building, that is located in the municipality. Currently, the total amount of the first dollar credit that is distributed each year is \$150,000,000. Under the bill, the last distribution of both credits occurs in 2020.

GENERAL TAXATION***1. Motor vehicle fuel tax increase***

This bill increases the current motor vehicle fuel tax rate from 30.9 cents per gallon to 38.9 cents per gallon beginning on October 1, 2019. The rate has remained unchanged since 2006 when it was increased from 29.9 cents to 30.9 cents.

2. Motor vehicle fuel tax annual adjustment

Prior to 2007, DOR annually adjusted the motor vehicle fuel tax rate to incorporate the percentage change in the consumer price index. This bill restores the annual adjustment of the motor vehicle fuel tax rate based on the change in the consumer price index beginning with the rate that takes effect on April 1, 2020. Under current law, and under the bill, DOR publishes the rate by April 1 of each year.

3. Excise tax on vapor products

The bill imposes the tobacco products tax on vapor products at the rate of 71 percent of the manufacturer’s list price. Under the bill, “vapor product” is defined as any noncombustible product that employs a heating element, power source,

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electronic circuit, or other electronic, chemical, or mechanical means that can be used to produce vapor from a solution or other substance, regardless of whether the product contains nicotine. A “vapor product” includes an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or device, as well as any container of a solution or other substance that is intended to be used with these items. Under the bill, any product regulated by the federal Food and Drug Administration as a drug or device is exempt from the tax.

4. Excise tax on little cigars

This bill taxes little cigars at the same rate as the excise tax imposed on cigarettes. Under current law, all cigars are taxed at the rate of 71 percent of the manufacturer’s established list price, limited to 50 cents per cigar. Under the bill, little cigars weighing no more than three pounds per thousand are taxed at the rate of 126 mills per little cigar and all other little cigars are taxed at the rate of 252 mills per little cigar. The bill defines “little cigar” to mean a cigar that has an integrated cellulose acetate filter and is wrapped in any substance containing tobacco.

5. Collection of sales tax by marketplace providers

This bill requires that marketplace providers collect and remit sales and use tax on sales facilitated on behalf of marketplace sellers. For purposes of the bill, a “marketplace provider” is a person who contracts with a seller to facilitate the sale of the seller’s products through a physical or electronic marketplace operated by the person and who engages in certain activities with respect to the seller’s products, such as providing services for payment processing, order taking, or fulfillment and storage. Additionally, the person must engage, directly or through an affiliated person, in activities related to the marketplace’s operation, such as transmitting the offer or acceptance between the marketplace seller and a buyer, providing a virtual currency used to purchase products from the marketplace seller, or developing software for the marketplace. The bill defines “marketplace seller” to mean a seller who sells products through a physical or electronic marketplace operated by a marketplace provider, regardless of whether the seller is required to be registered with DOR.

6. Repeal of sales tax exemption for farm-raised deer

The bill repeals the sales and use tax exemption that applies to the sale of farm-raised deer to a person operating a hunting preserve or game farm in this state.

7. Repeal of sales tax exemption for game birds and clay pigeons

This bill repeals the sales and use tax exemption that applies to the sale of live game birds and clay pigeons to qualifying bird hunting preserves and shooting facilities.

8. Modifications to state debt collection programs

This bill modifies the programs under which DOR is authorized to collect debt owed to state agencies, municipalities, and counties by offsetting tax refunds and other state payments due the debtor. The bill consolidates provisions under which a state agency, municipality, or county refers a debt to DOR for collection and includes the State of Wisconsin in the definition of “state agency” for purposes of the debt collection programs. Under the bill, any legal action contesting the validity of

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a debt must be brought against the unit of government that referred the debt. The bill repeals the requirement that DOR provide quarterly status updates to a state agency, municipality, or county regarding the debt collection. Under the bill, DOR may provide, upon request, information to a state agency, municipality, or county about each debt's status and may provide weekly reports of the amounts collected and payments disbursed. The bill replaces the current requirement that DOR charge debtors for administration expenses with a requirement that debtors pay a collection fee, and repeals the requirement that DOR annually review its prior year's administrative costs and adjust the charges accordingly.

9. Offsetting lottery payments for debt owed to state

This bill modifies the program under which DOR is authorized to collect debt owed to state agencies by offsetting tax refunds and other state payments due to the debtor. The bill provides that lottery prizes of at least \$600 and compensation or payments owed to lottery retailers are offsettable refunds for purposes of the debt collection program.

10. Real estate transfer fee exemption

Current law provides an exemption to the real estate transfer fee for a conveyance by a subsidiary corporation to its parent for no consideration. This bill clarifies that both the subsidiary and the parent must be a corporation. The bill also modifies the real estate transfer fee exemption for a conveyance made solely in order to provide or release security for a debt or obligation so that the exemption does not apply if the debt or obligation was incurred as the result of a conveyance.

TRANSPORTATION**HIGHWAYS*****1. Transportation projects***

Under current law, for certain highway projects for which DOT spends federal money, federal money must make up at least 70 percent of the funding for those projects. DOT is required to notify political subdivisions receiving aid for local projects whether the aid includes federal moneys and how those moneys must be spent. For certain projects that receive no federal money, DOT may not require political subdivisions to comply with any portion of DOT's facilities development manual other than design standards. Any local project funded with state funds under the surface transportation program or the local bridge program must be let through competitive bidding and by contract to the lowest responsible bidder. The bill repeals all of these requirements.

2. Bridge bonding authorizations

Current law authorizes the state to contract up to \$245,000,000 in public debt in the form of general obligation bonds to fund major interstate bridge projects. A "major interstate bridge project" is defined to mean "a project involving the construction or reconstruction of a bridge on the state trunk highway system, including approaches, that crosses a river forming a boundary of the state and for which this state's estimated cost share is at least \$100,000,000." This bill increases

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the general obligation bonding authorization for major interstate bridge projects to \$272,000,000.

Under current law, the state may contract up to \$216,800,000 for DOT to fund high-cost state highway bridge projects. This bill reduces this general obligation bonding limit to \$206,800,000.

3. Interstate bridge design funding

Under current law, this state's share of costs for any major interstate bridge project, including preliminary design work for the project, may be funded only from specified appropriations. This bill eliminates the reference to preliminary design work being a part of a major interstate bridge project that may be funded only from specified appropriations.

4. Increased bonding authorization for Zoo interchange

Under current law, a southeast Wisconsin freeway megaproject is "any project on a southeast Wisconsin freeway having a total cost of more than \$500 million," as adjusted annually for inflation by DOT. DOT may not provide funding for construction of these projects without legislative approval. Currently, the legislature has approved only the I 94 north-south corridor project and the Zoo interchange project. Among the available funding sources for these projects are proceeds from general obligation bonds.

This bill authorizes the state to contract an additional \$65,000,000 in public debt in the form of general obligation bonds to fund the Zoo interchange project.

5. Transportation revenue bonds

Under current law, the Building Commission may issue revenue bonds for major highway projects and transportation administrative facilities in a principal amount that may not exceed \$4,055,372,900. This bill increases the revenue bond limit to \$4,197,627,500.

6. Enumeration of I 43 project

Current law requires that a major highway project receive the approval of the Transportation Projects Commission (TPC) and the legislature before the project may be constructed. This bill adds a project on I 43 between Silver Spring Drive in the city of Glendale and STH 60 in the city of Grafton in Milwaukee and Ozaukee counties, which has been approved by TPC, to the current list of statutorily enumerated projects approved for construction.

7. Sunset of intelligent transportation systems appropriations

Under current law, state, federal, and local appropriations authorize DOT expenditures for the installation, replacement, or rehabilitation of traffic control signals and intelligent transportation systems. Under current law, no moneys from these appropriations may be encumbered after June 30, 2021. This bill removes from each appropriation the prohibition on encumbering moneys after June 30, 2021.

DRIVERS AND MOTOR VEHICLES**1. Driver's cards**

Under 2007 Wisconsin Act 20, certain provisions specified in the federal REAL ID Act of 2005 (REAL ID) were incorporated into state law and these provisions

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became effective on January 1, 2013. Among these provisions was the requirement that DOT follow certain procedures in processing applications for driver's licenses and identification cards. However, under 2011 Wisconsin Acts 23 and 32, DOT may process applications for driver's licenses and identification cards in a manner other than that required by REAL ID if the driver's licenses and identification cards are marked to indicate that they are not REAL ID compliant, and DOT processes the applications in compliance with DOT practices and procedures applicable immediately prior to implementation of REAL ID.

Under current law, an applicant for a driver's license or identification card, regardless of whether it is REAL ID compliant or REAL ID noncompliant, must provide to DOT a) an identification document that includes either the applicant's photograph or both the applicant's full legal name and date of birth; b) documentation, which may be the same as item a, above, showing the applicant's date of birth; c) proof of the applicant's social security number or verification that the applicant is not eligible for a social security number; d) documentation showing the applicant's name and address of principal residence; and e) documentary proof that the applicant is a U.S. citizen or is otherwise lawfully present in the United States. However, in processing an application for a REAL ID noncompliant driver's license or identification card, DOT is not required to meet the standards for document retention and verification that are imposed for REAL ID compliant products.

Under this bill, an applicant for a REAL ID noncompliant driver's license or identification card (noncompliant REAL ID) is not required to provide documentary proof that the applicant is a U.S. citizen or is otherwise lawfully present in the United States. Also, an applicant may, in lieu of item a, above, provide an individual taxpayer identification number, a foreign passport, or any other documentation deemed acceptable to DOT and, in lieu of items b and d, above, provide documentation deemed acceptable to DOT. If the applicant does not have a social security number, the applicant is required to provide verification only that he or she does not have one, rather than verification that he or she is not eligible for one. In processing an application for, and issuing or renewing, a noncompliant REAL ID, DOT may not include any question or require any proof or documentation as to whether the applicant is a U.S. citizen or is otherwise lawfully present in the United States. The bill does not change any current law requirements related to driver qualifications such as minimum age or successful completion of knowledge and driving skills tests.

Under current law, most driver's licenses issued by DOT are issued for an initial two-year period and must be renewed every eight years thereafter. In general, an applicant for renewal of a driver's license must pass an eyesight test and have his or her photograph taken with each renewal. Most identification cards issued by DOT are issued for an initial period of eight years and are renewable for eight-year periods thereafter, and applicants, generally, must have their photograph taken with each renewal.

Under this bill, an applicant for a noncompliant REAL ID who does not provide a social security number is issued a noncompliant REAL ID that displays, on its face, the words "Not valid for voting purposes. Not evidence of citizenship or immigration

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status.” and that has a four-year renewal period rather than an eight-year renewal period. With each renewal, DOT has discretion whether or not to take a new photograph and, for a driver’s license, give an eyesight test. However, DOT must take a new photograph and, for a driver’s license, give an eyesight test at least once every eight years.

With limited exceptions, DOT may not disclose social security numbers obtained from operator’s license or identification card applicants. This bill prohibits DOT from disclosing the fact that an applicant has verified to DOT that the applicant does not have a social security number, except that DOT may disclose this information to the Elections Commission.

This bill also prohibits discrimination on the basis of a person’s status as a holder or a nonholder of a noncompliant REAL ID, adding this license status as a prohibited basis for discrimination in employment, housing, and the equal enjoyment of a public place of accommodation or amusement.

2. Exemption from probationary license requirement for persons enlisted in the U.S. armed forces

Under current law, a probationary license is, with certain exceptions, issued to all applicants who qualify for an original driver’s license and remains in effect for two years from the date of the licensee’s next birthday. Currently, the following persons are exempt from this requirement:

- a. Certain persons who have been licensed by another jurisdiction.
- b. Persons who are issued a commercial driver license.
- c. Persons entitled to a regular license under a foreign license reciprocity agreement.

Those who are exempt from the probationary license requirement are instead issued a regular license that remains in effect for eight years after the date of issuance.

Under this bill, a person who provides DOT with proof that the person is enlisted in the U.S. armed forces is also exempt from the probationary license requirement.

3. Vehicle title fee

Under current law, motor vehicles must be titled, and DOT issues a certificate of title to the new owner of a vehicle after ownership of the vehicle is transferred. The new owner pays a \$62 title fee and a \$7.50 supplemental title fee. This bill increases the title fee to \$72.

4. Registration fees based on gross weight

Under current law, the registration fee for certain vehicles is based on the vehicle’s gross weight and ranges from \$75 for a vehicle weighing up to 4,500 pounds to \$2,560 for a vehicle weighing up to 80,000 pounds. This bill increases registration fees based on gross vehicle weight by approximately 27 percent.

5. Hybrid electric vehicle definition

Under current law, in addition to an annual registration fee, DOT adds a surcharge of \$75 for a motor truck or automobile that is a hybrid electric vehicle. Current law defines a hybrid electric vehicle to mean “a vehicle that is capable of

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using gasoline, diesel fuel, or alternative fuel to propel the vehicle but that is propelled to a significant extent by an electric motor that draws electricity from a battery that has a capacity of not less than 4 kilowatt hours and may be capable of being recharged from an external source of electricity.” This bill replaces the current definition of hybrid electric vehicle and defines the term to mean “a vehicle that is capable of using both electricity and gasoline, diesel fuel, or alternative fuel to propel the vehicle.”

6. *Salvage vehicle inspectors*

Under current law, a repaired salvage vehicle may not be registered or be issued a new certificate of title until an inspector authorized by DOT examines the vehicle to verify the title, source and ownership of parts, and compliance with safety equipment requirements. Current rules promulgated by DOT require that a person be a Wisconsin law enforcement officer or a full-time employee of DOT's division of state patrol and complete specified training to be qualified to conduct salvage inspections. This bill prohibits DOT from requiring that a salvage inspector be employed by the department or by a law enforcement agency.

TRANSPORTATION AIDS**1. *General transportation aids***

Under current law, DOT makes general transportation aid payments to counties based on a share-of-costs formula and to municipalities based on the greater of a share-of-costs formula or an aid rate per mile. Under the bill, for calendar year 2020 and thereafter, the aid rate per mile is increased from \$2,389 to \$2,628. For calendar year 2020 and thereafter, this bill increases the maximum amount of aid that may be paid to counties under the program from \$111,093,800 to \$122,203,200 and increases the maximum amount of aid that may be paid to municipalities under the program from \$348,639,300 to \$383,503,200.

2. *Mass transit aids amounts*

Under current law, DOT provides state aid payments to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems. There are five classes of mass transit systems, and the total amount of state aid payments to four of these classes is limited to a specified amount in each calendar year. The fifth class consists of certain commuter or light rail systems, and no state aid amounts are specified for this class.

This bill increases the total amount of state aid payments to the four classes of mass transit systems for which state aid amounts are specified, as follows:

a. For mass transit systems having annual operating expenses of \$80,000,000 or more, the bill maintains the current limit of \$64,193,900 in calendar year 2019 and increases the limit to \$70,613,300 in calendar year 2020 and thereafter.

b. For mass transit systems having annual operating expenses of over \$20,000,000 but less than \$80,000,000, the bill maintains the current limit of \$16,868,000 in calendar year 2019 and increases the limit to \$18,554,800 in calendar year 2020 and thereafter.

c. For mass transit systems serving urban areas having a population of at least 50,000 but having annual operating expenses of no more than \$20,000,000, the bill

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maintains the current limit of \$24,486,700 in calendar year 2019 and increases the limit to \$26,935,400 in calendar year 2020 and thereafter.

d. For mass transit systems serving urban areas having a population of less than 50,000, the bill maintains the current limit of \$5,188,900 in calendar year 2019 and increases the limit to \$5,707,800 in calendar year 2020 and thereafter.

3. Local Roads Improvement Program discretionary grant amounts

Under current law, DOT administers the Local Roads Improvement Program (LRIP) to assist political subdivisions in improving seriously deteriorating local roads by reimbursing political subdivisions for certain improvements. LRIP includes an entitlement component and a discretionary component. Under the entitlement component, DOT distributes an appropriated amount to political subdivisions according to statutorily prescribed allocation percentages. Under the discretionary component, DOT allocates funds in fiscal year 2017-18 and each fiscal year thereafter as follows: \$5,393,400 to fund eligible county trunk highway improvements, \$5,923,600 to fund eligible town road improvements, and \$3,850,400 to fund eligible municipal street improvements.

This bill increases DOT's allocations for the discretionary component of LRIP for fiscal year 2019-20 as follows: \$5,569,400 to fund eligible county trunk highway improvements, \$6,033,600 to fund eligible town road improvements, and \$3,867,000 to fund eligible municipal street improvements. The bill increases the allocations for fiscal year 2020-21 and each fiscal year thereafter as follows: \$5,688,400 to fund eligible county trunk highway improvements, \$6,162,400 to fund eligible town road improvements, and \$3,950,300 to fund eligible municipal street improvements.

4. Transit capital assistance grants

This bill requires DOT to establish a transit capital assistance grant program, under which DOT awards grants to eligible applicants for the replacement of public transit vehicles.

RAIL AND AIR TRANSPORTATION**1. Increase bonding for passenger rail capital projects**

Under current law, DOT administers a rail passenger route development program under which DOT may fund the following:

a. Capital costs related to certain Amtrak service extension routes or certain other rail service routes.

b. Railroad track or rail passenger station improvements related to an Amtrak service extension route, or the establishment of commuter rail service, between the city of Milwaukee and Waukesha County.

c. Rail passenger station improvements related to an existing rail passenger service.

Current law provides \$79,000,000 in general obligation bonding authority for the program but does not provide for other sources of program funding. However, not more than \$10,000,000 of the bonding proceeds may be used for the purposes described in items b and c, above; no proceeds may be used without JCF approval; and no proceeds may be used for the purposes described in items a and b, above, unless DOT provides to JCF certain information.

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This bill increases the general obligation bonding authority for the program from \$79,000,000 to \$124,000,000 but does not modify any of these other program funding limitations.

2. Freight rail preservation bonding

Under current law, the state may contract up to \$250,300,000 in public debt for DOT to acquire railroad property and to provide grants and loans for railroad property acquisition and improvement. This bill increases the authorized general obligation bonding limit for these purposes to \$280,300,000.

GENERAL TRANSPORTATION***1. Eliminate general fund transfer to transportation fund***

Under current law, the secretary of administration must annually transfer from the general fund to the transportation fund 0.25 percent of estimated general fund tax revenues for the fiscal year or \$35,127,000, whichever amount is greater. This bill repeals this requirement.

2. Next Generation 911 and WISCOM

Under current law, DMA is required to contract for the creation, operation, and maintenance of an emergency services network capable of meeting certain standards known collectively as Next Generation 911. DMA is also required to develop and operate a statewide public safety interoperable communication system, commonly referred to as WISCOM. To assist DMA in developing the ability of public safety agencies to communicate with each other, there is an interoperability council with a 911 subcommittee attached to DMA. This bill transfers the requirements relating to Next Generation 911 and WISCOM from DMA to DOT and attaches the interoperability council and 911 subcommittee to DOT. The bill also requires DOT to issue a request for proposals for a statewide public safety interoperable communications system to be deployed on existing tower sites and authorizes DOT to spend up to \$500,000 for professional consulting services related to the request for proposals.

3. Harbor assistance program bonding

Under current law, the state may contract up to \$120,000,000 in public debt for DOT to provide grants for harbor improvements. This bill increases the authorized general obligation bonding limit to \$159,000,000 for this purpose.

4. Harbor assistance grants priority

Under current law, DOT administers the harbor assistance program under which eligible applicants may be awarded a grant to partially reimburse the applicant for expenses incurred in making certain harbor improvements. Under this bill, during the 2019-21 fiscal biennium, DOT must prioritize making grant awards

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under the harbor assistance program to municipalities in which a shipbuilder in the state is conducting operations.

VETERANS***1. Veterans outreach and recovery program***

2017 Wisconsin Act 295 created a requirement that DVA administer a pilot program that expires on June 30, 2019, to provide outreach, mental health services, and support to certain individuals who are serving or who have served in the armed forces, who reside in Wisconsin, and who may have a mental health condition or substance use disorder. This bill continues the program on an ongoing basis.

2. Continuing appropriations

This bill changes the appropriations for the veterans home exchange program and the veterans cemetery operations from sum certain annual appropriations to continuing appropriations. An annual sum certain appropriation is expendable only for the fiscal year for which the appropriation is made and only up to the dollar amount shown in the schedule for that fiscal year. A continuing appropriation is expendable until fully depleted, and the moneys held therein do not lapse. Therefore, the effect of this change is to allow the moneys in the appropriations to continue to be spent until depleted.

3. General fund supplement to veterans trust fund

This bill changes the appropriation for the general fund supplement to the veterans trust fund from a sum certain annual appropriation to a sum sufficient appropriation. An annual sum certain appropriation is expendable only for the fiscal year for which the appropriation is made and only up to the dollar amount shown in the schedule for that fiscal year; whereas, a sum sufficient appropriation is expendable up to the amount that is necessary to accomplish the purpose specified. The effect of this change is to allow the secretary of administration to determine the amounts of money that may be expended for veterans programs by transferring moneys from the general fund to the veterans trust fund.

4. Elimination of the veterans housing loan program

This bill eliminates the veterans housing loan program. Under current law, DVA has authority to issue and service loans to veterans for certain housing related purposes.

5. Veterans Memorial Cemetery

This bill renumbers the appropriation for the Central Wisconsin Veterans Memorial Cemetery to be appropriately grouped with the other appropriations for the bureau of cemeteries.

SENATE BILL 59**6. Institutional appropriations**

This bill repeals one of the appropriations that funds a program that provides grants to counties and tribes for the improvement of veterans services.

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

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report.

This proposal may contain a health insurance mandate requiring a social and financial impact report under s. 601.423, stats.

Because this bill relates to public employee retirement or pensions, it may be referred to the Joint Survey Committee on Retirement Systems for a report to be printed as an appendix to the bill.

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

1 **SECTION 1.** 1.12 (3) (d) of the statutes is created to read:

2 1.12 (3) (d) *Carbon-free electricity.* It is the goal of the state that all electricity
3 produced within the state is 100 percent carbon-free by January 1, 2050.

4 **SECTION 2.** 3.002 (intro.) and (1m) of the statutes are consolidated, renumbered
5 3.002 and amended to read:

6 **3.002 Description of territory.** In this chapter: ~~(1m) Reference, reference~~
7 to any county or municipality means that county or municipality as its boundaries
8 exist on April 1 of the year of the federal decennial census ~~on which the districting~~
9 ~~plan described under subch. II is based.~~

10 **SECTION 3.** 3.002 (2) of the statutes is repealed.

11 **SECTION 4.** 3.004 (2) of the statutes is amended to read:

12 3.004 (2) “Ward” means a ward prescribed by a municipality based upon
13 municipal boundaries in effect on April 1 of the year of the federal decennial census
14 in accordance with the most recent revision of municipal wards under s. 5.15 upon

SENATE BILL 59**SECTION 4**

1 ~~which the districting plan described under subch. II is based and used in preparing~~
2 ~~congressional and legislative redistricting plans as required under s. 4.005.~~

3 **SECTION 5.** Subchapter I of chapter 4 [precedes 4.001] of the statutes is repealed
4 and recreated to read:

CHAPTER 4**SUBCHAPTER I****GENERAL PROVISIONS****AND REDISTRICTING**

9 **4.001 Definitions.** In this chapter, unless the context requires otherwise:

10 (1) "Block" has the meaning given in s. 5.02 (1q).

11 (2) "Commission" means the redistricting advisory commission established
12 under s. 13.49.

13 (3) "Plan" means a plan for legislative and congressional reapportionment
14 prepared under this subchapter.

15 (4) "Political subdivision" means a city, town, village, or county within this
16 state.

17 (5) "Section 2 of the Voting Rights Act" means 52 USC 10301.

18 (6) "Ward" means a municipal ward in effect on April 1 of the year of the federal
19 decennial census and used in preparing congressional and legislative redistricting
20 plans as required under s. 4.005.

21 **4.002 Political subdivision boundaries.** In this chapter, reference to any
22 political subdivision means that political subdivision as its boundaries exist on April
23 1 of the year of the federal decennial census.

24 **4.003 Legislative districts established.** This state is divided into 33 senate
25 districts, each composed of 3 assembly districts. Each senate district may elect one

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1 member of the senate. Each assembly district may elect one representative to the
2 assembly.

3 **4.004 Preparations for redistricting.** (1) The legislative reference bureau
4 shall acquire appropriate information, review and evaluate available facilities, and
5 develop programs and procedures in preparation for drawing congressional and
6 legislative redistricting plans on the basis of each federal decennial census.

7 (2) By December 1 of the year of the decennial federal census, the legislative
8 reference bureau shall obtain from the U.S. bureau of the census information
9 regarding geographic and political units in this state for which federal census
10 population data has been gathered and will be tabulated. The legislative reference
11 bureau shall use the information to do all of the following:

12 (a) Prepare necessary descriptions of geographic and political units for which
13 census data will be reported and that are suitable for use as components of legislative
14 districts.

15 (b) Prepare maps of geographic and political units within the state which may
16 be used to illustrate the locations of district boundaries proposed in plans prepared
17 in accordance with s. 4.007.

18 (3) As soon as possible after receiving from the U.S. bureau of the census the
19 population data needed for legislative redistricting that the U.S. bureau of the
20 census is required to provide this state under P.L. 94-171, the legislative reference
21 bureau shall use that data to assign a population figure based upon certified federal
22 census data to each geographic or political unit described under sub. (2) (b). The
23 legislative reference bureau shall prepare and publish an analysis describing the
24 population of current legislative and congressional districts and the extent to which
25 the districts may violate the standards under s. 4.007. Upon satisfying these

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1 requirements, the legislative reference bureau shall begin the preparation of
2 congressional and legislative redistricting plans as required under s. 4.006.

3 (4) None of the 4 selecting authorities, as defined in s. 13.49 (1) (b), may assign
4 or hire any person to work with the legislative reference bureau to prepare for
5 redistricting under this section, to prepare plans under s. 4.006, or to oversee either
6 process.

7 **4.005 Use of municipal ward plans.** After receipt of a division ordinance or
8 resolution under s. 5.15 (4) (b), the legislative reference bureau shall use the data
9 obtained from the U.S. bureau of the census under s. 4.004 (3) to assign a population
10 figure based upon certified federal census data to each ward established in the
11 division ordinance or resolution. The legislative reference bureau shall use each
12 ward to which a population figure is assigned in preparing congressional and
13 legislative redistricting plans as required under s. 4.006.

14 **4.006 Preparation of redistricting plans. (1)** Not later than January 1 of
15 the 2nd year following the decennial federal census, the legislative reference bureau
16 shall deliver to the majority leader of the senate and speaker of the assembly
17 identical bills creating plans of legislative and congressional redistricting, prepared
18 in accordance with s. 4.007. Either the assembly or the senate shall bring the bill to
19 a vote expeditiously, but not less than 7 days after the commission report under s.
20 13.49 (3) (d) 2. is received and made available to the members of the legislature. The
21 vote shall be under a procedure or rule permitting no amendments. If the bill is
22 approved by the first house in which it is considered, the bill shall expeditiously be
23 brought to a vote in the 2nd house under a similar procedure or rule.

24 (2) If neither of the bills delivered by the legislative reference bureau under
25 sub. (1) is approved by both the assembly and the senate, the chief clerk of the house

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1 that failed to approve the bill shall immediately transmit to the legislative reference
2 bureau information that the house may direct regarding reasons why the plan was
3 not approved. The legislative reference bureau shall prepare identical bills
4 embodying a 2nd plan of legislative and congressional redistricting prepared in
5 accordance with s. 4.007, taking into account the reasons transmitted to the
6 legislative reference bureau under this subsection insofar as it is possible to do so
7 within the requirements of s. 4.007. The legislative reference bureau shall deliver
8 the bills to the majority leader of the senate and the speaker of the assembly no later
9 than 21 days after the date of the vote by which the senate or the assembly failed to
10 approve the bill submitted under sub. (1). Any bill delivered by the legislative
11 reference bureau under this subsection shall be expeditiously introduced and
12 brought to a vote not less than 7 days after the date of introduction, in the same
13 manner as prescribed for the bill required under sub. (1).

14 **(3)** If neither of the bills delivered by the legislative reference bureau under
15 sub. (2) is approved by both the assembly and the senate, the same procedure as
16 prescribed by sub. (2) shall be followed. If a 3rd plan is required under this
17 subsection, the legislative reference bureau shall deliver the bills to the majority
18 leader of the senate and the speaker of the assembly no later than 21 days after the
19 date of the vote by which the senate or the assembly failed to approve the bill
20 submitted under sub. (2). Any bill delivered by the legislative reference bureau
21 under this subsection shall be expeditiously introduced and brought to a vote not less
22 than 7 days after the date of introduction and shall be subject to amendment in the
23 same manner as other bills. Any bill delivered under this subsection, and any
24 amendment to such a bill, may be passed only with the approval of three-fourths of
25 all the members elected in each house.

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1 **(4)** Notwithstanding subs. (1) to (3):

2 (a) If certified federal census data that is sufficient to permit preparation of a
3 congressional redistricting plan becomes available at an earlier time than the
4 population data needed to permit preparation of a legislative redistricting plan in
5 accordance with s. 4.007, the legislative reference bureau shall so inform the
6 majority leader of the senate and the speaker of the assembly. If the majority leader
7 of the senate and the speaker of the assembly jointly direct, the legislative reference
8 bureau shall prepare a separate bill establishing congressional districts and deliver
9 it separately from the bill establishing legislative districts. The legislature shall
10 proceed to consider the congressional redistricting bill in substantially the manner
11 prescribed by subs. (1) to (3).

12 (b) If the population data for legislative redistricting that the U.S. bureau of
13 the census is required to provide this state under P.L. 94-171 and, if used by the
14 legislative reference bureau, the corresponding topologically integrated geographic
15 encoding and referencing data file for that population data are not available to the
16 legislative reference bureau on or before April 1 of the first year following the
17 decennial federal census, the deadlines set forth in this section shall be extended by
18 a number of days equal to the number of days after April 1 of the first year following
19 the decennial federal census that the population data and the topologically
20 integrated geographic encoding and referencing data file for legislative redistricting
21 become available.

22 **4.007 Redistricting standards.** (1) Legislative and congressional districts
23 shall be established on the basis of population requirements imposed under the
24 Wisconsin Constitution and the U.S. Constitution and requirements imposed under
25 Section 2 of the Voting Rights Act.

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1 **(2)** Senate and assembly districts, respectively, shall satisfy the population
2 standards established in this subsection. The quotient, obtained by dividing the sum
3 of the absolute values of the deviations of all district populations from the applicable
4 ideal district population by the number of districts established, may not exceed 1
5 percent of the applicable ideal district population, unless necessary to maintain
6 compliance with Section 2 of the Voting Rights Act. For purposes of this subsection,
7 the ideal district population is determined by dividing the population of the state
8 reported in the most recent federal decennial census by the number of districts to be
9 established. No senate district may have a population that exceeds that of any other
10 senate district by more than 10 percent and no assembly district may have a
11 population that exceeds that of any other assembly district by more than 10 percent,
12 unless necessary to maintain compliance with Section 2 of the Voting Rights Act.

13 **(3)** Congressional districts shall each have a population as nearly equal as
14 practicable to the ideal district population, derived as prescribed in sub. (2), while
15 maintaining compliance with Section 2 of the Voting Rights Act. No congressional
16 district may have a population which varies by more than 1 percent from the
17 applicable ideal district population, unless necessary to comply with Section 2 of the
18 Voting Rights Act.

19 **(4)** District boundaries shall coincide with ward boundaries and, to the extent
20 consistent with sub. (1), shall coincide with the boundaries of political subdivisions.
21 The number of political subdivisions divided among more than one district shall be
22 as small as possible. When there is a choice among political subdivisions to divide,
23 the more populous political subdivisions shall be divided before the less populous,
24 except that this requirement does not apply to a legislative district boundary drawn

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1 along a county boundary which passes through a city with territory in more than one
2 county.

3 (5) Districts shall be composed of convenient contiguous territory. Areas which
4 meet only at the points of adjoining corners are not contiguous.

5 (6) Districts shall not be drawn with the intent or result of denying or abridging
6 the equal opportunity of racial or language minorities to participate in the political
7 process or diminishing their ability to elect representatives of their choice, whether
8 by themselves or by voting in concert with other persons.

9 (7) (a) In this subsection:

10 1. "Geographic unit center" means that point within a population data unit
11 approximately equidistant from the northern and southern extremities and also
12 approximately equidistant from the eastern and western extremities of the
13 population data unit. This point shall be determined by visual observation of a map
14 of the population data unit, unless it is otherwise determined within the context of
15 an appropriate coordinate system developed by the federal government or another
16 source that the legislative reference bureau determines is qualified and objective and
17 is obtained for use in this state with prior approval of the joint committee on
18 legislative organization.

19 2. "Population data unit" means a ward, census enumeration district, block, or
20 other unit of territory having clearly identified geographic boundaries and for which
21 a total population figure is included in or can be derived directly from certified
22 federal census data.

23 3. "X-coordinate" means the relative location of a point along the east-west
24 axis of the state. Unless otherwise measured within the context of an appropriate
25 coordinate system obtained for use as permitted by subd. 1., the x-coordinate shall

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1 be measured along a line drawn due east from a due north and south line running
2 through the point which is the western extremity of this state, to the point to be
3 located.

4 4. "Y-coordinate" means the relative location of a point along the north-south
5 axis of the state. Unless otherwise measured within the context of an appropriate
6 coordinate system obtained for use as permitted by subd. 1., the y-coordinate shall
7 be measured along a line drawn due south from a due east and west line running
8 through the point which is the northern extremity of this state, to the point to be
9 located.

10 (b) To the extent consistent with subs. (1) to (3), districts shall be compact in
11 form. Compact districts are those which are square, rectangular, or hexagonal in
12 shape to the extent permitted by natural or political boundaries. When it is
13 necessary to compare the relative compactness of 2 or more districts, or of 2 or more
14 alternative redistricting plans, the tests prescribed by pars. (c) and (d) shall be used.
15 Should the results of these 2 tests be contradictory, the standard under par. (c) shall
16 be given greater weight than the standard under par. (d).

17 (c) 1. The compactness of a district is greatest when the length of the district
18 and the width of the district are equal. The measure of a district's compactness is
19 the absolute value of the difference between the length and the width of the district.

20 2. In measuring the compactness of a district by means of electronic data
21 processing, the difference between the x-coordinates of the easternmost and the
22 westernmost geographic unit centers included in the district shall be compared to the
23 difference between the y-coordinates of the northernmost and southernmost
24 geographic unit centers included in the district.

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1 3. To determine the length and width of a district by manual measurement, the
2 distance from the northernmost point or portion of the boundary of a district to the
3 southernmost point or portion of the boundary of the same district and the distance
4 from the westernmost point or portion of the boundary of the district to the
5 easternmost point or portion of the boundary of the same district shall each be
6 measured. If the northernmost or southernmost portion of the boundary, or each of
7 these points, is a part of the boundary running due east and west, the line used to
8 make the measurement required by this subdivision shall be drawn either due north
9 and south or as nearly so as the configuration of the district permits. If the
10 easternmost or westernmost portion of the boundary, or each of these points, is a part
11 of the boundary running due north and south, a similar procedure shall be followed.
12 The lines to be measured for the purpose of this subdivision shall each be drawn as
13 required by this subdivision, even if some part of either or both lines lies outside the
14 boundaries of the district which is being tested for compactness.

15 4. The absolute values computed for individual districts under this paragraph
16 may be cumulated for all districts in a plan in order to compare the overall
17 compactness of 2 or more alternative redistricting plans for the state or for a portion
18 of the state. However, it is not valid to cumulate or compare absolute values
19 computed using the measurements under subd. 2. with those computed using the
20 measurements under subd. 3.

21 (d) 1. The compactness of a district is greatest when the ratio of the dispersion
22 of population about the population center of the district to the dispersion of
23 population about the geographic center of the district is one to one.

24 2. The population dispersion about the population center of a district or about
25 the geographic center of a district is computed as the sum of the products of the

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1 population of each population data unit included in the district multiplied by the
2 square of the distance from the geographic unit center of that population data unit
3 to the population center or the geographic center of the district, as the case may be.
4 The geographic center of the district is defined by averaging the locations of all
5 geographic unit centers which are included in the district. The population center of
6 the district is defined by computing the population-weighted average of the
7 x-coordinates and y-coordinates of each geographic unit center assigned to the
8 district, it being assumed for the purpose of this calculation that each population
9 data unit possesses uniform density of population.

10 3. The ratios computed for individual districts under this paragraph may be
11 averaged for all districts in a plan in order to compare the overall compactness of 2
12 or more alternative redistricting plans for the state or for a portion of the state.

13 (8) In preparing any redistricting plan, the legislative reference bureau shall
14 be strictly nonpartisan. No district may be drawn for the purpose of favoring a
15 political party, incumbent legislator or member of Congress, or other person or group
16 or, except to the extent required under sub. (1), for the purpose of augmenting or
17 diluting the voting strength of a language or racial minority group. Except as
18 provided in sub. (10), in establishing districts, no use shall be made of any of the
19 following data:

20 (a) The residence addresses of incumbent legislators or members of Congress.

21 (b) Political affiliations of registered voters.

22 (c) Previous election results.

23 (d) Demographic information except as necessary to meet the requirements of
24 subs. (1) and (10).

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1 **(9)** The number of assembly districts in any redistricting plan may not be less
2 than 54 nor more than 100. The number of senate districts in any redistricting plan
3 may not be more than one-third nor less than one-fourth of the number of assembly
4 districts. Each senate district shall contain only whole assembly districts. Except
5 as otherwise provided in this subsection, to the extent possible, each congressional
6 district shall contain only whole senate districts. The other standards specified in
7 this section shall take precedence where a conflict arises between those standards
8 and the requirement of including only whole senate districts within a congressional
9 district.

10 **(10)** In preparing any redistricting plan, the legislative reference bureau shall
11 test the efficiency gap and competitiveness of each district and make the test results
12 available to the public, including publishing the results on its Internet site, no later
13 than 72 hours prior to the first public hearing on the proposed plan. The legislative
14 reference bureau may use the data described under sub. (8) (b) to (d) to perform the
15 tests under this subsection.

16 **4.008 Required provisions in redistricting bills.** Each bill delivered under
17 s. 4.006 shall provide all of the following:

18 **(1)** That, wherever territory is described in the bill by geographic boundaries,
19 the following conventions are used:

20 (a) Each bound continues to the intersection with the bound next named, or to
21 the intersection with a straight-line extension of such bound.

22 (b) If the bound is a street, it follows the center line of the street or the center
23 line of the street extended.

24 (c) If the bound is a railroad right-of-way, it follows the center line of the
25 railroad right-of-way.

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1 (d) If the bound is a river or stream, it follows the center of the main channel
2 of such river or stream.

3 (e) If the bound follows a municipal boundary, it coincides with such boundary.

4 **(2)** That the bill first applies, with respect to regular elections, to offices filled
5 at the next occurring general election after the bill takes effect and, with respect to
6 special or recall elections, to offices filled or contested on or after the date of that
7 general election.

8 **4.0085 Challenge based on population inequality; burden of proof.** If
9 an action is brought challenging a legislative redistricting plan under this
10 subchapter on the basis of an excessive population variance among senate or
11 assembly districts established in the plan, the legislature has the burden of
12 justifying any variance in excess of 10 percent between the population of a senate or
13 assembly district and the applicable ideal district population. If an action is brought
14 challenging a congressional redistricting plan under this subchapter on the basis of
15 an excessive population variance among congressional districts established in the
16 plan, the legislature has the burden of justifying any variance in excess of 1 percent
17 between the population of a congressional district and the applicable ideal district
18 population.

19 **SECTION 6.** 5.02 (6m) (f) of the statutes is amended to read:

20 5.02 **(6m)** (f) An unexpired student identification card issued by a university
21 or college in this state that is accredited, as defined in s. 39.30 (1) (d), or by a technical
22 college in this state that is a member of and governed by the technical college system
23 under ch. 38, that contains the date of issuance ~~and signature of the individual to~~
24 ~~whom it is issued~~ and that contains an expiration date indicating that the card
25 expires no later than ~~2~~ 5 years after the date of issuance ~~if the individual establishes~~

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1 that he or she is enrolled as a student at the university or college on the date that
2 the card is presented.

3 **SECTION 7.** 5.056 of the statutes is amended to read:

4 **5.056 Matching program with secretary of transportation.** The
5 commission administrator shall enter into the agreement with the secretary of
6 transportation specified under s. 85.61 (1) to match personally identifiable
7 information on the official registration list maintained by the commission under s.
8 6.36 (1) and the information specified in ~~s.~~ ss. 6.256 (2) and 6.34 (2m) with personally
9 identifiable information maintained by the department of transportation. Subject
10 to s. 343.14 (2p) (b), the agreement shall provide for the electronic transfer of
11 information under s. 6.256 (2) to the commission on a continuous basis, no less often
12 than monthly.

13 **SECTION 8.** 5.15 (4) (a) of the statutes is amended to read:

14 5.15 (4) (a) Except as provided in par. (c), the division ordinance or resolution
15 shall number all wards in the municipality with unique whole numbers in
16 consecutive order, beginning with the number one, shall designate the polling place
17 for each ward, and shall describe the boundaries of each ward consistent with the
18 conventions set forth in s. ~~4.003~~ 4.008 (1). The ordinance or resolution shall be
19 accompanied by a list of the block numbers used by the U.S. bureau of the census that
20 are wholly or partly contained within each ward, with any block numbers partly
21 contained within a ward identified, and a map of the municipality which illustrates
22 the revised ward boundaries. If the legislature, in an act redistricting legislative
23 districts under article IV, section 3, of the constitution, or in redistricting
24 congressional districts, establishes a district boundary within a municipality that
25 does not coincide with the boundary of a ward established under the ordinance or

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1 resolution of the municipality, the municipal governing body shall, no later than
2 April 10 of the 2nd year following the year of the federal decennial census on which
3 the act is based, amend the ordinance or resolution to the extent required to effect
4 the act. The amended ordinance or resolution shall designate the polling place for
5 any ward that is created to effect the legislative act. Nothing in this paragraph shall
6 be construed to compel a county or city to alter or redraw supervisory or aldermanic
7 districts.

8 **SECTION 9.** 6.256 of the statutes is created to read:

9 **6.256 Commission shall facilitate registration of electors. (1)** Except as
10 provided for electors specified in sub. (7) and as otherwise expressly provided, the
11 commission shall use all feasible means to facilitate the registration of all eligible
12 electors of this state who are subject to a registration requirement and the
13 maintenance of the registration of all eligible electors for so long as they remain
14 eligible.

15 **(2)** Subject to s. 343.14 (2p) (b), for the purpose of carrying out its functions
16 under sub. (1), the commission shall obtain the following information from the
17 department of transportation, to the extent that the department has the
18 information:

19 (a) The full name of each individual who holds a current operator's license
20 issued to the individual under ch. 343 or a current identification card issued to the
21 individual under s. 343.50, together with the following information pertaining to
22 that individual:

23 1. The current address of the individual together with any address history and
24 any name history maintained by the department of transportation.

25 2. The date of birth of the individual.

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1 3. The number of the license or identification card issued to the individual.

2 4. A copy of the document that the applicant provided as proof of citizenship
3 and a statement from the department of transportation indicating that the
4 department verified the applicant's citizenship. For purposes of this subdivision, the
5 applicant shall provide a document that meets the requirements under 42 USC
6 1320b-7 (d).

7 (b) For each item of information specified in this subsection, the most recent
8 date that the item of information was provided or obtained by the department of
9 transportation.

10 **(3)** The commission shall compare the information obtained under sub. (2) with
11 the information in the registration list under s. 6.36 (1) (a). If the commission finds
12 discrepancies between the information obtained under sub. (2) regarding an elector
13 and the information in the registration list under s. 6.36 (1) (a) regarding that same
14 elector, the commission shall contact the elector by mail or telephone or in person to
15 resolve the discrepancies. If the commission is able to resolve the discrepancies after
16 contacting the elector, the commission shall update the information on the
17 registration list. If the commission is unable to contact the elector, the commission
18 shall resolve any discrepancies in favor of the information in the registration list.

19 **(4)** Except as provided in this subsection and sub. (7), if the commission
20 concludes that an individual appears eligible to vote in this state but is not
21 registered, and the commission has obtained from reliable sources all the
22 information required under s. 6.33 (1) to complete the individual's registration, the
23 commission shall enter the individual's name on the registration list. If the
24 commission has not obtained from reliable sources all the information pertaining to
25 an individual that is required under s. 6.33 (1), the commission shall attempt to

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1 obtain from reliable sources the necessary information under s. 6.33 (1) that is
2 required to complete the individual's registration. If a municipality has changed the
3 status of an elector from eligible to ineligible under s. 6.50 (1) and the elector's
4 eligibility, name, or residence has not changed, the commission may not change the
5 individual's name to eligible status unless the commission first verifies that the
6 individual is eligible and wishes to change his or her status to eligible.

7 (5) The commission shall attempt to contact individuals described in sub. (4)
8 if necessary to obtain all the information specified in s. 6.33 (1) pertaining to the
9 individual that is required to complete the individual's registration.

10 (6) If the commission is able to obtain all the required information specified in
11 s. 6.33 (1) pertaining to an individual, the commission shall enter the name of the
12 individual on the registration list maintained under s. 6.36 (1) (a).

13 (7) Any individual may file a request with the commission to exclude his or her
14 name from the registration list. Any individual whose name is added to the
15 registration list by the commission may file a request with the commission or a
16 municipal clerk to have his or her name deleted from the list. A request for exclusion
17 or deletion shall be filed in the manner prescribed by the commission. An individual
18 who files an exclusion or deletion request under this subsection may revoke his or
19 her request by the same means that an individual may request an exclusion or
20 deletion. The commission shall ensure that the name of any individual who has filed
21 an exclusion or deletion request under this subsection is excluded from the
22 registration list or if the individual's name appears on the list, is removed from the
23 registration list and is not added to the list at any subsequent time unless the
24 individual files a revocation of his or her request under this subsection.

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1 **(8)** If the commission removes from the registration list the name of an elector
2 who does not request that his or her name be deleted, other than to correct an entry
3 that the commission positively determines to be a duplication or to change the name
4 of an individual who is verified to be deceased to ineligible status, the commission
5 shall mail the individual a notice of the removal or change in status by 1st class
6 postcard at the individual's last-known address. The notice shall provide that the
7 individual may apply to have his or her status changed to eligible if he or she is a
8 qualified elector.

9 **(9)** The commission shall attempt to facilitate the initial registration of all
10 eligible electors, except as otherwise provided in this section, as soon as practicable.

11 **(10)** The commission shall maintain the confidentiality of all information
12 obtained from the department of transportation under sub. (2) and may use this
13 information only for the purpose of carrying out its functions under sub. (1) and s.
14 6.34 (2m) and in accordance with the agreement under s. 85.61 (1).

15 **SECTION 10.** 6.29 (2) (e) of the statutes is created to read:

16 6.29 **(2)** (e) The municipal clerk or clerk's agent shall promptly add the names
17 of qualified electors who register and vote under this section to the registration list.
18 The clerk or clerk's agent shall add the names of qualified electors who vote at their
19 polling places in the manner prescribed in s. 6.33 (5) (a).

20 **SECTION 11.** 6.33 (2) (a) of the statutes is amended to read:

21 6.33 **(2)** (a) All information may be recorded by any person, except that the clerk
22 shall record the ward and aldermanic district, if any, other geographic information
23 under sub. (1), the indication of whether the registration is received by mail, and the
24 type of identifying document submitted by the elector as proof of residence under s.
25 6.34 or the indication of verification of information in lieu of proof of residence under

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1 s. 6.34 (2m). Except as provided in s. 6.30 (5), each elector shall sign his or her own
2 name unless the elector is unable to sign his or her name due to physical disability.
3 In such case, the elector may authorize another elector to sign the form on his or her
4 behalf. If the elector so authorizes, the elector signing the form shall attest to a
5 statement that the application is made upon request and by authorization of a named
6 elector who is unable to sign the form due to physical disability.

7 **SECTION 12.** 6.35 (3) of the statutes is amended to read:

8 6.35 (3) ~~Original~~ Except for electronic registrations, original registration forms
9 shall be maintained in the office of the municipal clerk or board of election
10 commissioners at all times. The commission shall maintain electronic registration
11 forms and make such forms available for inspection by the municipal clerk, the
12 clerk's designated agent, or the board of election commissioners.

13 **SECTION 13.** 6.86 (1) (b) of the statutes is amended to read:

14 6.86 (1) (b) Except as provided in this section, if application is made by mail,
15 the application shall be received no later than 5 p.m. on the 5th day immediately
16 preceding the election. If application is made in person, the application shall be
17 made ~~no earlier than 14 days preceding the election and no later than the Sunday~~
18 7 p.m. on the Friday preceding the election. No application may be received on a legal
19 holiday. A municipality shall specify the hours in the notice under s. 10.01 (2) (e).
20 The municipal clerk or an election official shall witness the certificate for any
21 in-person absentee ballot cast. Except as provided in par. (c), if the elector is making
22 written application for an absentee ballot at the partisan primary, the general
23 election, the presidential preference primary, or a special election for national office,
24 and the application indicates that the elector is a military elector, as defined in s. 6.34
25 (1), the application shall be received by the municipal clerk no later than 5 p.m. on

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1 election day. If the application indicates that the reason for requesting an absentee
2 ballot is that the elector is a sequestered juror, the application shall be received no
3 later than 5 p.m. on election day. If the application is received after 5 p.m. on the
4 Friday immediately preceding the election, the municipal clerk or the clerk's agent
5 shall immediately take the ballot to the court in which the elector is serving as a juror
6 and deposit it with the judge. The judge shall recess court, as soon as convenient,
7 and give the elector the ballot. The judge shall then witness the voting procedure as
8 provided in s. 6.87 and shall deliver the ballot to the clerk or agent of the clerk who
9 shall deliver it to the polling place or, in municipalities where absentee ballots are
10 canvassed under s. 7.52, to the municipal clerk as required in s. 6.88. If application
11 is made under sub. (2) or (2m), the application may be received no later than 5 p.m.
12 on the Friday immediately preceding the election.

13 **SECTION 14.** 6.86 (3) (c) of the statutes is amended to read:

14 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
15 under par. (a) 2. may be filed in person at the office of the municipal clerk not earlier
16 than 7 days before an election and not later than 5 p.m. on the day of the election.
17 A list of hospitalized electors applying for ballots under par. (a) 1. shall be made by
18 the municipal clerk and used to check that the electors vote only once, and by
19 absentee ballot. If Except as provided in s. 6.34 (2m), if the elector is registering for
20 the election after the close of registration or if the elector registered by mail or by
21 electronic application and has not voted in an election in this state, the municipal
22 clerk shall inform the agent that proof of residence under s. 6.34 is required and the
23 elector shall enclose proof of residence under s. 6.34 in the envelope with the ballot.
24 The clerk shall verify that the name on any required proof of identification presented
25 by the agent conforms to the name on the elector's application. The clerk shall then

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1 enter his or her initials on the carrier envelope indicating that the agent presented
2 proof of identification to the clerk. The agent is not required to enter a signature on
3 the registration list. The ballot shall be sealed by the elector and returned to the
4 municipal clerk either by mail or by personal delivery of the agent; but if the ballot
5 is returned on the day of the election, the agent shall make personal delivery to the
6 polling place serving the hospitalized elector's residence before the closing hour or,
7 in municipalities where absentee ballots are canvassed under s. 7.52, to the
8 municipal clerk no later than 8 p.m. on election day.

9 **SECTION 15.** 13.124 of the statutes is repealed.

10 **SECTION 16.** 13.127 of the statutes is repealed.

11 **SECTION 17.** 13.365 of the statutes is repealed.

12 **SECTION 18.** 13.48 (10) (a) of the statutes is amended to read:

13 13.48 (10) (a) Except as provided in par. (c), no state board, agency, officer,
14 department, commission, or body corporate may enter into a contract for the
15 construction, reconstruction, remodeling of, or addition to any building, structure,
16 or facility, in connection with any building project which involves a cost in excess of
17 \$300,000 without completion of final plans and arrangement for supervision of
18 construction and prior approval by the building commission. The building
19 commission may not approve a contract for the construction, reconstruction,
20 remodeling of, or addition to a state building as defined in s. 41.51 (2) unless it
21 determines that the requirements under s. 41.58 have been complied with or that s.
22 41.58 does not apply. This section applies to the department of transportation only
23 in respect to buildings, structures, and facilities to be used for administrative or
24 operating functions, including buildings, land, and equipment to be used for the
25 motor vehicle emission inspection and maintenance program under s. 110.20.

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1 **SECTION 19.** 13.48 (14) (a) of the statutes is renumbered 13.48 (14) (a) (intro.)
2 and amended to read:

3 13.48 (14) (a) (intro.) In this subsection, “agency”:

4 1. “Agency” has the meaning given in s. 16.52 (7).

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

6 13.48 (14) (a) 2. “Statutory bond purpose” means a purpose specified in s.
7 20.866 (2) (s) to (zz), but not including any purpose specified in s. 20.866 (2) (s) 1., (z)
8 1m. to 4m., and (zj) 1. and 2.

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

10 13.48 (14) (c) (intro.) Except as provided in par. (e), if there is any outstanding
11 public debt used to finance the acquisition, construction, or improvement of any
12 property that is sold or leased under par. (am), the building commission shall deposit
13 a sufficient amount of the net proceeds from the sale or lease of the property in the
14 bond security and redemption fund under s. 18.09 to repay the principal and pay the
15 interest on the debt, and any premium due upon ~~refunding~~ redeeming any of that
16 debt, except that the commission may deposit some or all of the net proceeds, not to
17 exceed the amount the commission would have deposited in the bond security and
18 redemption fund, in the capital improvement fund for use as a substitute source of
19 funding under s. 20.924 (1) (em) for a project enumerated under the authorized state
20 building program that is within the same statutory bond purpose as the property sold
21 or leased under par. (am). If there is any outstanding public debt used to finance the
22 acquisition, construction, or improvement of any property that is sold or leased under
23 par. (am), the building commission shall then provide a sufficient amount of the net
24 proceeds from the sale or lease of the property for the costs of maintaining federal
25 tax law compliance applicable to the debt. If the property was acquired, constructed,

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1 or improved with federal financial assistance, the commission shall pay to the federal
2 government any of the proceeds required by federal law. If the property was acquired
3 by gift or grant or with gift or grant funds, the commission shall adhere to any
4 restriction governing use of the proceeds. Except as required under par. (e) and ss.
5 20.395 (9) (qd) and 51.06 (6), if there is no such debt outstanding, there are no moneys
6 payable to the federal government, and there is no restriction governing use of the
7 proceeds, and if the net proceeds exceed the amount required to be deposited, paid,
8 or used for another purpose under this subsection, the building commission shall use
9 the net proceeds or remaining net proceeds to pay principal and interest costs on
10 outstanding public debt issued to finance the acquisition, construction, or
11 improvement of property, except that the commission may deposit some or all of the
12 net proceeds in the capital improvement fund for use as a substitute source of
13 funding under s. 20.924 (1) (em) for a project enumerated under the authorized state
14 building program that is within the same statutory bond purpose as the property sold
15 or leased under par. (am). If any net proceeds remain thereafter, the commission
16 shall use the proceeds to pay principal and interest costs on other outstanding public
17 debt, except that the commission may deposit some or all of the net proceeds in the
18 capital improvement fund for use as a substitute source of funding under s. 20.924
19 (1) (em) for any statutory bond purpose. For the purpose of paying principal and
20 interest costs on other outstanding public debt under this paragraph, the
21 commission may cause outstanding bonds to be called for redemption on or following
22 their optional redemption date, establish one or more escrow accounts to redeem
23 bonds at their optional redemption date, or purchase bonds in the open market. For
24 the purpose of using an amount deposited under this paragraph as a substitute
25 source of funding under s. 20.924 (1) (em), the commission shall determine which

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1 projects to fund and shall authorize expenditures for those projects. To the extent
2 practical, the commission shall consider all of the following in determining which
3 public debt to redeem, whether to use any net proceeds as a substitute source of
4 funding under s. 20.924 (1) (em), and which projects to fund:

5 **SECTION 22.** 13.48 (14) (c) 3. of the statutes is amended to read:

6 13.48 (14) (c) 3. The fiscal benefit of redeeming outstanding debt with higher
7 interest costs and the costs of establishing an escrow needed to redeem the
8 outstanding debt.

9 **SECTION 23.** 13.48 (14) (c) 4. of the statutes is amended to read:

10 13.48 (14) (c) 4. The costs of maintaining federal tax law compliance in the
11 selection of general obligation debt to be redeemed or the project to be financed under
12 s. 20.924 (1) (em).

13 **SECTION 24.** 13.48 (14) (cf) of the statutes is created to read:

14 13.48 (14) (cf) If, under par. (c), the commission deposits an amount in the
15 capital improvement fund for use as a substitute source of funding under s. 20.924
16 (1) (em), the amount of public debt that may be contracted under the statutory bond
17 purpose for which the amount deposited under par. (c) is used as a substitute source
18 of funding shall be reduced by the amount used as a substitute source of funding for
19 that statutory bond purpose.

20 **SECTION 25.** 13.48 (14) (cm) of the statutes is amended to read:

21 13.48 (14) (cm) If there are any outstanding revenue obligations, issued
22 pursuant to subch. II of ch. 18, used to finance the acquisition, construction, or
23 improvement of any property that is sold or leased under par. (am), the commission
24 shall adhere to any restrictions in the authorizing resolution of the revenue
25 obligations governing the use of the proceeds. To the extent the authorizing

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1 resolution does not restrict such use, the commission shall deposit a sufficient
2 amount of the net proceeds from the sale or lease of the property in the respective
3 redemption fund provided under s. 18.561 (5) or 18.562 (3) to repay the principal and
4 pay the interest on the revenue obligations, and any premium due upon ~~refunding~~
5 redeeming any of the revenue obligations, or shall deposit an amount in the
6 appropriate fund under s. 18.57 or apply the amount for a purpose for which similar
7 revenue obligations may be issued under s. 18.53 (3) or (4). If there are any
8 outstanding revenue obligations, issued pursuant to subch. II of ch. 18, used to
9 finance the acquisition, construction, or improvement of any property that is sold or
10 leased under par. (am), the commission shall then provide a sufficient amount of the
11 net proceeds from the sale or lease of the property for the costs of maintaining federal
12 tax law compliance applicable to the revenue obligations. For the purpose of paying
13 principal and interest costs on ~~other~~ outstanding revenue obligations, the
14 commission may cause outstanding revenue obligations to be called for redemption
15 on or following their optional redemption date, establish one or more escrow accounts
16 to redeem obligations at their optional redemption date, or purchase bonds on the
17 open market. Except as required under par. (e) and ss. 20.395 (9) (qd) and 51.06 (6),
18 if the net proceeds exceed the amount required to be deposited, paid, or used for
19 another purpose under this paragraph, the department shall use the net proceeds
20 or the remaining net proceeds to pay principal and interest costs on other similar
21 revenue obligations or for a purpose for which similar revenue obligations may be
22 issued under s. 18.53 (3) or (4).

23 **SECTION 26.** 13.48 (14) (ct) of the statutes is created to read:

24 13.48 (14) (ct) If under par. (cm) the commission deposits net proceeds into an
25 appropriate fund provided in s. 18.57 or applies net proceeds for a purpose for which

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1 revenue obligations may be issued, the amount of revenue obligations authorized
2 under s. 18.54 (2) shall be reduced by the amount deposited or applied.

3 **SECTION 27.** 13.48 (26m) of the statutes is created to read:

4 13.48 **(26m)** LEAD SERVICE LINE REPLACEMENT. The legislature finds and
5 determines that the prevalence of lead service lines in connections to public water
6 systems poses a public health hazard and that processes for reducing lead entering
7 drinking water from such pipes requires additional treatment of wastewater. It is
8 therefore in the public interest, and it is the public policy of this state, to assist
9 private users of public water systems in replacing lead service lines.

10 **SECTION 28.** 13.49 of the statutes is created to read:

11 **13.49 Redistricting advisory commission. (1) DEFINITIONS.** In this section:

12 (a) “Chief election officer” means the elections commission administrator.

13 (b) “Four selecting authorities” means all of the following:

14 1. The majority leader of the senate.

15 2. The minority leader of the senate.

16 3. The speaker of the assembly.

17 4. The minority leader of the assembly.

18 (c) “Partisan public office” means any of the following:

19 1. The office of governor, lieutenant governor, secretary of state, state treasurer,
20 attorney general, state senator, or state representative to the assembly.

21 2. A county office that is filled by an election process involving nomination and
22 election of candidates on a partisan basis.

23 (d) “Political party office” means an elective office in a political party, as defined
24 in s. 11.0101 (26), or in a national political party.

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1 (e) "Relative" means an individual who is related to the person in question as
2 father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece,
3 husband, wife, grandfather, grandmother, father-in-law, mother-in-law,
4 son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather,
5 stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half
6 sister.

7 (2) GENERAL PROVISIONS. (a) Not later than February 15 of the first year
8 following the decennial federal census, a temporary redistricting advisory
9 commission is created consisting of 5 members. Each of the 4 selecting authorities
10 shall certify to the chief election officer the selecting authority's appointment of a
11 person to serve on the commission. Within 30 days after the last selecting authority
12 has certified his or her appointment, but not later than February 15 of the first year
13 following the decennial federal census, the 4 commission members so appointed shall
14 select, by a vote of at least 3 members, and certify to the chief election officer the 5th
15 commission member, who shall serve as chairperson.

16 (b) No individual may be appointed to the redistricting advisory commission
17 who satisfies any of the following:

18 1. The individual is not an eligible elector of this state at the time of the
19 appointment.

20 2. The individual holds partisan public office or political party office.

21 3. The individual is a relative of or is employed by a member of the legislature
22 or of Congress or is employed directly by the legislature or Congress.

23 (c) Members of the redistricting advisory commission appointed by a selecting
24 authority shall be reimbursed from the appropriation account under s. 20.765 (1) (a)
25 or (b), depending upon the house in which that member's appointing authority holds

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1 office, for actual and necessary expenses incurred in performance of duties as a
2 commission member. The member who is not appointed by a selecting authority
3 shall be reimbursed from the appropriation under s. 20.765 (1) (a) for actual and
4 necessary expenses incurred in performance of duties as a commission member.

5 (d) A vacancy on the redistricting advisory commission shall be filled as
6 provided in s. 17.20 (1) within 15 days after the vacancy occurs.

7 (e) Each redistricting advisory commission terminates upon complying with
8 sub. (3).

9 **(3) DUTIES.** The redistricting advisory commission shall do all of the following:

10 (a) If requested to do so by the legislative reference bureau, provide direction
11 to the legislative reference bureau concerning any decision the legislative reference
12 bureau must make in preparing a redistricting plan under subch. I of ch. 4 for which
13 no clearly applicable guideline is provided under s. 4.007.

14 (b) Oversee the work of legislative reference bureau employees engaged in
15 preparing a redistricting plan under subch. I of ch. 4 and may enter into contracts
16 for hiring experts to assist in the preparing of such plans. The commission may enter
17 into a contract to retain experts for preparing a redistricting plan only with the
18 approval of three-fourths of the members of the commission and may terminate a
19 contract employee only with the approval of three-fourths of the members of the
20 commission.

21 (c) Upon delivery by the legislative reference bureau of a bill embodying a
22 redistricting plan as required under s. 4.006, make available to the public at the
23 earliest feasible time all of the following information:

- 24 1. Copies of the bill.
- 25 2. Maps illustrating the plan.

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1 3. A summary of the standards prescribed under s. 4.007 for development of the
2 plan.

3 4. A statement of the population of each district included in the plan and the
4 relative deviation of each district population from the ideal district population.

5 (d) Upon delivery by the legislative reference bureau of an initial bill
6 embodying a redistricting plan as required under s. 4.006 (1), do all of the following:

7 1. As expeditiously as reasonably possible, schedule and conduct public
8 hearings, in different geographic regions of the state, on the plan embodied in the
9 bill. No more than one public hearing may be held in the city of Madison, and at least
10 one public hearing shall be held in each congressional district of the state. The
11 commission shall hold public hearings on weekends whenever it is practicable.

12 2. Following the hearings held under subd. 1., promptly prepare and submit
13 to the legislature in the manner provided under s. 13.172 (2) a report summarizing
14 information and testimony received by the commission in the course of the hearings.
15 The report may include any comments and conclusions that the commission's
16 members deem appropriate concerning the information and testimony received at
17 the hearings or otherwise presented to the commission. The report shall be treated
18 in the same manner as a report submitted under s. 13.172 (2).

19 **(4) CONFIDENTIALITY.** (a) Except as provided in par. (b), the redistricting
20 advisory commission may establish policies limiting the information that the
21 legislative reference bureau may provide to persons outside of the bureau staff
22 concerning any redistricting plan prepared under subch. I of ch. 4.

23 (b) Any policy established under par. (a) does not apply to a redistricting plan
24 after a bill embodying that plan is delivered by the legislative reference bureau as
25 required under s. 4.006 or to population data furnished to the legislative reference

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1 bureau by the U.S. bureau of the census. Notwithstanding s. 13.92 (1) (c), any draft
2 maps, along with the data sets used to create them, that are produced by the
3 legislative reference bureau in the course of its work in preparing a bill under s. 4.006
4 shall be open to public inspection and copying under s. 19.35 (1) and made available
5 on the Internet site of the legislative reference bureau as soon as they are produced.

6 **SECTION 29.** 13.56 (2) of the statutes is amended to read:

7 13.56 (2) PARTICIPATION IN CERTAIN PROCEEDINGS. The cochairpersons of the joint
8 committee for review of administrative rules or their designated agents shall accept
9 service made under ss. 227.40 (5) and 806.04 (11). If the committee determines that
10 the legislature should be represented in the proceeding, it shall request the joint
11 committee on legislative organization to ~~intervene in~~ designate the legislature's
12 representative for the proceeding as ~~provided under s. 806.04 (11).~~ The costs of
13 participation in the proceeding shall be paid equally from the appropriations under
14 s. 20.765 (1) (a) and (b), except that such costs incurred by the department of justice
15 shall be paid from the appropriation under s. 20.455 (1) (d).

16 **SECTION 30.** 13.90 (2) of the statutes is amended to read:

17 13.90 (2) The cochairpersons of the joint committee on legislative organization
18 or their designated agent shall accept service made under ss. ~~s.~~ 806.04 (11) and
19 ~~893.825 (2).~~ If the committee, the senate organization committee, or the assembly
20 organization committee determines that the legislature should ~~intervene be~~
21 represented in the proceeding as ~~provided under s. 803.09 (2m), the assembly shall~~
22 ~~represent the assembly, the senate shall represent the senate, and the joint~~
23 ~~committee on legislative organization shall represent the legislature, that~~
24 committee shall designate the legislature's representative for the proceeding. The
25 costs of participation in the proceeding shall be paid equally from the appropriations

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1 under s. 20.765 (1) (a) and (b), except that such costs incurred by the department of
2 justice shall be paid from the appropriation under s. 20.455 (1) (d).

3 **SECTION 31.** 13.91 (1) (c) of the statutes is amended to read:

4 13.91 (1) (c) Perform the functions prescribed in ~~ch. 227 s. 227.15~~ for the review
5 and resolution of problems relating to administrative rules and guidance documents.

6 **SECTION 32.** 13.94 (intro.) of the statutes is amended to read:

7 **13.94 Legislative audit bureau.** (intro.) There is created a bureau to be
8 known as the “Legislative Audit Bureau,” headed by a chief known as the “State
9 Auditor.” The bureau shall be strictly nonpartisan and shall at all times observe the
10 confidential nature of any audit currently being performed. Subject to s. 230.35 (4)
11 (a) and (f), the state auditor or designated employees shall at all times with or
12 without notice have access to all departments and to any books, records, or other
13 documents maintained by the departments and relating to their expenditures,
14 revenues, operations, and structure, including specifically any such books, records,
15 or other documents that are confidential by law, except as provided in sub. (4) and
16 except that access to documents of counties, cities, villages, towns, or school districts
17 is limited to work performed in connection with audits authorized under sub. (1) (m)
18 ~~and except that access to documents of the opportunity schools and partnership~~
19 ~~programs under s. 119.33, subch. IX of ch. 115, and subch. II of ch. 119 is limited to~~
20 ~~work performed in connection with audits authorized under sub. (1) (os).~~ In the
21 discharge of any duty imposed by law, the state auditor may subpoena witnesses,
22 administer oaths and take testimony and cause the deposition of witnesses to be
23 taken as prescribed for taking depositions in civil actions in circuit courts.

24 **SECTION 33.** 13.94 (1) (b) of the statutes is amended to read:

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1 13.94 (1) (b) At the state auditor's discretion or as the joint legislative audit
2 committee directs, audit the records of each department. Audits of the records of a
3 county, city, village, town, or school district may be performed only as provided in par.
4 (m). ~~Audits of the records of the opportunity schools and partnership programs~~
5 ~~under s. 119.33, subch. IX of ch. 115, and subch. II of ch. 119 may be performed only~~
6 ~~as provided in par. (os).~~ After completion of any audit under this paragraph, the
7 bureau shall file with the chief clerk of each house of the legislature, the governor,
8 the department of administration, the legislative reference bureau, the joint
9 committee on finance, the legislative fiscal bureau, and the department audited, a
10 detailed report of the audit, including the bureau's recommendations for
11 improvement and efficiency and including specific instances, if any, of illegal or
12 improper expenditures. The chief clerks shall distribute the report to the joint
13 legislative audit committee, the appropriate standing committees of the legislature,
14 and the joint committee on legislative organization.

15 **SECTION 34.** 13.94 (1) (e) of the statutes is amended to read:

16 13.94 (1) (e) Make such special examinations of the accounts and financial
17 transactions of any department, agency, or officer as the legislature, joint legislative
18 audit committee, or joint committee on legislative organization directs.
19 Examinations of the accounts and transactions of a county, city, village, town, or,
20 ~~subject to par. (os), of a school district,~~ may be performed only as authorized in par.
21 (m).

22 **SECTION 35.** 13.94 (1) (os) of the statutes is repealed.

23 **SECTION 36.** 13.94 (1s) (a) of the statutes is amended to read:

24 13.94 (1s) (a) Except as otherwise provided in par. (c), the legislative audit
25 bureau may charge any department for the reasonable cost of auditing services

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1 performed at the request of a department or at the request of the federal government
2 that the bureau is not required to perform under sub. (1) (b) or (c) or any other law.
3 This paragraph does not apply to counties, cities, villages, towns, or school districts
4 ~~or to the opportunity schools and partnership programs under sub. (1) (os).~~

5 **SECTION 37.** 15.105 (15) of the statutes is renumbered 15.225 (1) and amended
6 to read:

7 15.225 (1) LABOR AND INDUSTRY REVIEW COMMISSION. There is created a labor and
8 industry review commission which is attached to the department of ~~administration~~
9 workforce development under s. 15.03, except the budget of the labor and industry
10 review commission shall be transmitted by the department to the governor without
11 change or modification by the department, unless agreed to by the labor and industry
12 review commission. The governor shall appoint an individual to serve at the
13 pleasure of the governor as general counsel for the commission.

14 **SECTION 38.** 15.105 (34) of the statutes is created to read:

15 15.105 (34) OFFICE OF SUSTAINABILITY AND CLEAN ENERGY. There is created in the
16 department of administration an office to be known as the office of sustainability and
17 clean energy. The office shall be under the direction and supervision of a director who
18 shall be appointed by the governor to serve at the governor's pleasure.

19 **SECTION 39.** 15.207 (3) of the statutes is repealed.

20 **SECTION 40.** 15.225 (title) of the statutes is amended to read:

21 **15.225 (title) Same; attached boards and ~~commission~~ commissions.**

22 **SECTION 41.** 15.253 (3) of the statutes is renumbered 15.374 (2) and amended
23 to read:

24 15.374 (2) OFFICE OF SCHOOL SAFETY. There is created an office of school safety
25 in the department of public instruction. The director of the office shall be appointed

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1 by the ~~attorney general~~ state superintendent of public instruction in the classified
2 service.

3 **SECTION 42.** 15.315 (title) of the statutes is repealed.

4 **SECTION 43.** 15.315 (1) of the statutes is renumbered 15.467 (1), and 15.467 (1)
5 (a), as renumbered, is amended to read:

6 15.467 (1) (a) There is created an interoperability council, attached to the
7 department of ~~military affairs~~ transportation under s. 15.03.

8 **SECTION 44.** 15.315 (2) of the statutes is renumbered 15.467 (2), and 15.467 (2)
9 (a) (intro.), as renumbered, is amended to read:

10 15.467 (2) (a) (intro.) There is created a 911 subcommittee of the
11 interoperability council, attached to the department of ~~military affairs~~
12 transportation under s. 15.03. The 911 subcommittee consists of one member serving
13 a 3-year term who is appointed by the ~~adjutant general~~ secretary of transportation
14 and the following members serving 3-year terms who are appointed by the governor:

15 **SECTION 45.** 15.345 (9) of the statutes is created to read:

16 15.345 (9) BUREAU OF NATURAL RESOURCES SCIENCE. There is created in the
17 division responsible for fish, wildlife, and parks in the department of natural
18 resources a bureau of natural resources science. The bureau director shall report to,
19 and serve as the science advisor to, the secretary of natural resources.

20 **SECTION 46.** 15.405 (6) (am) of the statutes is created to read:

21 15.405 (6) (am) Two dental therapists who are licensed under ch. 447.

22 **SECTION 47.** 16.004 (25) of the statutes is created to read:

23 16.004 (25) PROCUREMENT AND RISK MANAGEMENT SERVICES. The department
24 may provide technical assistance and other services relating to procurement and risk
25 management, including conducting educational seminars, courses, or conferences,

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1 to local governmental units, as defined in s. 16.97 (7), and private organizations. The
2 department shall charge and collect fees sufficient to recover the costs of activities
3 authorized under this subsection.

4 **SECTION 48.** 16.009 (2) (em) of the statutes is amended to read:

5 16.009 (2) (em) Monitor, evaluate, and make recommendations concerning
6 long-term community support services received by clients of ~~the long-term support~~
7 ~~community options program under s. 46.27~~ the self-directed services option, the
8 family care program, the Family Care Partnership Program, and the program of
9 all-inclusive care for the elderly.

10 **SECTION 49.** 16.047 (2) (a) of the statutes is renumbered 16.047 (2).

11 **SECTION 50.** 16.047 (2) (b) of the statutes is repealed.

12 **SECTION 51.** 16.047 (3) of the statutes is repealed.

13 **SECTION 52.** 16.047 (4m) (b) of the statutes is amended to read:

14 16.047 (4m) (b) The department shall establish a program to award grants of
15 settlement funds from the appropriation under s. 20.855 (4) (h) to eligible applicants
16 for the replacement of public transit vehicles or the installation of charging stations
17 for vehicles with an electric motor. Any eligible applicant may apply for a grant
18 under the program.

19 **SECTION 53.** 16.047 (4m) (c) of the statutes is amended to read:

20 16.047 (4m) (c) The department shall award grants under this subsection on
21 a competitive basis and shall give preference to the replacement of public transit
22 vehicles or the installation of charging stations for vehicles with an electric motor in
23 communities or on routes that the department determines are critical for the purpose
24 of connecting employees with employers.

25 **SECTION 54.** 16.047 (4m) (d) of the statutes is amended to read:

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1 16.047 (4m) (d) An eligible applicant may use settlement funds awarded under
2 this subsection only for the payment of costs incurred by the eligible applicant to
3 replace public transit vehicles or install charging stations for vehicles with an
4 electric motor in accordance with the settlement guidelines.

5 **SECTION 55.** 16.047 (4m) (e) of the statutes is repealed.

6 **SECTION 56.** 16.3077 of the statutes is created to read:

7 **16.3077 Housing quality standards grants.** From the appropriation under
8 s. 20.505 (7) (bp), the department shall award grants to owners of rental housing
9 units in this state for purposes of satisfying applicable housing quality standards.

10 **SECTION 57.** 16.313 of the statutes is repealed.

11 **SECTION 58.** 16.5185 (1) of the statutes is repealed.

12 **SECTION 59.** 16.5185 (2m) of the statutes is renumbered 16.5185 and amended
13 to read:

14 **16.5185 Transfers to the transportation fund.** Beginning on June 30,
15 2020, in each fiscal year, the secretary shall transfer the unencumbered balance of
16 the petroleum inspection fund on June 30, less an amount sufficient to meet the
17 reserve requirement under this ~~subsection~~ section, from the petroleum inspection
18 fund to the transportation fund. The petroleum inspection fund balance after a
19 transfer under this ~~subsection~~ section may not be less than 5 percent of gross
20 revenues received during the fiscal year in which the transfer is made.

21 **SECTION 60.** 16.643 (2) of the statutes is amended to read:

22 16.643 (2) ELIGIBILITY FOR LONG-TERM CARE PROGRAMS. A person who is
23 determining eligibility for an individual for a long-term care program under s. 46.27,
24 46.275, or 46.277, the family care benefit under s. 46.286, the family care partnership
25 program, the long-term care program defined in s. 46.2899 (1), or any other

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1 demonstration program or program operated under a waiver of federal medicaid law
2 that provides long-term care benefits shall exclude from the determination any
3 income from assets accumulated in an account that is part of a qualified ABLE
4 program under section 529A of the Internal Revenue Code.

5 **SECTION 61.** 16.705 (1b) (f) of the statutes is created to read:

6 16.705 (1b) (f) The department of workforce development for the Project
7 SEARCH program under s. 47.07.

8 **SECTION 62.** 16.75 (1p) of the statutes is repealed.

9 **SECTION 63.** 16.84 (2m) of the statutes is repealed.

10 **SECTION 64.** 16.84 (5) (a) of the statutes is amended to read:

11 16.84 (5) (a) Have responsibility, subject to approval of the governor, for all
12 functions relating to the leasing, acquisition, allocation, and utilization of all real
13 property by the state, except where such responsibility is otherwise provided by the
14 statutes. In exercising this responsibility, the department may not enter into,
15 extend, or renew a lease involving an annual rent of more than \$500,000 unless the
16 secretary signs the lease, a copy of the proposed lease is submitted electronically to
17 the chief clerk of each house for distribution, and the department notifies the joint
18 committee on finance of the proposed lease and provides the committee with the any
19 required information under par. (b) as well as a summary report of that information,
20 including the terms of the lease and the lease rate per square foot of the proposed
21 property and the comparable options. If the cochairpersons of the joint committee
22 on finance do not notify the secretary that the committee has scheduled a meeting
23 for the purpose of reviewing the proposed lease within 14 working days after the date
24 of the notification, the lease may be entered into, extended, or renewed. If, within
25 14 working days after the date of the notification, the cochairpersons of the

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1 committee notify the secretary that the committee has scheduled a meeting for the
2 purpose of reviewing the proposed lease, the lease may be entered into, extended, or
3 renewed only upon approval of the committee.

4 **SECTION 65.** 16.84 (5) (b) (intro.) of the statutes is amended to read:

5 16.84 (5) (b) (intro.) Before entering into, ~~extending, or renewing a new lease,~~
6 except for a lease with an annual cost that is less than \$25,000 or except for a lease
7 for a tower, a department of workforce development job center, a hangar, an
8 easement, student housing, state public defender office space, a department of
9 military affairs recruiting office, or a facility with a location required by law or
10 designated for necessity or practical purposes, do all of the following:

11 **SECTION 66.** 16.84 (5) (b) 2. of the statutes is amended to read:

12 16.84 (5) (b) 2. Evaluate comparable lease options within a 10-mile radius of
13 the property proposed in the lease, ~~or if there are not sufficient comparable~~
14 ~~properties within a 10-mile radius to perform a meaningful comparison, a wider~~
15 ~~radius as needed,~~ to ensure the lease rate per square foot does not exceed the lease
16 rate per square foot on comparable properties or the market rate by more than 5
17 percent.

18 **SECTION 67.** 16.848 (2) (g) of the statutes is amended to read:

19 16.848 (2) (g) Subsection (1) does not apply to property that is subject to sale
20 by the department of veterans affairs under s. 45.32 (7), 2017 stats.

21 **SECTION 68.** 16.848 (4) (a) of the statutes is renumbered 16.848 (4) (ag) and
22 amended to read:

23 16.848 (4) (ag) Except as provided in s. 13.48 (14) (e), if there is any outstanding
24 public debt used to finance the acquisition, construction, or improvement of any
25 property that is sold or leased under sub. (1), the department shall deposit a

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1 sufficient amount of the net proceeds from the sale or lease of the property in the bond
2 security and redemption fund under s. 18.09 to repay the principal and pay the
3 interest on the debt, and any premium due upon ~~refunding~~ redeeming any of the
4 debt, except that the department may deposit some or all of the net proceeds, not to
5 exceed the amount the department would have deposited in the bond security and
6 redemption fund, in the capital improvement fund for use as a substitute source of
7 funding under s. 20.924 (1) (em) for a project enumerated under the authorized state
8 building program that is within the same statutory bond purpose as the property sold
9 or leased under sub. (1). If there is any outstanding public debt used to finance the
10 acquisition, construction, or improvement of any property that is sold or leased under
11 sub. (1), the department shall then provide a sufficient amount of the net proceeds
12 from the sale or lease of the property for the costs of maintaining federal tax law
13 compliance applicable to the debt. If the property was acquired, constructed, or
14 improved with federal financial assistance, the department shall pay to the federal
15 government any of the net proceeds required by federal law. If the property was
16 acquired by gift or grant or acquired with gift or grant funds, the department shall
17 adhere to any restriction governing use of the proceeds. Except as required under
18 ss. 13.48 (14) (e), 20.395 (9) (qd), and 51.06 (6), if there is no such debt outstanding,
19 there are no moneys payable to the federal government, and there is no restriction
20 governing use of the proceeds, and if the net proceeds exceed the amount required
21 to be deposited, paid, or used for another purpose under this subsection, the
22 department shall use the net proceeds or remaining net proceeds to pay principal and
23 interest costs on outstanding public debt issued to finance the acquisition,
24 construction, or improvement of property, except that the department may deposit
25 some or all of the net proceeds in the capital improvement fund for use as a substitute

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1 source of funding under s. 20.924 (1) (em) for a project enumerated under the
2 authorized state building program that is within the same statutory bond purpose
3 as the property sold or leased under sub. (1). If any net proceeds remain thereafter,
4 the department shall use the proceeds to pay principal and interest costs on other
5 outstanding public debt, except that the department may deposit some or all of the
6 net proceeds in the capital improvement fund for use as a substitute source of
7 funding under s. 20.924 (1) (em) for any statutory bond purpose.

8 **SECTION 69.** 16.848 (4) (ab) of the statutes is created to read:

9 16.848 (4) (ab) In this subsection, “statutory bond purpose” has the meaning
10 given in s. 13.48 (14) (a) 2.

11 **SECTION 70.** 16.848 (4) (am) of the statutes is created to read:

12 16.848 (4) (am) If, under par. (ag), the department deposits an amount in the
13 capital improvement fund for use as a substitute source of funding under s. 20.924
14 (1) (em), the amount of public debt that may be contracted under the statutory bond
15 purpose for which the amount deposited under par. (ag) is used as a substitute source
16 of funding shall be reduced by the amount used as a substitute source of funding for
17 that statutory bond purpose.

18 **SECTION 71.** 16.848 (4) (b) (intro.) of the statutes is amended to read:

19 16.848 (4) (b) (intro.) For the purpose of paying principal and interest costs on
20 other outstanding public debt under par. (a) ~~(ag)~~, the secretary may cause
21 outstanding bonds to be called for redemption on or following their optional
22 redemption date, establish one or more escrow accounts to redeem bonds at their
23 optional redemption date, or purchase bonds in the open market. For the purpose of
24 using an amount deposited under par. (ag) as a substitute source of funding under
25 s. 20.924 (1) (em), the department shall determine which projects to fund and shall

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1 authorize expenditures for those projects. To the extent practical, the secretary shall
2 consider all of the following in determining which public debt to redeem, whether to
3 use any net proceeds as a substitute source of funding under s. 20.924 (1) (em), and
4 which projects to fund:

5 **SECTION 72.** 16.848 (4) (b) 4. of the statutes is amended to read:

6 16.848 (4) (b) 4. The fiscal benefit of redeeming outstanding debt with higher
7 interest costs and the costs of establishing an escrow needed to redeem the
8 outstanding debt.

9 **SECTION 73.** 16.848 (4) (b) 5. of the statutes is amended to read:

10 16.848 (4) (b) 5. The costs of maintaining federal tax law compliance in the
11 selection of general obligation debt to be redeemed or the project to be financed under
12 s. 20.924 (1) (em).

13 **SECTION 74.** 16.848 (4) (c) of the statutes is amended to read:

14 16.848 (4) (c) If there are any outstanding revenue obligations, issued pursuant
15 to subch. II of ch. 18, used to finance the acquisition, construction, or improvement
16 of any property that is sold or leased under sub. (1), the department shall adhere to
17 any restrictions in the authorizing resolution of the revenue obligations governing
18 the use of the proceeds. To the extent the authorizing resolution does not restrict
19 such use, the department shall deposit a sufficient amount of the net proceeds from
20 the sale or lease of the property in the respective redemption fund provided under
21 s. 18.561 (5) or 18.562 (3) to repay the principal and pay the interest on the revenue
22 obligations, and any premium due upon ~~refunding~~ redeeming any of the revenue
23 obligations, or shall deposit an amount in the appropriate fund under s. 18.57 or
24 apply the amount for a purpose for which similar revenue obligations may be issued
25 under s. 18.53 (3) or (4). If there are any outstanding revenue obligations, issued

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1 pursuant to subch. II of ch. 18, used to finance the acquisition, construction, or
2 improvement of any property that is sold or leased under sub. (1), the department
3 shall then provide a sufficient amount of the net proceeds from the sale or lease of
4 the property for the costs of maintaining federal tax law compliance applicable to the
5 revenue obligations. For the purpose of paying principal and interest costs on ~~other~~
6 outstanding revenue obligations, the secretary may cause outstanding revenue
7 obligations to be called for redemption on or following their optional redemption
8 date, establish one or more escrow accounts to redeem obligations at their optional
9 redemption date, or purchase bonds on the open market. Except as required under
10 ss. 13.48 (14) (e), 20.395 (9) (qd), and 51.06 (6), if the net proceeds exceed the amount
11 required to be deposited, paid, or used for another purpose under this paragraph, the
12 department shall use the net proceeds or remaining net proceeds to pay principal and
13 interest costs on other similar revenue obligations or for a purpose for which similar
14 revenue obligations may be issued under s. 18.53 (3) or (4).

15 **SECTION 75.** 16.848 (4) (d) of the statutes is created to read:

16 16.848 (4) (d) If under par. (c) the department deposits net proceeds into an
17 appropriate fund provided in s. 18.57 or applies net proceeds for a purpose for which
18 revenue obligations may be issued, the amount of revenue obligations authorized
19 under s. 18.54 (2) shall be reduced by the amount deposited or applied.

20 **SECTION 76.** 16.855 (1p) of the statutes is repealed.

21 **SECTION 77.** 16.954 of the statutes is created to read:

22 **16.954 Office of sustainability and clean energy. (1) DEFINITIONS.** In this
23 section:

24 (a) "Office" means the office of sustainability and clean energy.

25 (b) "Public utility" has the meaning given in s. 196.01 (5).

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1 **(2) INITIATIVES.** The office shall work on initiatives that have the following
2 goals:

3 (a) Promoting the development and use of clean and renewable energy across
4 this state.

5 (b) Advancing innovative sustainability solutions in ways that improve this
6 state's economy and environment, including energy initiatives that reduce carbon
7 emissions, accelerate economic growth, and lower customer energy costs.

8 (c) Diversifying the resources used to reliably meet the energy needs of
9 consumers in this state and generate family-supporting jobs through the expansion
10 of this state's clean energy economy.

11 **(3) OTHER DUTIES.** The office shall do all of the following:

12 (b) Provide advice and support to state agencies in developing or retrofitting
13 sustainable infrastructure to reduce energy use and lessen negative impacts on this
14 state's air and water quality.

15 (c) Study and report on the status of existing clean and renewable energy
16 efforts by the state, including economic development initiatives, and develop future
17 energy policy opportunities for consideration by the governor and state agencies.

18 (d) Serve as a single point of contact to assist businesses, local units of
19 government, and nongovernmental organizations that are pursuing clean energy
20 opportunities.

21 (e) Identify and share information about clean energy funding opportunities
22 for private, and state and local governmental entities.

23 (f) Perform duties necessary to maintain federal energy funding and any
24 designations required for such funding.

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1 (i) Take other steps necessary to facilitate the implementation of the initiatives
2 and goals specified in sub. (2) and to identify and address barriers to the
3 implementation of those initiatives.

4 (4) CLEAN ENERGY GRANTS. The office shall establish a program for making
5 grants from the appropriation under s. 20.505 (4) (q) to fund research in support of
6 clean energy production.

7 (5) TECHNICAL ASSISTANCE. (a) The office may provide technical assistance to
8 units of government other than the state to assist in the planning and
9 implementation of energy efficiency and renewable resources and may charge for
10 those services. The office may request technical and staff assistance from other state
11 agencies in providing technical assistance to those units of government.

12 (b) The office may require a public utility to provide energy billing and use data
13 regarding public schools, if the office determines that the data is necessary to provide
14 technical assistance under par. (a) in public schools, including those with the highest
15 energy costs.

16 (c) The office shall consult with the public service commission in implementing
17 this subsection.

18 **SECTION 78.** 16.956 (2) of the statutes is amended to read:

19 16.956 (2) AUTHORITY. ~~Beginning on July 1, 2006, and ending on June 30, 2020,~~
20 ~~the~~ The department may award a grant to an eligible applicant for the purchase and
21 field testing of one or more idling reduction units as provided in subs. (3) and (4).

22 **SECTION 79.** 16.956 (4) (cm) of the statutes is amended to read:

23 16.956 (4) (cm) Subject to par. (d), the department may make grants under this
24 section ~~from July 1, 2009 to June 30, 2020,~~ of 50 percent of the eligible costs for an
25 idling reduction unit installed on a truck tractor, unless the department has

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1 previously awarded a grant under this section for an idling reduction unit installed
2 on the truck tractor.

3 **SECTION 80.** 16.956 (6) of the statutes is repealed.

4 **SECTION 81.** 16.969 (title) of the statutes is renumbered 196.492 (title).

5 **SECTION 82.** 16.969 (1) (intro.) and (b) of the statutes are consolidated,
6 renumbered 196.492 (1) and amended to read:

7 196.492 (1) In this section: (b) ~~“High-voltage, “high-voltage transmission line”~~
8 means a high-voltage transmission line, as defined in s. 196.491 (1) (f), that is
9 designed for operation at a nominal voltage of 345 kilovolts or more.

10 **SECTION 83.** 16.969 (1) (a) of the statutes is repealed.

11 **SECTION 84.** 16.969 (2) of the statutes is renumbered 196.492 (2), and 196.492
12 (2) (intro.), as renumbered, is amended to read:

13 196.492 (2) (intro.) The ~~department~~ commission shall promulgate rules that
14 require a person who is issued a certificate of public convenience and necessity by the
15 commission under s. 196.491 (3) for a high-voltage transmission line to pay the
16 ~~department~~ commission the following fees:

17 **SECTION 85.** 16.969 (3) of the statutes is renumbered 196.492 (3), and 196.492
18 (3) (a) and (b) 1. and 2., as renumbered, are amended to read:

19 196.492 (3) (a) The ~~department~~ commission shall distribute the fees that are
20 paid by a person under the rules promulgated under sub. (2) (a) to each town, village
21 and city that is identified by the commission under s. 196.491 (3) (gm) in proportion
22 to the amount of investment that is allocated by the commission under s. 196.491 (3)
23 (gm) to each such town, village and city.

24 (b) 1. The ~~department~~ commission shall pay 50 percent of the fee to each county
25 that is identified by the commission under s. 196.491 (3) (gm) in proportion to the

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1 amount of investment that is allocated by the commission under s. 196.491 (3) (gm)
2 to each such county.

3 2. The ~~department~~ commission shall pay 50 percent of the fee to each town,
4 village and city that is identified by the commission under s. 196.491 (3) (gm) in
5 proportion to the amount of investment that is allocated by the commission under
6 s. 196.491 (3) (gm) to each such town, village and city.

7 **SECTION 86.** 16.969 (4) of the statutes is renumbered 196.492 (4).

8 **SECTION 87.** 16.99 (3r) of the statutes is created to read:

9 16.99 (3r) "Rural territory" means any territory, population, and housing units
10 located outside urbanized areas or urban clusters.

11 **SECTION 88.** 16.99 (6) of the statutes is repealed.

12 **SECTION 89.** 16.9945 (1) (intro.) of the statutes is amended to read:

13 16.9945 (1) COMPETITIVE GRANTS. (intro.) In fiscal years 2017-18 ~~and~~, 2018-19,
14 2019-20, and 2020-21, the department may annually award grants on a competitive
15 basis to eligible school districts and to eligible public libraries for the purpose of
16 improving information technology infrastructure. For purposes of awarding grants
17 under this section, "improving information technology infrastructure" includes
18 purchasing and installing on a bus a portable device that creates an area of wireless
19 Internet coverage and purchasing for individuals to temporarily borrow from a
20 school or for patrons to check out from a public library a portable device that creates
21 an area of wireless Internet coverage. In awarding grants to eligible school districts
22 under this section, the department shall give priority to applications for school
23 districts in which the percentage of pupils who satisfy the income eligibility criteria
24 under 42 USC 1758 (b) (1) for a free or reduced-price lunch is greater than in other

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1 applicant school districts. The department shall require an applicant for a grant
2 under this section to provide all of the following:

3 **SECTION 90.** 16.9945 (2) (a) of the statutes is renumbered 16.9945 (2) and
4 amended to read:

5 16.9945 (2) A school district is eligible for a grant under this section ~~in fiscal~~
6 ~~year 2017-18~~ if the school district's membership in the previous most recent school
7 year for which finalized school year data is available divided by the school district's
8 area in square miles is 16 or less.

9 **SECTION 91.** 16.9945 (2) (b) of the statutes is repealed.

10 **SECTION 92.** 16.9945 (2m) (a) (intro.) of the statutes is repealed.

11 **SECTION 93.** 16.9945 (2m) (a) 1. of the statutes is renumbered 16.99 (3c).

12 **SECTION 94.** 16.9945 (2m) (a) 2. of the statutes is renumbered 16.99 (5g).

13 **SECTION 95.** 16.9945 (2m) (a) 3. of the statutes is renumbered 16.99 (5r).

14 **SECTION 96.** 16.9945 (2m) (b) (intro.) of the statutes is renumbered 16.9945
15 (2m) (b) and amended to read:

16 16.9945 (2m) (b) A public library, including ~~the branch of a public library a~~
17 library branch, is eligible for a grant under this section ~~in fiscal year 2017-18 or in~~
18 ~~fiscal year 2018-19 or in both fiscal years~~ if the population of the municipality within
19 which the library or ~~branch of the library~~ library branch is located, as determined
20 in the first year of the fiscal biennium, is 20,000 or less and if the public library or
21 ~~branch~~ library branch is located in ~~one of the following areas of the state: a rural~~
22 territory.

23 **SECTION 97.** 16.9945 (2m) (b) 1. to 3. of the statutes are repealed.

24 **SECTION 98.** 16.9945 (2m) (c) of the statutes is created to read:

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1 16.9945 **(2m)** (c) A consortium of public libraries is eligible for a grant under
2 this section and a public library system is eligible for a grant under this section if all
3 of the following apply:

4 1. Either of the following applies:

5 a. The consortium consists of 3 or more eligible public libraries or library
6 branches.

7 b. The public library system contains 3 or more eligible public libraries or
8 library branches.

9 2. The consortium or public library system applies for a grant under this
10 section.

11 **SECTION 99.** 16.9945 (3) (a) of the statutes is amended to read:

12 16.9945 **(3)** (a) If the membership of the eligible school district, as determined
13 in the first year of the fiscal biennium, is fewer than 750 pupils, \$30,000.

14 **SECTION 100.** 16.9945 (3) (b) of the statutes is amended to read:

15 16.9945 **(3)** (b) If the membership of the eligible school district, as determined
16 in the first year of the fiscal biennium, is 750 pupils to 1,500 pupils, \$40 multiplied
17 by the school district's membership.

18 **SECTION 101.** 16.9945 (3) (c) of the statutes is amended to read:

19 16.9945 **(3)** (c) If the membership of the eligible school district, as determined
20 in the first year of the fiscal biennium, is more than 1,500 pupils, \$60,000.

21 **SECTION 102.** 16.9945 (3m) (a) of the statutes is amended to read:

22 16.9945 **(3m)** (a) If the population of the municipality within which the eligible
23 public library or ~~branch~~ library branch is located, as determined in the first year of
24 the fiscal biennium, is 2,000 or less, \$5,000.

25 **SECTION 103.** 16.9945 (3m) (b) of the statutes is amended to read:

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1 16.9945 (3m) (b) If the population of the municipality within which the eligible
2 public library or ~~branch~~ library branch is located, as determined in the first year of
3 the fiscal biennium, is at least 2,001 but less than 5,000, \$7,500.

4 **SECTION 104.** 16.9945 (3m) (c) of the statutes is amended to read:

5 16.9945 (3m) (c) If the population of the municipality within which the eligible
6 public library or ~~branch~~ library branch is located, as determined in the first year of
7 the fiscal biennium, is at least 5,000 but less than 20,001, \$10,000.

8 **SECTION 105.** 16.9945 (4) of the statutes is repealed and recreated to read:

9 16.9945 (4) FUNDING LIMITATION. The department may not award grants under
10 this section that total more than \$3,000,000 in the 2019-20 or 2020-21 fiscal year.

11 **SECTION 106.** 16.9945 (5) of the statutes is amended to read:

12 16.9945 (5) SUNSET. The department may not award grants under this section
13 after ~~July 1, 2019~~ June 30, 2021.

14 **SECTION 107.** 16.996 of the statutes is repealed.

15 **SECTION 108.** 16.997 (1) of the statutes is amended to read:

16 16.997 (1) Except as provided in s. 196.218 (4t), the department shall
17 promulgate rules establishing an educational telecommunications access program
18 to provide educational agencies with access to data lines ~~and video links~~.

19 **SECTION 109.** 16.997 (2) (a) of the statutes is amended to read:

20 16.997 (2) (a) Allow an educational agency to make a request to the department
21 for access to data lines ~~and video links~~.

22 **SECTION 110.** 16.997 (2) (b) of the statutes is amended to read:

23 16.997 (2) (b) Establish eligibility requirements for an educational agency to
24 participate in the program established under sub. (1) and to receive additional
25 telecommunications access under s. 16.998, including a requirement that a charter

SENATE BILL 59**SECTION 110**

1 school sponsor use data lines and ~~video links~~ to benefit pupils attending the charter
2 school and a requirement that Internet access to material that is harmful to children,
3 as defined in s. 948.11 (1) (b), is blocked on the computers of juvenile correctional
4 facilities that are served by data links and ~~video links~~ subsidized under this section.

5 **SECTION 111.** 16.997 (2) (c) of the statutes is amended to read:

6 16.997 (2) (c) Establish specifications for data lines and ~~video links~~ for which
7 access is provided to an educational agency under the program established under
8 sub. (1) or for which additional access is provided to an educational agency under s.
9 16.998.

10 **SECTION 112.** 16.997 (2) (d) of the statutes is amended to read:

11 16.997 (2) (d) Require an educational agency to pay the department not more
12 than \$250 per month for each data line or ~~video link~~ that is provided to the
13 educational agency under the program established under sub. (1), except that the
14 charge may not exceed \$100 per month for each data line or ~~video link~~ that relies on
15 a transport medium that operates at a speed of ~~1.544 megabits~~ 1 gigabyte per second.

16 **SECTION 113.** 16.997 (2) (f) of the statutes is amended to read:

17 16.997 (2) (f) Ensure that juvenile correctional facilities that receive access
18 under this section to data lines and ~~video links~~ or that receive additional access under
19 s. 16.998 to data lines, ~~video links~~, and bandwidth use those data lines and ~~video~~
20 ~~links~~ and that bandwidth only for educational purposes.

21 **SECTION 114.** 16.997 (2c) of the statutes is amended to read:

22 16.997 (2c) The department shall develop criteria to use to evaluate whether
23 to provide more than one data line and ~~video link~~ to an educational agency. The
24 department shall include in the criteria an educational agency's current bandwidth,

SENATE BILL 59**SECTION 114**

1 equipment, and readiness, and the available providers and any other economic
2 development in the geographic area that the educational agency serves.

3 **SECTION 115.** 16.997 (3) of the statutes is amended to read:

4 16.997 (3) The department shall prepare an annual report on the status of
5 providing data lines and ~~video links~~ that are requested under sub. (2) (a) and the
6 impact on the universal service fund of any payment under contracts under s. 16.974.

7 **SECTION 116.** 16.997 (7) of the statutes is repealed.

8 **SECTION 117.** 16.998 of the statutes is amended to read:

9 **16.998 Educational telecommunications; additional access.** An
10 educational agency that is eligible for a rate discount for telecommunications
11 services under 47 USC 254 may request data lines, ~~video links~~, and bandwidth access
12 that is in addition to what is provided under the program under s. 16.997 (1). The
13 department shall apply for aid under 47 USC 254 to cover the costs of the data lines,
14 ~~video links~~, and bandwidth access that are provided under this section and shall
15 credit any aid received to the appropriation account under s. 20.505 (4) (mp). To the
16 extent that the aid does not fully cover those costs, the department shall require an
17 educational agency to pay the department a monthly fee that is sufficient to cover
18 those costs and shall credit any monthly fee received to the appropriation account
19 under s. 20.505 (4) (Lm).

20 **SECTION 118.** 18.04 (5) (c) of the statutes is repealed.

21 **SECTION 119.** 18.04 (5) (d) of the statutes is amended to read:

22 18.04 (5) (d) To acquire public debt contracted for any of the purposes under
23 pars. (a) to ~~(e)~~ and (b).

24 **SECTION 120.** 18.04 (6) (b) of the statutes is amended to read:

SENATE BILL 59**SECTION 120**

1 18.04 (6) (b) The commission may direct that moneys resulting from any public
2 debt contracted under this section be deposited in the funds or accounts created or
3 designated by resolution of the commission ~~or established by resolution under s.~~
4 ~~45.37 (7)~~, including escrow accounts established under refunding escrow agreements
5 that are authorized by the commission.

6 **SECTION 121.** 18.04 (6) (c) of the statutes is amended to read:

7 18.04 (6) (c) Notwithstanding s. 25.17, moneys deposited or held in funds or
8 accounts under par. (b) ~~and all other moneys received under s. 45.37 (7) (a) (intro.)~~
9 may be invested in any obligations, either through cash purchase or exchange, as
10 specified by resolution of the commission.

11 **SECTION 122.** 18.06 (9) of the statutes is amended to read:

12 18.06 (9) CLEAN WATER FUND PROGRAM AND SAFE DRINKING WATER LOAN PROGRAM
13 BONDS. Notwithstanding sub. (4), the sale of bonds under this subchapter to provide
14 revenue for the clean water fund program or the safe drinking water loan program
15 may be a private sale to the environmental improvement fund under s. 25.43, if the
16 bonds sold are held or owned by the environmental improvement fund, or a public
17 sale, as provided in the authorizing resolution.

18 **SECTION 123.** 19.36 (12) of the statutes is created to read:

19 19.36 (12) INFORMATION RELATING TO CERTAIN EMPLOYEES. Unless access is
20 specifically authorized or required by statute, an authority may not provide access
21 to a record prepared or provided by an employer performing work on a project to
22 which s. 66.0903, 103.49, or 103.50 applies, or on which the employer is otherwise
23 required to pay prevailing wages, if that record contains the name or other personally
24 identifiable information relating to an employee of that employer, unless the
25 employee authorizes the authority to provide access to that information. In this

SENATE BILL 59**SECTION 123**

1 subsection, “personally identifiable information” does not include an employee’s
 2 work classification, hours of work, or wage or benefit payments received for work on
 3 such a project.

4 **SECTION 124.** 20.005 (1) of the statutes is repealed and recreated to read:

5 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for
 6 the state of Wisconsin for all funds beginning on July 1, 2019, and ending on June
 7 30, 2021, is summarized as follows: [See Figure 20.005 (1) following]

8 **Figure: 20.005 (1)**

9 **GENERAL FUND SUMMARY**

	2019-20	2020-21
Opening Balance, July 1	\$ 691,477,300	\$ 937,929,900
Revenues		
Taxes	17,794,325,600	18,115,481,500
Departmental Revenues		
Tribal Gaming Revenues	27,444,800	28,315,000
Other	<u>497,566,700</u>	<u>521,509,100</u>
Total Available	\$ 19,010,814,400	\$ 19,603,235,500
Appropriations, Transfers, and Reserves		
Gross Appropriations	\$ 18,453,458,100	\$ 19,821,154,700
Transfers to:		
Building Trust Fund	10,000,000	
Compensation Reserves	24,886,600	94,358,600
Less Lapses	<u>(415,460,200)</u>	<u>(417,613,900)</u>
Net Appropriations	\$ 18,072,884,500	\$ 19,497,899,400
Balances		
Gross Balance	\$ 937,929,900	\$ 105,336,100

SENATE BILL 59**SECTION 124**

	2019-20	2020-21
Less Required Statutory Balance	<u>(80,000,000)</u>	<u>(85,000,000)</u>
Net Balance, June 30	\$ 857,929,900	\$ 20,336,100

1

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2019-20	2020-21
General Purpose Revenue	\$ 18,453,458,100	\$ 19,821,154,700
Federal Revenue	\$ 12,125,883,800	\$ 12,472,526,300
Program	(11,177,308,600)	(11,528,869,500)
Segregated	(948,575,200)	(943,656,800)
Program Revenue	\$ 6,293,275,900	\$ 6,365,273,400
State	(5,356,056,300)	(5,424,874,700)
Service	(937,219,600)	(940,398,700)
Segregated Revenue	\$ 3,869,158,400	\$ 4,089,771,200
State	(3,643,085,900)	(3,853,298,700)
Local	(115,325,600)	(115,325,600)
Service	(110,746,900)	(121,146,900)
GRAND TOTAL	\$ 40,741,776,200	\$ 42,748,725,600

SENATE BILL 59**SECTION 124**1 **SUMMARY OF COMPENSATION RESERVES — ALL FUNDS**

	2019-20	2020-21
General Purpose Revenue	\$ 24,886,600	\$ 94,358,600
Federal Revenue	8,245,500	31,849,400
Program Revenue	17,062,100	66,896,100
Segregated Revenue	<u>4,980,100</u>	<u>17,962,900</u>
TOTAL	\$ 55,174,300	\$ 211,067,000

2 **LOTTERY FUND SUMMARY**

	2019-20	2020-21
Gross Revenue		
Ticket Sales	\$ 661,857,200	\$ 661,857,200
Miscellaneous Revenue	<u>130,300</u>	<u>130,300</u>
	\$ 661,987,500	\$ 661,987,500
Expenses		
Prizes	\$ 401,993,900	\$ 401,993,900
Administrative Expenses	<u>44,121,500</u>	<u>44,250,500</u>
	\$ 446,115,400	\$ 446,244,400
Net Proceeds	\$ 215,872,100	\$ 215,743,100

SENATE BILL 59

SECTION 124

	2019-20	2020-21
Total Available for Property Tax Relief		
Opening Balance	\$ 13,239,000	\$ 13,239,800
Net Proceeds	215,872,100	215,743,100
Interest Earnings	2,246,800	2,423,900
Gaming-Related Revenue	<u>21,000</u>	<u>21,000</u>
	\$ 231,378,900	\$ 231,427,800
Property Tax Relief	\$ 218,139,100	\$ 218,188,000
Gross Closing Balance	\$ 13,239,800	\$ 13,239,800
Reserve	\$ 13,239,800	\$ 13,239,800
Net Balance	\$ 0	\$ 0

1 **SECTION 125.** 20.005 (2) of the statutes is repealed and recreated to read:

2 20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets
 3 forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b)
 4 following]

5 **Figure: 20.005 (2) (a)**

6 **SUMMARY OF BONDING AUTHORITY MODIFICATIONS**
 7 **2019-21 FISCAL BIENNIUM**

Source and Purpose	Amount
GENERAL OBLIGATIONS	
Agriculture, Trade and Consumer Protection	
Soil and water	\$ 10,000,000

SENATE BILL 59**SECTION 125**

Source and Purpose	Amount
Environmental Improvement Fund	
Clean water fund	13,500,000
Safe drinking water loan program	43,550,000
Natural Resources	
Contaminated sediment removal	25,000,000
Dam safety projects	4,000,000
Nonpoint source	6,500,000
Urban nonpoint source cost-sharing	4,000,000
Total maximum daily load grants	4,000,000
Transportation	
Freight rail	30,000,000
Passenger rail	45,000,000
Major interstate bridge construction	27,000,000
Harbor assistance	39,000,000
Southeast megaprojects and high-cost bridge projects	55,000,000
TOTAL General Obligation Bonds	\$ 306,550,000

REVENUE OBLIGATIONS

Transportation	
Transportation facilities and major highway projects	<u>142,254,600</u>
TOTAL Revenue Obligation Bonds	\$ 142,254,600
GRAND TOTAL	\$ 448,804,600

SENATE BILL 59**SECTION 125**

1 **Figure: 20.005 (2) (b)**

2 **GENERAL OBLIGATION DEBT SERVICE**
 3 **FISCAL YEARS 2019-20 AND 2020-21**

STATUTE, AGENCY AND PURPOSE	SOURCE	2019-20	2020-21
<i>20.115 Agriculture, trade and consumer protection, department of</i>			
(2) (d) Principal repayment and interest	GPR	\$ 3,600	\$ 2,100
(7) (b) Principal repayment and interest, conservation reserve enhancement	GPR	1,251,400	1,595,200
<i>20.190 State fair park board</i>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	190,800	136,300
(1) (d) Principal repayment and interest	GPR	2,652,500	2,387,700
<i>20.225 Educational communications board</i>			
(1) (c) Principal repayment and interest	GPR	2,605,600	2,405,600
<i>20.245 Historical society</i>			
(1) (e) Principal repayment, interest, and rebates	GPR	4,973,700	4,901,900
<i>20.250 Medical College of Wisconsin</i>			
(1) (c) Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	3,129,900	3,151,700
(1) (e) Principal repayment and interest	GPR	474,300	554,300
<i>20.255 Public instruction, department of</i>			
(1) (d) Principal repayment and interest	GPR	1,094,800	1,020,000
<i>20.285 University of Wisconsin System</i>			
(1) (d) Principal repayment and interest	GPR	219,279,500	219,048,000

SENATE BILL 59

STATUTE, AGENCY AND PURPOSE	SOURCE	2019-20	2020-21
<i>20.320 Environmental improvement program</i>			
(1) (c) Principal repayment and interest — clean water fund program	GPR	8,280,200	5,988,800
(2) (c) Principal repayment and interest — safe drinking water loan program	GPR	4,971,300	4,950,100
<i>20.370 Natural resources, department of</i>			
(7) (aa) Resource acquisition and development — principal repayment and interest	GPR	71,893,200	68,742,800
(7) (cb) Principal repayment and interest — pollution abatement bonds	GPR	0	0
(7) (cc) Principal repayment and interest — combined sewer overflow; pollution abatement bonds	GPR	1,393,100	910,700
(7) (cd) Principal repayment and interest — municipal clean drinking water grants	GPR	172,100	7,600
(7) (ea) Administrative facilities — principal repayment and interest	GPR	585,800	529,500
<i>20.395 Transportation, department of</i>			
(6) (ad) Principal repayment and interest, contingent funding of southeast Wisconsin freeway megaprojects, state funds	GPR	8,000,200	14,681,800
(6) (ae) Principal repayment and interest, contingent funding of major highway and rehabilitation projects, state funds	GPR	14,301,700	14,115,400

SENATE BILL 59**SECTION 125**

STATUTE, AGENCY AND PURPOSE	SOURCE	2019-20	2020-21
(6) (af) Principal repayment and interest, local roads for job preservation program, major highway and rehabilitation projects, southeast megaprojects, state funds	GPR	97,817,100	91,456,800
<i>20.410 Corrections, department of</i>			
(1) (e) Principal repayment and interest	GPR	63,620,000	56,746,700
(1) (ec) Prison industries principal, interest and rebates	GPR	0	0
(3) (e) Principal repayment and interest	GPR	3,088,200	2,884,500
(3) (fm) Secured residential care centers for children and youth	GPR	0	917,000
<i>20.435 Health services, department of</i>			
(2) (ee) Principal repayment and interest	GPR	19,767,600	18,849,300
<i>20.465 Military affairs, department of</i>			
(1) (d) Principal repayment and interest	GPR	6,989,200	6,984,200
<i>20.485 Veterans affairs, department of</i>			
(1) (f) Principal repayment and interest	GPR	1,671,400	2,656,100
<i>20.505 Administration, department of</i>			
(4) (es) Principal, interest, and rebates; general purpose revenue — schools	GPR	952,300	1,000,600
(4) (et) Principal, interest, and rebates; general purpose revenue — public library boards	GPR	6,300	6,500
(5) (c) Principal repayment and interest; Black Point Estate	GPR	245,200	245,700

SENATE BILL 59

STATUTE, AGENCY AND PURPOSE	SOURCE	2019-20	2020-21
<i>20.855 Miscellaneous appropriations</i>			
(8) (a) Dental clinic and education facility; principal repayment, interest and rebates	GPR	2,369,300	2,078,800
<i>20.867 Building commission</i>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	0	0
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	9,083,700	6,858,700
(3) (a) Principal repayment and interest	GPR	13,102,000	18,674,200
(3) (b) Principal repayment and interest	GPR	1,327,600	1,511,700
(3) (bb) Principal repayment, interest, and rebates; AIDS Network, Inc.	GPR	23,300	23,600
(3) (bc) Principal repayment, interest, and rebates; Grand Opera House in Oshkosh	GPR	43,100	45,700
(3) (bd) Principal repayment, interest, and rebates; Aldo Leopold climate change classroom and interactive laboratory	GPR	37,700	39,300
(3) (be) Principal repayment, interest, and rebates; Bradley Center Sports and Entertainment Corporation	GPR	1,883,600	1,731,400
(3) (bf) Principal repayment, interest, and rebates; AIDS Resource Center of Wisconsin, Inc.	GPR	62,100	62,900
(3) (bg) Principal repayment, interest, and rebates; Madison Children's Museum	GPR	19,400	19,700

SENATE BILL 59**SECTION 125**

STATUTE, AGENCY AND PURPOSE	SOURCE	2019-20	2020-21
(3) (bh) Principal repayment, interest, and rebates; Myrick Hixon EcoPark, Inc.	GPR	34,500	43,500
(3) (bj) Principal repayment, interest, and rebates; Lac du Flambeau Indian Tribal Cultural Center	GPR	18,200	17,800
(3) (bL) Principal repayment, interest and rebates; family justice center	GPR	759,200	752,100
(3) (bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	125,400	133,900
(3) (bn) Principal repayment, interest and rebates; Hmong cultural centers	GPR	22,500	21,500
(3) (bq) Principal repayment, interest and rebates; children's research institute	GPR	1,003,500	954,400
(3) (br) Principal repayment, interest and rebates	GPR	92,300	88,600
(3) (bt) Principal repayment, interest, and rebates; Wisconsin Agriculture Education Center, Inc.	GPR	314,000	356,200
(3) (bu) Principal repayment, interest and rebates; Civil War exhibit at the Kenosha Public Museums	GPR	37,000	38,900
(3) (bv) Principal repayment, interest, and rebates; Bond Health Center	GPR	75,300	76,600
(3) (bw) Principal repayment, interest, and rebates; Eau Claire Confluence Arts, Inc.	GPR	981,100	1,065,900
(3) (bx) Principal repayment, interest, and rebates; Carroll University	GPR	194,400	203,900

SENATE BILL 59**SECTION 125**

STATUTE, AGENCY AND PURPOSE	SOURCE	2019-20	2020-21
(3) (cb) Principal repayment, interest and rebates; Domestic Abuse Intervention Services, Inc.	GPR	39,700	39,000
(3) (cd) Principal repayment, interest and rebates; K I Convention Center	GPR	135,700	134,900
(3) (cf) Principal repayment, interest and rebates; Dane County; livestock facilities	GPR	654,100	637,600
(3) (ch) Principal repayment, interest, and rebates; Wisconsin Maritime Center of Excellence	GPR	399,500	394,100
(3) (cj) Principal repayment, interest, and rebates; Norskedalen Nature and Heritage Center	GPR	0	8,800
(3) (cq) Principal repayment, interest, and rebates; La Crosse Center	GPR	17,900	250,000
(3) (cr) Principal repayment, interest, and rebates; St. Ann Center for Intergenerational Care, Inc.; Bucyrus Campus	GPR	125,000	401,300
(3) (cs) Principal repayment, interest, and rebates; Brown County innovation center	GPR	25,000	265,800
(3) (e) Principal repayment, interest, and rebates; parking ramp	GPR	<u>0</u>	<u>0</u>
TOTAL General Purpose Revenue Debt Service		\$ 572,417,100	\$ 563,807,700

20.190 State fair park board

(1) (j) State fair principal repayment, interest and rebates	PR	\$ 3,509,100	\$ 3,288,700
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SENATE BILL 59**SECTION 125**

STATUTE, AGENCY AND PURPOSE	SOURCE	2019-20	2020-21
<i>20.225 Educational communications board</i>			
(1) (i) Program revenue facilities; principal repayment, interest, and rebates	PR	12,500	900
<i>20.245 Historical society</i>			
(1) (j) Self-amortizing facilities; principal repayment, interest, and rebates	PR	162,400	406,400
<i>20.285 University of Wisconsin System</i>			
(1) (gj) Self-amortizing facilities principal and interest	PR	159,433,000	163,467,500
<i>20.370 Natural resources, department of</i>			
(7) (ag) Land acquisition — principal repayment and interest	PR	0	0
(7) (cg) Principal repayment and interest — nonpoint repayments	PR	0	0
<i>20.410 Corrections, department of</i>			
(1) (ko) Prison industries principal repayment, interest and rebates	PR	94,800	60,800
<i>20.485 Veterans affairs, department of</i>			
(1) (go) Self-amortizing facilities; principal repayment and interest	PR	2,123,700	2,342,500
<i>20.505 Administration, department of</i>			
(4) (ha) Principal, interest, and rebates; program revenue — schools	PR	0	0
(4) (hb) Principal, interest, and rebates; program revenue — public library boards	PR	0	0
(5) (g) Principal repayment, interest and rebates; parking	PR	3,133,200	2,946,300
(5) (kc) Principal repayment, interest and rebates	PR	30,252,500	29,458,700

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STATUTE, AGENCY AND PURPOSE	SOURCE	2019-20	2020-21
<i>20.867 Building commission</i>			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	0	0
(3) (h) Principal repayment, interest and rebates	PR	0	0
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	0	0
(3) (kd) Energy conservation construction projects; principal repayment, interest and rebates	PR	671,400	2,089,700
(3) (km) Aquaculture demonstration facility; principal repayment and interest	PR	<u>256,100</u>	<u>256,200</u>
TOTAL Program Revenue Debt Service		\$ 199,648,700	\$ 204,317,700

20.115 Agriculture, trade and consumer protection, department of

(7) (s) Principal repayment and interest; soil and water, environmental fund	SEG	\$ 4,992,200	\$ 5,071,800
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20.320 Environmental improvement program

(1) (t) Principal repayment and interest — clean water fund program bonds	SEG	8,000,000	8,000,000
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20.370 Natural resources, department of

(7) (aq) Resource acquisition and development — principal repayment and interest	SEG	100	100
(7) (ar) Dam repair and removal — principal repayment and interest	SEG	397,800	270,000
(7) (at) Recreation development — principal repayment and interest	SEG	0	0

SENATE BILL 59**SECTION 125**

STATUTE, AGENCY AND PURPOSE	SOURCE	2019-20	2020-21
(7) (au) State forest acquisition and development — principal repayment and interest	SEG	13,500,000	13,500,000
(7) (bq) Principal repayment and interest — remedial action	SEG	2,571,300	2,121,300
(7) (br) Principal repayment and interest — contaminated sediment	SEG	1,997,100	2,044,100
(7) (cq) Principal repayment and interest — nonpoint source grants	SEG	5,431,800	4,772,100
(7) (cr) Principal repayment and interest — nonpoint source	SEG	2,308,600	2,384,200
(7) (cs) Principal repayment and interest — urban nonpoint source cost-sharing	SEG	3,454,700	3,464,500
(7) (ct) Principal repayment and interest — pollution abatement, environmental fund	SEG	5,446,700	4,806,600
(7) (cu) Principal repayment and interest — water pollution control	SEG	0	41,600
(7) (eq) Administrative facilities — principal repayment and interest	SEG	6,582,500	6,621,500
(7) (er) Administrative facilities — principal repayment and interest; environmental fund	SEG	810,800	835,300
<i>20.395 Transportation, department of</i>			
(6) (aq) Principal repayment and interest, transportation facilities, state highway rehabilitation, major highway projects, state funds	SEG	58,694,600	58,482,000
(6) (ar) Principal repayment and interest, buildings, state funds	SEG	21,500	19,800

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STATUTE, AGENCY AND PURPOSE	SOURCE	2019-20	2020-21
(6) (au) Principal repayment and interest, southeast rehabilitation projects, southeast megaprojects, and high-cost bridge projects, state funds	SEG	95,583,200	97,543,200
(6) (av) Principal repayment and interest, contingent funding of major highway and rehabilitation projects, state funds	SEG	11,668,000	16,117,400
20.485 Veterans affairs, department of			
(3) (t) Debt service	SEG	0	0
(4) (qm) Repayment of principal and interest	SEG	6,800	3,100
20.866 Public debt			
(1) (u) Principal repayment and interest	SEG	0	0
20.867 Building commission			
(3) (q) Principal repayment and interest; segregated revenues	SEG	0	0
TOTAL Segregated Revenue Debt Service		\$ 221,467,700	\$ 226,098,600
GRAND TOTAL All Debt Service		\$ 993,533,500	\$994,224,000

1 **SECTION 126.** 20.005 (3) of the statutes is repealed and recreated to read:
2 20.005 (3) APPROPRIATIONS. The following schedule sets forth all annual,
3 biennial, and sum certain continuing appropriations and anticipated expenditures
4 from other appropriations for the programs and other purposes indicated. All
5 appropriations are made from the general fund unless otherwise indicated. The
6 letter abbreviations shown designating the type of appropriation apply to both fiscal
7 years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

SENATE BILL 59**SECTION 126****1 Figure: 20.005 (3)**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021	
Commerce					
20.115 Agriculture, Trade and Consumer Protection, Department of					
(1)	FOOD SAFETY AND CONSUMER PROTECTION				
(a)	General program operations	GPR	A	-0-	-0-
	Food inspection	GPR	A	3,943,400	3,947,400
	Meat and poultry inspection	GPR	A	4,508,400	4,509,000
	Trade and consumer protection	GPR	A	1,801,700	1,805,500
	NET APPROPRIATION			10,253,500	10,261,900
(c)	Petroleum products; storage tank				
	inventory	GPR	A	-0-	-0-
(g)	Related services	PR	A	57,700	57,700
(gb)	Food, lodging, and recreation	PR	C	10,060,400	10,065,200
(gc)	Testing of petroleum products	PR	C	-0-	-0-
(gf)	Fruit and vegetable inspection	PR	C	692,600	692,600
(gh)	Public warehouse regulation	PR	A	90,100	90,200
(gm)	Dairy trade regulation	PR	A	138,700	138,800
(h)	Grain inspection and certification	PR	C	1,221,700	1,221,700
(hm)	Ozone-depleting refrigerants and				
	products regulation	PR	A	-0-	-0-
(i)	Sale of supplies	PR	A	10,400	10,400

SENATE BILL 59

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(im) Consumer protection; telephone				
2	solicitor fees	PR	A	316,000	316,500
3	(ip) Bisphenol A enforcement	PR	C	-0-	-0-
4	(j) Weights and measures inspection	PR	A	1,960,900	1,971,800
5	(jb) Consumer protection,				
6	information, and education	PR	A	147,800	147,800
7	(jm) Telecommunications utility trade				
8	practices	PR	A	387,000	391,700
9	(m) Federal funds	PR-F	C	6,473,400	6,365,300
10	(q) Dairy, grain, and vegetable				
11	security	SEG	A	1,252,100	1,261,000
12	(r) Unfair sales act enforcement	SEG	A	274,200	278,600
13	(s) Weights and measures; petroleum				
14	inspection fund	SEG	A	890,200	894,600
15	(t) Petroleum products; petroleum				
16	inspection fund	SEG	A	4,883,700	4,898,800
17	(u) Recyclable and nonrecyclable				
18	products regulation	SEG	A	-0-	-0-
19	(v) Agricultural producer security;				
20	contingent financial backing	SEG	S	-0-	-0-
21	(w) Agricultural producer security;				
22	payments	SEG	S	200,000	200,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(wb) Agricultural producer security;				
2	proceeds of contingent financial				
3	backing	SEG	C	-0-	-0-
4	(wc) Agricultural producer security;				
5	repayment of contingent financial				
6	backing	SEG	S	-0-	-0-
7		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			10,253,500	10,261,900
	PROGRAM REVENUE			21,556,700	21,469,700
	FEDERAL			(6,473,400)	(6,365,300)
	OTHER			(15,083,300)	(15,104,400)
	SEGREGATED REVENUE			7,500,200	7,533,000
	OTHER			(7,500,200)	(7,533,000)
	TOTAL-ALL SOURCES			39,310,400	39,264,600
8	(2) ANIMAL HEALTH SERVICES				
9	(a) General program operations	GPR	A	2,919,900	2,924,200
10	(b) Animal disease indemnities	GPR	S	108,600	108,600
11	(c) Financial assistance for				
12	paratuberculosis testing	GPR	A	-0-	-0-
13	(d) Principal repayment and interest	GPR	S	3,600	2,100
14	(e) Livestock premises registration	GPR	A	350,000	350,000
15	(g) Related services	PR	C	-0-	-0-
16	(h) Sale of supplies	PR	A	28,400	28,400
17	(ha) Inspection, testing and				
18	enforcement	PR	C	673,900	615,900
19	(j) Dog licenses, rabies control, and				
20	related services	PR	C	450,100	450,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(jm) Veterinary examining board	PR	C	316,100	281,400
2	(m) Federal funds	PR-F	C	298,100	298,100
3	(q) Animal health inspection, testing				
4	and enforcement	SEG	A	351,800	351,800
5		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			3,382,100	3,384,900
	PROGRAM REVENUE			1,766,600	1,673,900
	FEDERAL			(298,100)	(298,100)
	OTHER			(1,468,500)	(1,375,800)
	SEGREGATED REVENUE			351,800	351,800
	OTHER			(351,800)	(351,800)
	TOTAL-ALL SOURCES			5,500,500	5,410,600
6	(3) AGRICULTURAL DEVELOPMENT SERVICES				
7	(a) General program operations	GPR	A	2,210,300	2,231,100
8	(at) Farm to school program				
9	administration	GPR	A	90,500	90,600
10	(c) Farmer mental health assistance	GPR	A	100,000	100,000
11	(de) Wisconsin initiative for dairy				
12	exports	GPR	C	200,000	-0-
13	(g) Related services	PR	A	-0-	-0-
14	(h) Loans for rural development	PR	C	58,700	58,700
15	(i) Marketing orders and agreements	PR	C	107,100	107,100
16	(j) Stray voltage program	PR	A	205,100	205,100
17	(ja) Agricultural development services				
18	and materials	PR	C	103,500	103,500
19	(jm) Stray voltage program; rural				
20	electric cooperatives	PR	A	22,400	22,400

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(L) Something special from Wisconsin				
2	promotion	PR	A	57,700	57,700
3	(m) Federal funds	PR-F	C	1,279,200	1,280,300
4		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			2,600,800	2,421,700
	PROGRAM REVENUE			1,833,700	1,834,800
	FEDERAL			(1,279,200)	(1,280,300)
	OTHER			(554,500)	(554,500)
	TOTAL-ALL SOURCES			4,434,500	4,256,500
5	(4) AGRICULTURAL ASSISTANCE				
6	(a) Aid to Wisconsin livestock				
7	breeders association	GPR	A	-0-	-0-
8	(am) Buy local grants	GPR	B	300,000	300,000
9	(as) Farm to school grants	GPR	A	200,000	200,000
10	(b) Aids to county and district fairs	GPR	A	431,400	431,400
11	(c) Agricultural investment aids	GPR	B	-0-	-0-
12	(d) Dairy industry promotion	GPR	A	200,000	200,000
13	(dm) Dairy processing plant grant				
14	program	GPR	A	400,000	400,000
15	(e) Aids to World Dairy Expo, Inc.	GPR	A	20,100	20,100
16	(q) Grants for agriculture in the				
17	classroom program	SEG	A	93,900	93,900
18	(r) Agricultural investment aids,				
19	agricultural management fund	SEG	B	-0-	-0-
20		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,551,500	1,551,500
	SEGREGATED REVENUE			93,900	93,900
	OTHER			(93,900)	(93,900)

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	TOTAL-ALL SOURCES			1,645,400	1,645,400
1	(7) AGRICULTURAL RESOURCE MANAGEMENT				
2	(a) General program operations	GPR	A	1,347,800	1,068,900
3	(b) Principal repayment and interest,				
4	conservation reserve				
5	enhancement	GPR	S	1,251,400	1,595,200
6	(c) Soil and water resource				
7	management program	GPR	C	3,503,200	3,503,200
8	(dm) Farmland preservation planning				
9	grants	GPR	A	210,000	210,000
10	(g) Agricultural impact statements	PR	C	328,200	328,200
11	(ga) Related services	PR	C	355,900	355,900
12	(gc) Industrial hemp	PR	C	73,300	73,300
13	(ge) Licensing and support services for				
14	dispensaries	PR	C	150,700	150,700
15	(gm) Seed testing and labeling	PR	C	89,100	89,100
16	(h) Fertilizer research assessments	PR	C	255,600	255,600
17	(ha) Liming material research funds	PR	C	21,100	21,100
18	(i) Agricultural conservation				
19	easements; gifts and grants	PR	C	-0-	-0-
20	(ja) Plant protection	PR	C	177,400	177,400
21	(k) Agricultural resource				
22	management services	PR-S	C	308,200	308,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(m) Federal funds	PR-F	C	1,297,900	1,297,900
2	(qc) Plant protection; conservation				
3	fund	SEG	A	1,688,200	1,688,200
4	(qd) Soil and water administration;				
5	environmental fund	SEG	A	2,316,200	2,319,000
6	(qe) Soil and water management; local				
7	assistance	SEG	A	6,860,900	6,860,900
8	(qf) Soil and water management; aids	SEG	A	4,825,000	4,825,000
9	(r) General program operations;				
10	agricultural management	SEG	A	6,998,700	7,020,300
11	(s) Principal repayment and interest;				
12	soil and water, environmental				
13	fund	SEG	S	4,992,200	5,071,800
14	(tg) Agricultural conservation				
15	easements	SEG	A	-0-	-0-
16	(tm) Farmland preservation planning				
17	grants, working lands fund	SEG	A	-0-	-0-
18	(ts) Working lands programs	SEG	A	12,000	12,000
19	(va) Clean sweep grants	SEG	A	750,000	750,000
20	(wm) Agricultural chemical cleanup				
21	reimbursement	SEG	C	900,000	900,000
22		(7) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			6,312,400	6,377,300
	PROGRAM REVENUE			3,057,400	3,057,400
	FEDERAL			(1,297,900)	(1,297,900)
	OTHER			(1,451,300)	(1,451,300)
	SERVICE			(308,200)	(308,200)

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	SEGREGATED REVENUE			29,343,200	29,447,200
	OTHER			(29,343,200)	(29,447,200)
	TOTAL-ALL SOURCES			38,713,000	38,881,900
1	(8) CENTRAL ADMINISTRATIVE SERVICES				
2	(a) General program operations	GPR	A	6,409,700	6,429,000
3	(g) Gifts and grants	PR	C	726,700	726,700
4	(gm) Enforcement cost recovery	PR	A	4,600	4,600
5	(h) Sale of material and supplies	PR	C	9,600	9,600
6	(ha) General laboratory related				
7	services	PR	C	44,200	44,200
8	(hm) Restitution	PR	C	-0-	-0-
9	(i) Related services	PR	A	15,200	15,200
10	(j) Electronic processing	PR	C	-0-	-0-
11	(jm) Telephone solicitation regulation	PR	C	693,200	693,200
12	(k) Computer system equipment,				
13	staff and services	PR-S	A	3,083,500	3,134,900
14	(kL) Central services	PR-S	C	703,600	703,600
15	(km) General laboratory services	PR-S	B	3,885,900	3,955,400
16	(ks) State services	PR-S	C	185,900	185,900
17	(m) Federal funds	PR-F	C	427,400	272,500
18	(pz) Indirect cost reimbursements	PR-F	C	1,900,900	1,900,900
19	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			6,409,700	6,429,000
	PROGRAM REVENUE			11,680,700	11,646,700
	FEDERAL			(2,328,300)	(2,173,400)
	OTHER			(1,493,500)	(1,493,500)
	SERVICE			(7,858,900)	(7,979,800)

SENATE BILL 59**SECTION 126**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021		
TOTAL-ALL SOURCES			18,090,400	18,075,700		
1	20.115 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUE			30,510,000	30,426,300		
PROGRAM REVENUE			39,895,100	39,682,500		
FEDERAL			(11,676,900)	(11,415,000)		
OTHER			(20,051,100)	(19,979,500)		
SERVICE			(8,167,100)	(8,288,000)		
SEGREGATED REVENUE			37,289,100	37,425,900		
OTHER			(37,289,100)	(37,425,900)		
TOTAL-ALL SOURCES			107,694,200	107,534,700		
2	20.144 Financial Institutions, Department of					
3	(1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REGULATION AND OTHER FUNCTIONS					
4	(a)	Losses on public deposits	GPR	S	-0-	-0-
5	(g)	General program operations	PR	A	18,021,100	18,043,400
6	(h)	Gifts, grants, settlements, and				
7		publications	PR	C	58,500	58,500
8	(i)	Investor education and training				
9		fund	PR	A	84,500	84,500
10	(j)	Payday loan database and				
11		financial literacy	PR	C	900,000	900,000
12	(m)	Credit union examinations,				
13		federal funds	PR-F	C	-0-	-0-
14	(u)	State deposit fund	SEG	S	-0-	-0-
15	(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUE			-0-	-0-		
PROGRAM REVENUE			19,064,100	19,086,400		
FEDERAL			(-0-)	(-0-)		
OTHER			(19,064,100)	(19,086,400)		
SEGREGATED REVENUE			-0-	-0-		
OTHER			(-0-)	(-0-)		
TOTAL-ALL SOURCES			19,064,100	19,086,400		

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(3) COLLEGE TUITION AND EXPENSES AND COLLEGE SAVINGS PROGRAMS				
2	(td) Administrative expenses; college				
3	tuition and expenses program	SEG	A	118,300	118,300
4	(th) Administrative expenses; college				
5	savings program trust fund	SEG	A	687,600	687,800
6		(3) PROGRAM TOTALS			
	SEGREGATED REVENUE			805,900	806,100
	OTHER			(805,900)	(806,100)
	TOTAL-ALL SOURCES			805,900	806,100
7		20.144 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			19,064,100	19,086,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(19,064,100)	(19,086,400)
	SEGREGATED REVENUE			805,900	806,100
	OTHER			(805,900)	(806,100)
	TOTAL-ALL SOURCES			19,870,000	19,892,500
8	20.145 Insurance, Office of the Commissioner of				
9	(1) SUPERVISION OF THE INSURANCE INDUSTRY				
10	(g) General program operations	PR	A	20,441,400	20,473,800
11	(gm) Gifts and grants	PR	C	-0-	-0-
12	(h) Holding company restructuring				
13	expenses	PR	C	-0-	-0-
14	(m) Federal funds	PR-F	C	-0-	-0-
15		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			20,441,400	20,473,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(20,441,400)	(20,473,800)
	TOTAL-ALL SOURCES			20,441,400	20,473,800
16	(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND				

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(a) Supplement for claims payable	GPR	S	-0-	-0-
2	(q) Interest earned on future medical				
3	expenses	SEG	S	-0-	-0-
4	(u) Administration	SEG	A	1,242,300	1,242,700
5	(um) Peer review council	SEG	A	146,400	146,500
6	(v) Specified responsibilities,				
7	investment board payments, and				
8	future medical expenses	SEG	C	54,150,400	54,150,400
9		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			55,539,100	55,539,600
	OTHER			(55,539,100)	(55,539,600)
	TOTAL-ALL SOURCES			55,539,100	55,539,600
10	(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND				
11	(u) Administration	SEG	A	-0-	-0-
12	(v) Specified payments, fire dues and				
13	reinsurance	SEG	C	500,000	500,000
14		(3) PROGRAM TOTALS			
	SEGREGATED REVENUE			500,000	500,000
	OTHER			(500,000)	(500,000)
	TOTAL-ALL SOURCES			500,000	500,000
15	(4) STATE LIFE INSURANCE FUND				
16	(u) Administration	SEG	A	680,800	681,200
17	(v) Specified payments and losses	SEG	C	4,493,000	4,493,000
18		(4) PROGRAM TOTALS			
	SEGREGATED REVENUE			5,173,800	5,174,200
	OTHER			(5,173,800)	(5,174,200)
	TOTAL-ALL SOURCES			5,173,800	5,174,200

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(5) WISCONSIN HEALTHCARE STABILITY PLAN				
2	(b) Reinsurance plan; state subsidy	GPR	S	-0-	72,273,700
3	(m) Federal funds; reinsurance plan	PR-F	C	-0-	127,726,300
4		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	72,273,700
	PROGRAM REVENUE			-0-	127,726,300
	FEDERAL			(-0-)	(127,726,300)
	TOTAL-ALL SOURCES			-0-	200,000,000
5		20.145 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			-0-	72,273,700
	PROGRAM REVENUE			20,441,400	148,200,100
	FEDERAL			(-0-)	(127,726,300)
	OTHER			(20,441,400)	(20,473,800)
	SEGREGATED REVENUE			61,212,900	61,213,800
	OTHER			(61,212,900)	(61,213,800)
	TOTAL-ALL SOURCES			81,654,300	281,687,600
6	20.155 Public Service Commission				
7	(1) REGULATION OF PUBLIC UTILITIES				
8	(g) Utility regulation	PR	A	15,025,800	15,063,800
9	(gg) High-voltage transmission line				
10	annual impact fee distributions	PR	C	-0-	-0-
11	(gr) High-voltage transmission line				
12	environmental impact fee				
13	distributions	PR	C	-0-	-0-
14	(h) Holding company and nonutility				
15	affiliate regulation	PR	C	722,300	722,300
16	(i) Relay service	PR	A	2,866,600	2,866,600
17	(j) Intervenor financing and grants	PR	B	1,042,500	1,042,500
18	(L) Stray voltage program	PR	A	308,700	308,700

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(Lb) Gifts for stray voltage program	PR	C	-0-	-0-
2	(Lm) Consumer education and				
3	awareness	PR	C	-0-	-0-
4	(m) Federal funds	PR-F	C	1,473,300	1,048,300
5	(n) Indirect costs reimbursement	PR-F	C	50,000	50,000
6	(q) Universal telecommunications				
7	service; broadband service	SEG	A	5,940,000	5,940,000
8	(r) Nuclear waste escrow fund	SEG	S	-0-	-0-
9		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			21,489,200	21,102,200
	FEDERAL			(1,523,300)	(1,098,300)
	OTHER			(19,965,900)	(20,003,900)
	SEGREGATED REVENUE			5,940,000	5,940,000
	OTHER			(5,940,000)	(5,940,000)
	TOTAL-ALL SOURCES			27,429,200	27,042,200
10	(2) OFFICE OF THE COMMISSIONER OF RAILROADS				
11	(g) Railroad and water carrier				
12	regulation and general program				
13	operations	PR	A	601,900	602,700
14	(m) Railroad and water carrier				
15	regulation; federal funds	PR-F	C	-0-	-0-
16		(2) PROGRAM TOTALS			
	PROGRAM REVENUE			601,900	602,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(601,900)	(602,700)
	TOTAL-ALL SOURCES			601,900	602,700
17	(3) AFFILIATED GRANT PROGRAMS				
18	(a) Broadband expansion grants;				
19	general purpose revenue	GPR	B	30,400,000	20,000,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(r) Broadband expansion grants;				
2	transfers	SEG-S	C	6,900,000	17,300,000
3	(rm) Broadband grants; other funding	SEG	C	-0-	-0-
4	(s) Energy efficiency and renewable				
5	resource programs	SEG	A	398,800	398,800
6	(t) Police and fire protection fee				
7	administration	SEG	A	166,600	166,600
8		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			30,400,000	20,000,000
	SEGREGATED REVENUE			7,465,400	17,865,400
	OTHER			(565,400)	(565,400)
	SERVICE			(6,900,000)	(17,300,000)
	TOTAL-ALL SOURCES			37,865,400	37,865,400
9		20.155 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			30,400,000	20,000,000
	PROGRAM REVENUE			22,091,100	21,704,900
	FEDERAL			(1,523,300)	(1,098,300)
	OTHER			(20,567,800)	(20,606,600)
	SEGREGATED REVENUE			13,405,400	23,805,400
	OTHER			(6,505,400)	(6,505,400)
	SERVICE			(6,900,000)	(17,300,000)
	TOTAL-ALL SOURCES			65,896,500	65,510,300
10	20.165 Safety and Professional Services, Department of				
11	(1) PROFESSIONAL REGULATION AND ADMINISTRATIVE SERVICES				
12	(a) General program operations -				
13	executive and administrative				
14	services	GPR	A	-0-	-0-
15	(g) General program operations	PR	A	10,851,700	11,033,400
16	(gm) Applicant investigation				
17	reimbursement	PR	C	113,000	113,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(h) Technical assistance; nonstate				
2	agencies and organizations	PR	C	-0-	-0-
3	(hg) General program operations;				
4	medical examining board;				
5	interstate medical licensure				
6	compact; prescription drug				
7	monitoring program	PR	B	2,660,800	2,321,400
8	(i) Examinations; general program				
9	operations	PR	C	1,414,400	1,436,300
10	(im) Boxing and unarmed combat				
11	sports; enforcement	PR	C	-0-	-0-
12	(jm) Nursing workforce survey				
13	administration	PR	B	9,000	9,000
14	(jr) Proprietary school programs	PR	A	763,400	818,600
15	(jt) Student protection	PR	C	56,600	56,600
16	(jv) Closed schools; preservation of				
17	student records	PR	C	12,100	12,100
18	(k) Technical assistance; state				
19	agencies	PR-S	C	-0-	-0-
20	(ka) Sale of materials and services -				
21	local assistance	PR-S	C	-0-	-0-
22	(kb) Sale of materials and services -				
23	individuals and organizations	PR-S	C	-0-	-0-
24	(kc) Sale of materials or services	PR-S	C	35,600	35,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ke) Transfer of unappropriated				
2	balances	PR-S	C	-0-	-0-
3	(m) Federal funds	PR-F	C	206,500	59,600
4	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
5	(o) Federal aid, individuals and				
6	organizations	PR-F	C	-0-	-0-
7	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
8	(s) Wholesale drug distributor				
9	bonding	SEG	C	-0-	-0-
10		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			16,123,100	15,895,600
	FEDERAL			(206,500)	(59,600)
	OTHER			(15,881,000)	(15,800,400)
	SERVICE			(35,600)	(35,600)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			16,123,100	15,895,600
11	(2) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
12	(a) General program operations	GPR	A	-0-	-0-
13	(g) Gifts and grants	PR	C	-0-	-0-
14	(ga) Publications and seminars	PR	C	21,000	21,000
15	(gb) Local agreements	PR	C	-0-	-0-
16	(h) Local energy resource system fees	PR	A	-0-	-0-
17	(j) Safety and building operations	PR	A	17,985,000	17,283,100
18	(ka) Interagency agreements	PR-S	C	136,800	136,800
19	(kd) Administrative services	PR-S	A	2,309,400	2,312,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ke) Private on-site wastewater				
2	treatment system replacement				
3	and rehabilitation	PR	C	840,000	840,000
4	(ks) Data processing	PR-S	C	-0-	-0-
5	(L) Fire dues distribution	PR	C	20,530,000	20,530,000
6	(La) Fire prevention and fire dues				
7	administration	PR	A	769,300	769,300
8	(m) Federal funds	PR-F	C	456,800	456,800
9	(ma) Federal aid - program				
10	administration	PR-F	C	-0-	-0-
11	(q) Groundwater - standards;				
12	implementation	SEG	A	-0-	-0-
13		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			43,048,300	42,349,700
	FEDERAL			(456,800)	(456,800)
	OTHER			(40,145,300)	(39,443,400)
	SERVICE			(2,446,200)	(2,449,500)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			43,048,300	42,349,700
14		20.165 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			59,171,400	58,245,300
	FEDERAL			(663,300)	(516,400)
	OTHER			(56,026,300)	(55,243,800)
	SERVICE			(2,481,800)	(2,485,100)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			59,171,400	58,245,300
15	20.190 State Fair Park Board				
16	(1) STATE FAIR PARK				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(c) Housing facilities principal				
2	repayment, interest and rebates	GPR	S	190,800	136,300
3	(d) Principal repayment and interest	GPR	S	2,652,500	2,387,700
4	(h) State fair operations	PR	C	18,218,600	18,366,700
5	(i) State fair capital expenses	PR	C	180,000	180,000
6	(j) State fair principal repayment,				
7	interest and rebates	PR	S	3,509,100	3,288,700
8	(jm) Gifts and grants	PR	C	-0-	-0-
9	(m) Federal funds	PR-F	C	-0-	-0-
10		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			2,843,300	2,524,000
	PROGRAM REVENUE			21,907,700	21,835,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(21,907,700)	(21,835,400)
	TOTAL-ALL SOURCES			24,751,000	24,359,400
11		20.190 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			2,843,300	2,524,000
	PROGRAM REVENUE			21,907,700	21,835,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(21,907,700)	(21,835,400)
	TOTAL-ALL SOURCES			24,751,000	24,359,400
12	20.192 Wisconsin Economic Development Corporation				
13	(1) PROMOTION OF ECONOMIC DEVELOPMENT				
14	(a) Operations and programs	GPR	S	12,627,300	12,693,600
15	(b) Talent attraction and retention				
16	initiatives	GPR	C	-0-	-0-
17	(m) Federal aids; programs	PR-F	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(r) Economic development fund;				
2	operations and programs	SEG	C	27,923,400	27,857,100
3	(s) Brownfield site assessment				
4	grants	SEG	B	1,000,000	1,000,000
5		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			12,627,300	12,693,600
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	SEGREGATED REVENUE			28,923,400	28,857,100
	OTHER			(28,923,400)	(28,857,100)
	TOTAL-ALL SOURCES			41,550,700	41,550,700
6		20.192 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			12,627,300	12,693,600
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	SEGREGATED REVENUE			28,923,400	28,857,100
	OTHER			(28,923,400)	(28,857,100)
	TOTAL-ALL SOURCES			41,550,700	41,550,700
7		Commerce			
8		FUNCTIONAL AREA TOTALS			
	GENERAL PURPOSE REVENUE			76,380,600	137,917,600
	PROGRAM REVENUE			182,570,800	308,754,600
	FEDERAL			(13,863,500)	(140,756,000)
	OTHER			(158,058,400)	(157,225,500)
	SERVICE			(10,648,900)	(10,773,100)
	SEGREGATED REVENUE			141,636,700	152,108,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(134,736,700)	(134,808,300)
	SERVICE			(6,900,000)	(17,300,000)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			400,588,100	598,780,500

Education9 **20.220 Wisconsin Artistic Endowment Foundation**

10 (1) SUPPORT OF THE ARTS

11 (a) Education and marketing GPR C -0- -0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(q) General program operations	SEG	A	-0-	-0-
2	(r) Support of the arts	SEG	C	-0-	-0-
3		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4		20.220 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
5	20.225 Educational Communications Board				
6	(1) INSTRUCTIONAL TECHNOLOGY				
7	(a) General program operations	GPR	A	3,159,100	3,162,200
8	(b) Energy costs; energy-related				
9	assessments	GPR	A	929,100	948,300
10	(c) Principal repayment and interest	GPR	S	2,605,600	2,405,600
11	(eg) Transmitter construction	GPR	C	-0-	-0-
12	(er) Transmitter operation	GPR	A	16,000	16,000
13	(g) Gifts, grants, contracts, leases,				
14	instructional material, and				
15	copyrights	PR	C	14,482,100	14,487,600
16	(i) Program revenue facilities;				
17	principal repayment, interest,				
18	and rebates	PR	S	12,500	900
19	(k) Funds received from other state				
20	agencies	PR-S	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(kb) Emergency weather warning				
2	system operation	PR-S	A	136,200	136,600
3	(m) Federal grants	PR-F	C	-0-	-0-
4		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			6,709,800	6,532,100
	PROGRAM REVENUE			14,630,800	14,625,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(14,494,600)	(14,488,500)
	SERVICE			(136,200)	(136,600)
	TOTAL-ALL SOURCES			21,340,600	21,157,200
5		20.225 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			6,709,800	6,532,100
	PROGRAM REVENUE			14,630,800	14,625,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(14,494,600)	(14,488,500)
	SERVICE			(136,200)	(136,600)
	TOTAL-ALL SOURCES			21,340,600	21,157,200
6	20.235 Higher Educational Aids Board				
7	(1) STUDENT SUPPORT ACTIVITIES				
8	(b) Wisconsin grants; private,				
9	nonprofit college students	GPR	B	29,929,900	31,426,400
10	(c) Dual enrollment credential grants	GPR	A	500,000	500,000
11	(cg) Nursing student loans	GPR	A	-0-	-0-
12	(cm) Nursing student loan program	GPR	A	445,500	445,500
13	(cr) Minority teacher loans	GPR	A	-0-	-0-
14	(ct) Teacher loan program	GPR	A	272,200	272,200
15	(cu) School leadership loan program	GPR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(cx) Loan program for teachers and				
2	orientation and mobility				
3	instructors of visually impaired				
4	pupils	GPR	A	99,000	99,000
5	(d) Dental education contract	GPR	A	1,733,000	1,733,000
6	(e) Minnesota-Wisconsin student				
7	reciprocity agreement	GPR	S	7,130,000	7,130,000
8	(fc) Independent student grants				
9	program	GPR	B	-0-	-0-
10	(fd) Talent incentive grants	GPR	B	4,458,800	4,458,800
11	(fe) Wisconsin grants; University of				
12	Wisconsin System students	GPR	B	64,988,900	68,238,300
13	(ff) Wisconsin grants; technical				
14	college students	GPR	B	24,120,300	25,326,300
15	(fg) Minority undergraduate retention				
16	grants program	GPR	B	819,000	819,000
17	(fj) Impaired student grants	GPR	B	122,600	122,600
18	(fm) Wisconsin covenant scholars				
19	grants	GPR	S	858,000	-0-
20	(fp) Primary care and psychiatry				
21	shortage grant program	GPR	C	-0-	-0-
22	(fw) Technical excellence higher				
23	education scholarships	GPR	S	890,000	890,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(fy) Academic excellence higher				
2	education scholarships	GPR	S	2,964,000	2,964,000
3	(fz) Remission of fees and				
4	reimbursement for veterans and				
5	dependents	GPR	B	6,496,700	6,496,700
6	(g) Student loans	PR	A	-0-	-0-
7	(gg) Nursing student loan repayments	PR	C	-0-	-0-
8	(gm) Indian student assistance;				
9	contributions	PR	C	-0-	-0-
10	(i) Gifts and grants	PR	C	-0-	-0-
11	(k) Indian student assistance	PR-S	B	779,700	779,700
12	(kc) Tribal college payments	PR-S	A	405,000	405,000
13	(km) Wisconsin grants; tribal college				
14	students	PR-S	B	505,900	531,200
15	(no) Federal aid; aids to individuals				
16	and organizations	PR-F	C	150,000	150,000
17		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			145,827,900	150,921,800
	PROGRAM REVENUE			1,840,600	1,865,900
	FEDERAL			(150,000)	(150,000)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,690,600)	(1,715,900)
	TOTAL-ALL SOURCES			147,668,500	152,787,700
18	(2) ADMINISTRATION				
19	(aa) General program operations	GPR	A	1,015,900	1,017,900
20	(bb) Student loan interest, loans sold				
21	or conveyed	GPR	S	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(bc) Write-off of uncollectible student				
2	loans	GPR	A	-0-	-0-
3	(bd) Purchase of defective student				
4	loans	GPR	S	-0-	-0-
5	(ga) Student interest payments	PR	C	900	900
6	(gb) Student interest payments, loans				
7	sold or conveyed	PR	C	-0-	-0-
8	(ia) Student loans; collection and				
9	administration	PR	C	-0-	-0-
10	(ja) Write-off of defaulted student				
11	loans	PR	A	-0-	-0-
12	(n) Federal aid; state operations	PR-F	C	-0-	-0-
13	(qa) Student loan revenue obligation				
14	repayment	SEG	C	-0-	-0-
15		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,015,900	1,017,900
	PROGRAM REVENUE			900	900
	FEDERAL			(-0-)	(-0-)
	OTHER			(900)	(900)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,016,800	1,018,800
16		20.235 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			146,843,800	151,939,700
	PROGRAM REVENUE			1,841,500	1,866,800
	FEDERAL			(150,000)	(150,000)
	OTHER			(900)	(900)
	SERVICE			(1,690,600)	(1,715,900)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			148,685,300	153,806,500

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	20.245 Historical Society				
2	(1) HISTORY SERVICES				
3	(a) General program operations	GPR	A	15,582,200	15,689,300
4	(b) Wisconsin Black Historical				
5	Society and Museum	GPR	A	84,500	84,500
6	(c) Energy costs; energy-related				
7	assessments	GPR	A	903,300	914,400
8	(e) Principal repayment, interest,				
9	and rebates	GPR	S	4,973,700	4,901,900
10	(h) Gifts, grants, and membership				
11	sales	PR	C	920,100	920,100
12	(j) Self-amortizing facilities;				
13	principal repayment, interest and				
14	rebates	PR	S	162,400	406,400
15	(k) Storage facility	PR-S	B	208,200	208,200
16	(km) Northern Great Lakes Center	PR-S	A	246,300	246,300
17	(ks) General program operations -				
18	service funds	PR-S	C	1,596,100	1,596,900
19	(kw) Records management - service				
20	funds	PR-S	C	261,900	261,900
21	(m) General program operations;				
22	federal funds	PR-F	C	1,281,500	1,281,600
23	(n) Federal aids	PR-F	C	-0-	-0-
24	(pz) Indirect cost reimbursements	PR-F	C	101,200	101,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(q) Endowment	SEG	C	613,800	613,800
2	(r) History preservation partnership				
3	trust fund	SEG	C	4,180,600	4,180,600
4	(y) Northern great lakes center;				
5	interpretive programming	SEG	A	66,100	66,100
6		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			21,543,700	21,590,100
	PROGRAM REVENUE			4,777,700	5,022,600
	FEDERAL			(1,382,700)	(1,382,800)
	OTHER			(1,082,500)	(1,326,500)
	SERVICE			(2,312,500)	(2,313,300)
	SEGREGATED REVENUE			4,860,500	4,860,500
	OTHER			(4,860,500)	(4,860,500)
	TOTAL-ALL SOURCES			31,181,900	31,473,200
7		20.245 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			21,543,700	21,590,100
	PROGRAM REVENUE			4,777,700	5,022,600
	FEDERAL			(1,382,700)	(1,382,800)
	OTHER			(1,082,500)	(1,326,500)
	SERVICE			(2,312,500)	(2,313,300)
	SEGREGATED REVENUE			4,860,500	4,860,500
	OTHER			(4,860,500)	(4,860,500)
	TOTAL-ALL SOURCES			31,181,900	31,473,200
8	20.250 Medical College of Wisconsin				
9	(1) TRAINING OF HEALTH PERSONNEL				
10	(a) Medical student tuition				
11	assistance	GPR	A	2,670,100	2,670,100
12	(b) Family medicine education	GPR	A	5,611,400	5,611,400
13	(c) Principal repayment, interest,				
14	and rebates; biomedical research				
15	and technology incubator	GPR	S	3,129,900	3,151,700
16	(e) Principal repayment and interest	GPR	S	474,300	554,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(k) Tobacco-related illnesses	PR-S	C	-0-	-0-
2		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			11,885,700	11,987,500
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			11,885,700	11,987,500
3	(2) RESEARCH				
4	(g) Cancer research	PR	C	247,500	247,500
5	(h) Prostate cancer research	PR	C	-0-	-0-
6		(2) PROGRAM TOTALS			
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	TOTAL-ALL SOURCES			247,500	247,500
7		20.250 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			11,885,700	11,987,500
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			12,133,200	12,235,000
8	20.255 Public Instruction, Department of				
9	(1) EDUCATIONAL LEADERSHIP				
10	(a) General program operations	GPR	A	12,669,500	12,914,000
11	(b) General program operations;				
12	Wisconsin Educational Services				
13	Program for the Deaf and Hard of				
14	Hearing and Wisconsin Center for				
15	the Blind and Visually Impaired	GPR	A	11,928,400	11,928,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(c) Energy costs; Wisconsin				
2	Educational Services Program for				
3	the Deaf and Hard of Hearing				
4	and Wisconsin Center for the				
5	Blind and Visually Impaired;				
6	energy-related assessments	GPR	A	551,100	562,000
7	(cm) Electric energy derived from				
8	renewable resources	GPR	A	14,500	14,500
9	(d) Principal repayment and interest	GPR	S	1,094,800	1,020,000
10	(dw) Pupil assessment	GPR	A	18,558,400	18,558,400
11	(e) Student information system, data				
12	collection and maintenance	GPR	C	3,400,000	3,400,000
13	(ee) Educator effectiveness evaluation				
14	system	GPR	A	973,300	973,300
15	(eg) Rural school teacher talent pilot				
16	program	GPR	A	500,000	500,000
17	(ek) Longitudinal data system, data				
18	collection and maintenance	GPR	A	3,488,100	3,488,100
19	(eL) WISElearn	GPR	A	1,359,000	1,359,000
20	(em) Academic and career planning	GPR	C	1,100,000	1,100,000
21	(ep) Mental health and school climate				
22	training programs and grants	GPR	A	3,000,000	3,000,000
23	(f) Assessments of reading readiness	GPR	A	2,151,000	2,151,000
24	(fm) Value-Added Research Center	GPR	A	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(fp) Study on school district				
2	reorganization; certain school				
3	districts	GPR	B	-0-	-0-
4	(g) Student activity therapy	PR	A	100	100
5	(gb) Wisconsin Educational Services				
6	Program for the Deaf and Hard of				
7	Hearing and Wisconsin Center for				
8	the Blind and Visually Impaired;				
9	nonresident fees	PR	C	-0-	-0-
10	(ge) Educator effectiveness evaluation				
11	system; fees	PR	C	4,309,500	4,309,500
12	(gL) Wisconsin Educational Services				
13	Program for the Deaf and Hard of				
14	Hearing and Wisconsin Center for				
15	the Blind and Visually Impaired;				
16	leasing of space	PR	C	2,000	2,000
17	(gs) Wisconsin Educational Services				
18	Program for the Deaf and Hard of				
19	Hearing and Wisconsin Center for				
20	the Blind and Visually Impaired;				
21	services	PR	C	7,000	7,000
22	(gt) Wisconsin Educational Services				
23	Program for the Deaf and Hard of				
24	Hearing and Wisconsin Center for				
25	the Blind and Visually Impaired;				
26	pupil transportation	PR	A	1,210,000	1,210,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(he) Student information system; fees	PR	C	-0-	-0-
2	(hg) Personnel licensure, teacher				
3	supply, information and analysis				
4	and teacher improvement	PR	A	3,651,400	3,651,400
5	(hj) General educational development				
6	and high school graduation				
7	equivalency	PR	C	155,500	155,500
8	(hm) Services for drivers	PR-S	A	149,100	149,100
9	(i) Publications	PR	C	148,000	148,000
10	(im) Library products and services	PR	C	141,100	141,100
11	(j) Milwaukee Parental Choice				
12	Program and the parental choice				
13	program for eligible school				
14	districts and other school				
15	districts; financial audits	PR	C	141,900	141,900
16	(jg) School lunch handling charges	PR	A	10,102,500	10,102,500
17	(jm) Professional services center				
18	charges	PR	A	106,300	106,300
19	(jr) Gifts, grants and trust funds	PR	C	1,500,000	1,500,000
20	(jz) School district boundary appeal				
21	proceedings	PR	C	10,000	10,000
22	(kd) Alcohol and other drug abuse				
23	program	PR-S	A	618,900	618,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ke) Funds transferred from other				
2	state agencies; program				
3	operations	PR-S	C	2,820,600	2,820,600
4	(km) State agency library processing				
5	center	PR-S	A	8,100	8,100
6	(ks) Data processing	PR-S	C	9,191,700	9,191,700
7	(kt) Tribal language revitalization				
8	grant program operations	PR-S	A	-0-	100,000
9	(me) Federal aids; program operations	PR-F	C	51,627,300	51,390,100
10	(pz) Indirect cost reimbursements	PR-F	C	4,850,500	4,699,700
11	(q) Digital learning collaborative	SEG	A	1,000,000	1,000,000
12		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			60,788,100	60,968,700
	PROGRAM REVENUE			90,751,500	90,463,500
	FEDERAL			(56,477,800)	(56,089,800)
	OTHER			(21,485,300)	(21,485,300)
	SERVICE			(12,788,400)	(12,888,400)
	SEGREGATED REVENUE			1,000,000	1,000,000
	OTHER			(1,000,000)	(1,000,000)
	TOTAL-ALL SOURCES			152,539,600	152,432,200
13	(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
14	(ac) General equalization aids	GPR	A	4,936,848,000	5,080,000,000
15	(ad) Supplemental aid	GPR	A	100,000	100,000
16	(ae) Sparsity aid	GPR	A	25,213,900	35,000,000
17	(af) Belmont school library aid	GPR	A	-0-	-0-
18	(ag) Hold harmless aid	GPR	S	-0-	7,500,000
19	(ah) Mathematics partnership grant	GPR	A	-0-	10,000,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(aq) Per pupil aid	GPR	S	545,700,000	543,800,000
2	(ar) Low revenue adjustment aid	GPR	A	-0-	-0-
3	(aw) Personal electronic computing				
4	devices; grant program	GPR	A	9,187,500	-0-
5	(az) Special Needs Scholarship				
6	Program	GPR	S	12,694,000	12,253,300
7	(b) Aids for special education and				
8	school age parents programs	GPR	A	444,000,000	900,000,000
9	(bb) Aid for high poverty school				
10	districts	GPR	A	16,830,000	-0-
11	(bc) Aid for children-at-risk programs	GPR	A	-0-	-0-
12	(bd) Additional special education aid	GPR	S	9,353,800	9,353,800
13	(be) Supplemental special education				
14	aid	GPR	A	1,750,000	-0-
15	(bf) Aid for special education				
16	transition grants	GPR	A	3,600,000	3,600,000
17	(bg) Special education transition				
18	readiness grants	GPR	A	5,000,000	5,000,000
19	(bh) Aid to county children with				
20	disabilities education boards	GPR	A	4,067,300	4,067,300
21	(br) School district consolidation aid	GPR	S	-0-	-0-
22	(bs) School district consolidation				
23	grants	GPR	A	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(cb) Bilingual-bicultural education;				
2	grants	GPR	A	-0-	2,500,000
3	(cc) Bilingual-bicultural education				
4	aids	GPR	A	17,100,000	35,400,000
5	(cd) Bilingual-bicultural education				
6	supplemental aid	GPR	A	-0-	2,400,000
7	(ce) Bilingual-bicultural education;				
8	targeted aid	GPR	A	-0-	3,400,000
9	(cg) Tuition payments; full-time open				
10	enrollment transfer payments	GPR	A	8,242,900	8,242,900
11	(ck) Career and technical education				
12	incentive grants	GPR	A	3,500,000	3,500,000
13	(cL) Technical education equipment				
14	grants	GPR	A	500,000	500,000
15	(cm) Reimbursement for school				
16	breakfast programs	GPR	C	5,300,000	5,400,000
17	(cn) Aids for school lunches and				
18	nutritional improvement	GPR	A	4,218,100	4,218,100
19	(co) Water filtration grants	GPR	A	250,000	250,000
20	(cp) Wisconsin school day milk				
21	program	GPR	A	1,000,000	1,000,000
22	(cq) High cost transportation aid	GPR	A	12,700,000	15,000,000
23	(cr) Aid for pupil transportation	GPR	A	24,000,000	24,000,000
24	(cs) Aid for debt service	GPR	A	133,700	133,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(cu) Achievement gap reduction				
2	contracts	GPR	A	109,184,500	109,184,500
3	(cv) Driver education aid	GPR	A	-0-	2,000,000
4	(cy) Aid for transportation; open				
5	enrollment program	GPR	A	454,200	454,200
6	(da) Aid for school mental health				
7	programs	GPR	A	25,000,000	25,000,000
8	(dg) School performance improvement				
9	grants	GPR	A	3,690,600	-0-
10	(dh) Community engagement grants;				
11	urban school districts	GPR	A	1,000,000	1,000,000
12	(di) Principal training and support;				
13	urban school districts	GPR	A	250,000	250,000
14	(dj) Summer school grants; urban				
15	school districts	GPR	A	5,000,000	5,000,000
16	(dk) After-school and				
17	out-of-school-time programs;				
18	grants	GPR	B	10,000,000	10,000,000
19	(dm) Early childhood education grants;				
20	urban school districts	GPR	A	-0-	5,000,000
21	(dp) Four-year-old kindergarten				
22	grants	GPR	A	1,350,000	1,350,000
23	(dr) Robotics league participation				
24	grants	GPR	A	500,000	500,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ds) STEM grants	GPR	B	-0-	-0-
2	(dt) School-based mental health				
3	services grants	GPR	C	10,250,000	10,250,000
4	(eh) Head start supplement	GPR	A	6,264,100	6,264,100
5	(ej) Minority teacher grant program	GPR	A	500,000	500,000
6	(ek) Educator effectiveness evaluation				
7	system; grants to school districts	GPR	A	5,746,000	5,746,000
8	(em) Grants for teacher development,				
9	training, and recruitment	GPR	A	750,000	750,000
10	(f) School safety	GPR	C	-0-	-0-
11	(fg) Aid for cooperative educational				
12	service agencies	GPR	A	-0-	-0-
13	(fk) Grant program for peer review				
14	and mentoring	GPR	A	1,606,700	1,606,700
15	(fm) Charter schools	GPR	S	76,019,400	82,830,500
16	(fp) Charter schools; office of				
17	educational opportunity	GPR	S	3,192,500	4,434,800
18	(fq) Charter schools; office of				
19	educational opportunity recovery				
20	charter schools	GPR	S	122,800	122,800
21	(fr) Parental choice program for				
22	eligible school districts and other				
23	school districts	GPR	S	106,604,300	111,239,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(fu) Milwaukee parental choice				
2	program	GPR	S	232,981,200	245,430,700
3	(fv) Milwaukee Parental Choice				
4	Program and the parental choice				
5	program for eligible school				
6	districts and other school				
7	districts; transfer pupils	GPR	S	-0-	-0-
8	(fy) Grants to support gifted and				
9	talented pupils	GPR	A	1,000,000	1,000,000
10	(k) Funds transferred from other				
11	state agencies; local aids	PR-S	C	11,500,000	11,500,000
12	(kd) Aid for alcohol and other drug				
13	abuse programs	PR-S	A	1,284,700	1,284,700
14	(km) Tribal language revitalization				
15	grants	PR-S	A	222,800	485,000
16	(m) Federal aids; local aid	PR-F	C	760,633,500	760,633,500
17	(s) School library aids	SEG	C	37,900,000	38,800,000
18		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			6,692,755,500	7,346,532,500
	PROGRAM REVENUE			773,641,000	773,903,200
	FEDERAL			(760,633,500)	(760,633,500)
	SERVICE			(13,007,500)	(13,269,700)
	SEGREGATED REVENUE			37,900,000	38,800,000
	OTHER			(37,900,000)	(38,800,000)
	TOTAL-ALL SOURCES			7,504,296,500	8,159,235,700
19	(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				
20	(b) Adult literacy grants	GPR	A	83,200	83,200

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(c) Grants for national teacher				
2	certification or master educator				
3	licensure	GPR	S	3,481,200	3,562,900
4	(ck) Career and technical education				
5	completion awards	GPR	S	-0-	-0-
6	(d) Elks and Easter Seals Center for				
7	Respite and Recreation	GPR	A	73,900	73,900
8	(dn) Project Lead the Way grants	GPR	A	-0-	-0-
9	(eb) Grants for bullying prevention	GPR	A	150,000	150,000
10	(eg) Milwaukee Public Museum	GPR	A	42,200	42,200
11	(f) Interstate compact on educational				
12	opportunity for military children	GPR	S	900	900
13	(fa) Very special arts	GPR	A	100,000	100,000
14	(fc) College Possible, Inc.	GPR	A	500,000	500,000
15	(fg) Special Olympics	GPR	A	100,000	100,000
16	(fr) Wisconsin Reading Corps	GPR	A	700,000	700,000
17	(fz) Precollege scholarships	GPR	A	1,931,500	1,931,500
18	(ge) Special Olympics Wisconsin	PR	C	-0-	-0-
19	(mm) Federal funds; local assistance	PR-F	C	1,300,000	1,300,000
20	(ms) Federal funds; individuals and				
21	organizations	PR-F	C	62,868,500	62,868,500
22	(q) Periodical and reference				
23	information databases; Newslite				
24	for the Blind	SEG	A	2,937,500	3,283,300

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(qm) Aid to public library systems	SEG	A	17,513,100	19,013,100
2	(r) Library service contracts	SEG	A	1,307,500	1,342,400
3		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			7,162,900	7,244,600
	PROGRAM REVENUE			64,168,500	64,168,500
	FEDERAL			(64,168,500)	(64,168,500)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			21,758,100	23,638,800
	OTHER			(21,758,100)	(23,638,800)
	TOTAL-ALL SOURCES			93,089,500	95,051,900
4		20.255 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			6,760,706,500	7,414,745,800
	PROGRAM REVENUE			928,561,000	928,535,200
	FEDERAL			(881,279,800)	(880,891,800)
	OTHER			(21,485,300)	(21,485,300)
	SERVICE			(25,795,900)	(26,158,100)
	SEGREGATED REVENUE			60,658,100	63,438,800
	OTHER			(60,658,100)	(63,438,800)
	TOTAL-ALL SOURCES			7,749,925,600	8,406,719,800
5	20.285 University of Wisconsin System				
6	(1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE				
7	(a) General program operations	GPR	B	920,580,800	942,958,600
8	(am) Electric energy derived from				
9	renewable resources	GPR	A	4,367,000	4,367,000
10	(b) Tommy G. Thompson Center on				
11	Public Leadership	GPR	A	1,515,000	1,515,000
12	(c) Graduate psychiatric nursing				
13	education	GPR	A	250,000	250,000
14	(d) Principal repayment and interest	GPR	S	219,279,500	219,048,000
15	(e) Grants to meet emergency				
16	financial need	GPR	C	130,000	130,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(f) Nurse educators	GPR	C	10,000,000	-0-
2	(fd) State laboratory of hygiene;				
3	general program operations	GPR	A	11,499,800	11,541,800
4	(fj) Veterinary diagnostic laboratory	GPR	A	5,168,000	5,168,000
5	(gb) General program operations	PR	C	2,599,050,900	2,599,050,900
6	(ge) Gifts and nonfederal grants and				
7	contracts	PR	C	613,881,000	613,881,000
8	(gj) Self-amortizing facilities				
9	principal and interest	PR	S	159,433,000	163,467,500
10	(i) State laboratory of hygiene	PR	C	20,888,100	20,888,100
11	(ia) State laboratory of hygiene,				
12	drivers	PR-S	C	1,619,200	1,619,200
13	(je) Veterinary diagnostic laboratory;				
14	fees	PR	C	4,445,100	4,445,100
15	(k) Funds transferred from other				
16	state agencies	PR-S	C	37,832,300	37,832,300
17	(kg) Veterinary diagnostic laboratory;				
18	state agencies	PR-S	C	-0-	-0-
19	(Li) General fund interest	PR	C	-0-	-0-
20	(m) Federal aid	PR-F	C	1,727,586,000	1,727,586,000
21	(mc) Veterinary diagnostic laboratory;				
22	federal funds	PR-F	C	193,300	193,300
23	(q) Telecommunications services	SEG	A	1,054,800	1,054,800

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(qe) Rural physician residency				
2	assistance program	SEG	B	859,200	859,200
3	(qj) Physician and dentist and health				
4	care provider loan assistance				
5	programs; critical access hospital				
6	assessment fund	SEG	B	310,000	310,000
7	(qm) Grants for forestry programs	SEG	A	136,700	136,700
8	(qr) Discovery farm grants	SEG	A	252,700	252,700
9	(rm) Environmental program grants				
10	and scholarships; Wisconsin				
11	Merit scholarships	SEG	C	304,800	304,800
12	(rs) Environmental education grants	SEG	A	250,000	250,000
13	(sp) Wisconsin Institute for				
14	Sustainable Technology	SEG	A	-0-	-0-
15	(u) Trust fund income	SEG	C	29,938,100	29,938,100
16	(w) Trust fund operations	SEG	C	-0-	-0-
17		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,172,790,100	1,184,978,400
	PROGRAM REVENUE			5,164,928,900	5,168,963,400
	FEDERAL			(1,727,779,300)	(1,727,779,300)
	OTHER			(3,397,698,100)	(3,401,732,600)
	SERVICE			(39,451,500)	(39,451,500)
	SEGREGATED REVENUE			33,106,300	33,106,300
	OTHER			(33,106,300)	(33,106,300)
	TOTAL-ALL SOURCES			6,370,825,300	6,387,048,100
18		20.285 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			1,172,790,100	1,184,978,400
	PROGRAM REVENUE			5,164,928,900	5,168,963,400
	FEDERAL			(1,727,779,300)	(1,727,779,300)
	OTHER			(3,397,698,100)	(3,401,732,600)
	SERVICE			(39,451,500)	(39,451,500)

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	SEGREGATED REVENUE			33,106,300	33,106,300
	OTHER			(33,106,300)	(33,106,300)
	TOTAL-ALL SOURCES			6,370,825,300	6,387,048,100
1	20.292 Technical College System Board				
2	(1) TECHNICAL COLLEGE SYSTEM				
3	(a) General program operations	GPR	A	2,944,400	2,950,400
4	(am) Fee remissions	GPR	A	14,200	14,200
5	(d) State aid for technical colleges;				
6	statewide guide	GPR	A	94,534,900	100,534,900
7	(dp) Property tax relief aid	GPR	S	406,000,000	406,000,000
8	(e) Grants to meet emergency				
9	financial need	GPR	C	320,000	320,000
10	(f) Grants to district boards	GPR	C	21,874,200	21,874,200
11	(g) Text materials	PR	A	115,500	115,500
12	(ga) Auxiliary services	PR	C	15,200	15,200
13	(gm) Fire schools; state operations	PR	A	411,200	412,600
14	(gr) Fire schools; local assistance	PR	A	600,000	600,000
15	(h) Gifts and grants	PR	C	20,600	20,600
16	(hm) Truck driver training	PR-S	C	150,000	150,000
17	(i) Conferences	PR	C	72,600	72,600
18	(j) Personnel certification	PR	A	268,200	268,200
19	(k) Gifts and grants	PR	C	30,200	30,200
20	(ka) Interagency projects; local				
21	assistance	PR-S	A	2,000,000	2,000,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(kb) Interagency projects; state				
2	operations	PR-S	A	243,700	243,700
3	(kd) Transfer of Indian gaming				
4	receipts; work-based learning				
5	programs	PR-S	A	594,000	594,000
6	(km) Master logger apprenticeship				
7	grants	PR-S	C	-0-	-0-
8	(kx) Interagency and intra-agency				
9	programs	PR-S	C	57,900	57,900
10	(L) Services for district boards	PR	A	46,800	46,800
11	(m) Federal aid, state operations	PR-F	C	3,582,800	3,588,800
12	(n) Federal aid, local assistance	PR-F	C	28,424,300	28,424,300
13	(o) Federal aid, aids to individuals				
14	and organizations	PR-F	C	800,000	800,000
15	(pz) Indirect cost reimbursements	PR-F	C	196,000	196,000
16	(q) Agricultural education consultant	GPR	A	71,600	71,600
17	(r) Veteran grant jobs pilot program	SEG	A	-0-	-0-
18		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			525,759,300	531,765,300
	PROGRAM REVENUE			37,629,000	37,636,400
	FEDERAL			(33,003,100)	(33,009,100)
	OTHER			(1,580,300)	(1,581,700)
	SERVICE			(3,045,600)	(3,045,600)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			563,388,300	569,401,700
19	(2) EDUCATIONAL APPROVAL BOARD				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(g) Proprietary school programs	PR	A	-0-	-0-
2	(gm) Student protection	PR	C	-0-	-0-
3	(i) Closed schools; preservation of				
4	student records	PR	C	-0-	-0-
5		(2) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
6		20.292 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			525,759,300	531,765,300
	PROGRAM REVENUE			37,629,000	37,636,400
	FEDERAL			(33,003,100)	(33,009,100)
	OTHER			(1,580,300)	(1,581,700)
	SERVICE			(3,045,600)	(3,045,600)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			563,388,300	569,401,700
7		Education			
8		FUNCTIONAL AREA TOTALS			
	GENERAL PURPOSE REVENUE			8,646,238,900	9,323,538,900
	PROGRAM REVENUE			6,152,616,400	6,156,897,000
	FEDERAL			(2,643,594,900)	(2,643,213,000)
	OTHER			(3,436,589,200)	(3,440,863,000)
	SERVICE			(72,432,300)	(72,821,000)
	SEGREGATED REVENUE			98,624,900	101,405,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(98,624,900)	(101,405,600)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			14,897,480,200	15,581,841,500

Environmental Resources

9	20.320 Environmental Improvement Program				
10	(1) CLEAN WATER FUND PROGRAM OPERATIONS				
11	(a) Environmental aids - clean water				
12	fund program	GPR	A	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(c) Principal repayment and interest				
2	- clean water fund program	GPR	S	8,280,200	5,988,800
3	(r) Clean water fund program				
4	repayment of revenue obligations	SEG	S	-0-	-0-
5	(s) Clean water fund program				
6	financial assistance	SEG	S	-0-	-0-
7	(sm) Land recycling loan program				
8	financial assistance	SEG	S	-0-	-0-
9	(t) Principal repayment and interest				
10	- clean water fund program bonds	SEG	A	8,000,000	8,000,000
11	(u) Principal repayment and interest				
12	- clean water fund program				
13	revenue obligation repayment	SEG	C	-0-	-0-
14	(x) Clean water fund program				
15	financial assistance; federal	SEG-F	C	-0-	-0-
16		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			8,280,200	5,988,800
	SEGREGATED REVENUE			8,000,000	8,000,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,000,000)	(8,000,000)
	TOTAL-ALL SOURCES			16,280,200	13,988,800
17	(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
18	(c) Principal repayment and interest				
19	- safe drinking water loan				
20	program	GPR	S	4,971,300	4,950,100
21	(q) Safe drinking water loan program				
22	revenue obligation funding	SEG-S	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(r) Safe drinking water loan program				
2	repayment of revenue obligations	SEG	S	-0-	-0-
3	(s) Safe drinking water loan				
4	programs financial assistance	SEG	S	-0-	-0-
5	(u) Principal repayment and interest				
6	- safe drinking water loan				
7	program revenue obligation				
8	repayment	SEG	C	-0-	-0-
9	(x) Safe drinking water loan				
10	programs financial assistance;				
11	federal	SEG-F	C	-0-	-0-
12		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			4,971,300	4,950,100
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,971,300	4,950,100
13		20.320 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			13,251,500	10,938,900
	SEGREGATED REVENUE			8,000,000	8,000,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,000,000)	(8,000,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			21,251,500	18,938,900
14	20.360 Lower Wisconsin State Riverway Board				
15	(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
16	(g) Gifts and grants	PR	C	-0-	-0-
17	(q) General program operations -				
18	conservation fund	SEG	A	247,300	247,300
19		(1) PROGRAM TOTALS			

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			247,300	247,300
	OTHER			(247,300)	(247,300)
	TOTAL-ALL SOURCES			247,300	247,300
1		20.360 DEPARTMENT TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			247,300	247,300
	OTHER			(247,300)	(247,300)
	TOTAL-ALL SOURCES			247,300	247,300
2	20.370 Natural Resources, Department of				
3	(1) FISH, WILDLIFE, AND PARKS				
4	(ea) Parks - general program				
5	operations	GPR	A	-0-	-0-
6	(eq) Parks and forests - operation and				
7	maintenance	SEG	S	-0-	-0-
8	(er) Parks - campground reservation				
9	fees	SEG	C	1,250,000	1,250,000
10	(es) Parks - interpretive programs				
11	(fb) Endangered resources - general				
12	program operations	GPR	A	-0-	-0-
13	(fc) Endangered resources -				
14	Wisconsin stewardship program	GPR	A	-0-	-0-
15	(fd) Endangered resources - natural				
16	heritage inventory program	GPR	A	308,700	308,700
17	(fe) Endangered resources - general				
18	fund	GPR	S	500,000	500,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(fs) Endangered resources -				
2	voluntary payments; sales, leases,				
3	and fees	SEG	C	883,600	883,600
4	(ft) Endangered resources -				
5	application fees	SEG	C	-0-	-0-
6	(fu) Endangered resources program -				
7	gifts and grants; sale of				
8	state-owned lands	SEG	C	-0-	-0-
9	(gb) Education programs - program				
10	fees	PR	B	94,600	94,600
11	(gh) Horicon Marsh education and				
12	visitor center - program fees	PR	C	-0-	-0-
13	(gt) Habitat conservation plan fees	SEG	C	9,900	9,900
14	(hc) Indemnification agreements	GPR	S	-0-	-0-
15	(hk) Elk management	PR-S	A	125,700	125,700
16	(hq) Elk hunting fees	SEG	C	-0-	-0-
17	(hr) Pheasant restoration	SEG	C	236,700	236,700
18	(hs) Chronic wasting disease				
19	management	SEG	A	-0-	-0-
20	(ht) Wild turkey restoration	SEG	C	777,000	777,000
21	(hu) Wetlands habitat improvement	SEG	C	357,600	357,600
22	(hv) Aquatic and terrestrial resources				
23	inventory	SEG	A	121,600	121,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(hw) Pheasant stocking and				
2	propagation	SEG	C	458,200	458,200
3	(hx) Bonus deer permit fees; chronic				
4	wasting disease	SEG	C	-0-	-0-
5	(iu) Gravel pit reclamation	SEG	C	-0-	-0-
6	(jr) Rental property and equipment -				
7	maintenance and replacement	SEG	C	271,800	271,800
8	(kb) Walleye production; contracts	GPR	A	500,000	500,000
9	(kc) Sea lamprey control	GPR	C	-0-	-0-
10	(kg) Walleye production; revenue	PR	C	-0-	-0-
11	(kk) Fishery resources for ceded				
12	territories	PR-S	A	165,900	165,900
13	(kq) Taxes and assessments;				
14	conservation fund	SEG	A	297,000	297,000
15	(kr) Commercial fish protection and				
16	Great Lakes resource surcharges	SEG	C	25,000	25,000
17	(kt) Great Lakes vessel rental costs	SEG	C	-0-	-0-
18	(ku) Great Lakes trout and salmon	SEG	C	1,613,100	1,613,100
19	(kv) Trout habitat improvement	SEG	C	1,410,800	1,410,800
20	(kw) Sturgeon stock and habitat	SEG	C	196,100	196,100
21	(ky) Sturgeon stock and habitat -				
22	inland waters	SEG	C	58,100	58,100
23	(Lk) Reintroduction of whooping				
24	cranes	PR-S	A	80,700	80,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(Lq) Trapper education program	SEG	C	48,400	48,400
2	(Lr) Beaver control; fish and wildlife				
3	account	SEG	C	36,200	36,200
4	(Ls) Control of wild animals	SEG	C	290,200	290,200
5	(Lt) Wildlife management	SEG	A	-0-	-0-
6	(Lu) Fish and wildlife habitat	SEG	S	-0-	-0-
7	(Lv) Deer management assistance				
8	program	SEG	C	-0-	-0-
9	(ma) General program operations -				
10	state funds	GPR	A	1,315,100	1,315,100
11	(mi) General program operations -				
12	private and public sources	PR	C	653,400	653,400
13	(mk) General program operations -				
14	service funds	PR-S	C	282,500	282,500
15	(mm) General program operations -				
16	federal funds	PR-F	C	236,700	236,700
17	(mq) General program operations -				
18	state snowmobile trails and areas	SEG	A	211,100	211,100
19	(mr) General program operations -				
20	state utility terrain vehicle				
21	projects	SEG	A	16,900	16,900
22	(ms) General program operations -				
23	state all-terrain vehicle projects	SEG	A	310,500	310,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(mt) Land preservation and				
2	management - endowment fund	SEG	S	-0-	-0-
3	(mu) General program operations -				
4	state funds	SEG	A	-0-	-0-
5	Fish, wildlife and parks program				
6	management	SEG	A	952,100	952,100
7	Wildlife management	SEG	A	12,005,400	12,005,400
8	Southern forests	SEG	A	5,121,100	5,121,100
9	Parks and recreation	SEG	A	17,016,600	17,016,600
10	Natural Heritage Conservation	SEG	A	982,400	982,400
11	Fisheries management	SEG	A	15,919,600	15,919,600
12	Recreation and property				
13	management	SEG	A	4,984,700	4,984,700
14	NET APPROPRIATION			56,981,900	56,981,900
15	(my) General program operations -				
16	federal funds	SEG-F	C	-0-	-0-
17	Wildlife management	SEG-F	C	8,968,600	8,968,600
18	Southern forests	SEG-F	C	157,100	157,100
19	Parks and recreation	SEG-F	C	653,000	653,000
20	Natural Heritage Conservation	SEG-F	C	2,117,100	2,117,100
21	Fisheries management	SEG-F	C	6,812,000	6,812,000
22	Recreation and property				
23	management	SEG-F	C	1,545,300	1,545,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	NET APPROPRIATION			20,253,100	20,253,100
2		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			2,623,800	2,623,800
	PROGRAM REVENUE			1,639,500	1,639,500
	FEDERAL			(236,700)	(236,700)
	OTHER			(748,000)	(748,000)
	SERVICE			(654,800)	(654,800)
	SEGREGATED REVENUE			86,114,800	86,114,800
	FEDERAL			(20,253,100)	(20,253,100)
	OTHER			(65,861,700)	(65,861,700)
	TOTAL-ALL SOURCES			90,378,100	90,378,100
3	(2) FORESTRY				
4	(cq) Forestry - reforestation	SEG	C	100,500	100,500
5	(cr) Forestry - recording fees	SEG	C	89,100	89,100
6	(cs) Forestry - forest fire emergencies	SEG	C	-0-	-0-
7	(ct) Timber sales contracts - repair				
8	and reimbursement costs	SEG	C	-0-	-0-
9	(cu) Forestry - forestry education				
10	curriculum	SEG	A	350,000	350,000
11	(cv) Forestry - forestry emergency				
12	reserve	SEG	C	-0-	-0-
13	(cw) Forestry - Pattison				
14	communications tower	SEG	C	-0-	-0-
15	(cx) Forestry - management plans	SEG	C	316,800	316,800
16	(cy) Forestry - cooperating foresters				
17	and private contractors	SEG	C	-0-	-0-
18	(cz) Forestry - management of				
19	national forest land	SEG	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(jr) Rental property and equipment -				
2	maintenance and replacement	SEG	C	245,500	245,500
3	(mi) General program operations -				
4	private and public sources	PR	C	183,000	183,000
5	(mk) General program operations -				
6	service funds	PR-S	C	402,100	402,100
7	(mv) General program operations -				
8	state funds; forestry	SEG	A	51,996,100	51,996,100
9	(mz) Forest fire emergencies - federal				
10	funds	SEG-F	C	-0-	-0-
11	(nz) General program operations -				
12	federal funds	SEG-F	C	1,495,600	1,495,600
13		(2) PROGRAM TOTALS			
	PROGRAM REVENUE			585,100	585,100
	OTHER			(183,000)	(183,000)
	SERVICE			(402,100)	(402,100)
	SEGREGATED REVENUE			54,593,600	54,593,600
	FEDERAL			(1,495,600)	(1,495,600)
	OTHER			(53,098,000)	(53,098,000)
	TOTAL-ALL SOURCES			55,178,700	55,178,700
14	(3) PUBLIC SAFETY				
15	(aq) Law enforcement - snowmobile				
16	enforcement and safety training	SEG	A	119,600	119,600
17	(ar) Law enforcement - boat				
18	enforcement and safety training	SEG	A	3,171,200	3,171,200
19	(as) Law enforcement - all-terrain				
20	vehicle and utility terrain vehicle				
21	enforcement	SEG	A	1,349,100	1,349,100

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021	
1	(at) Education and safety programs	SEG	C	337,600	337,600	
2	(ax) Law enforcement - water					
3	resources enforcement	SEG	A	237,100	237,100	
4	(ay) Off-highway motorcycle safety					
5	certification program	SEG	C	-0-	-0-	
6	(bg) Enforcement - stationary sources	PR	A	99,000	99,000	
7	(ma) General program operations -					
8	state funds	GPR	A	2,887,000	2,887,000	
9	(mi) General program operations -					
10	private and public sources	PR	C	4,200	4,200	
11	(mk) General program operations -					
12	service funds	PR-S	C	-0-	-0-	
13	(mm) General program operations -					
14	federal funds	PR-F	C	674,600	674,600	
15	(mq) General program operations -					
16	environmental fund	SEG	A	1,936,700	1,936,700	
17	(mu) General program operations -					
18	state funds	SEG	A	22,629,000	22,629,000	
19	(my) General program operations -					
20	federal funds	SEG-F	C	3,456,100	3,456,100	
21		(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,887,000	2,887,000	
	PROGRAM REVENUE			777,800	777,800	
	FEDERAL			(674,600)	(674,600)	
	OTHER			(103,200)	(103,200)	
	SERVICE			(-0-)	(-0-)	
	SEGREGATED REVENUE			33,236,400	33,236,400	
	FEDERAL			(3,456,100)	(3,456,100)	
	OTHER			(29,780,300)	(29,780,300)	

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	TOTAL-ALL SOURCES			36,901,200	36,901,200
1	(4) ENVIRONMENTAL MANAGEMENT				
2	(ac) Wisconsin River monitoring and				
3	study	GPR	A	-0-	-0-
4	(af) Water resources - remedial action	GPR	C	50,000	50,000
5	(ag) Water resources - pollution				
6	credits	PR	C	-0-	-0-
7	(ah) Water resources - Great Lakes				
8	protection fund	PR	C	214,900	214,900
9	(ai) Water resources - water use fees	PR	C	836,900	836,900
10	(aj) Water resources - ballast water				
11	discharge permits	PR	C	288,900	288,900
12	(aq) Water resources management -				
13	lake, river, and invasive species				
14	management	SEG	A	2,427,900	2,427,900
15	(ar) Water resources - groundwater				
16	management	SEG	B	91,900	91,900
17	(au) Cooperative remedial action;				
18	contributions	SEG	C	-0-	-0-
19	(av) Cooperative remedial action;				
20	interest on contributions	SEG	S	-0-	-0-
21	(aw) Water resources - public health	SEG	A	-0-	-0-
22	(bL) Wastewater management - fees	PR	C	137,600	137,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(bn) Air management - emission				
2	analysis	PR	C	-0-	-0-
3	(bo) Air management - permit review				
4	and enforcement	PR	A	2,149,400	2,149,400
5	(bp) Air waste management -				
6	incinerator operator certification	PR	C	-0-	-0-
7	(bt) Air management - mobile sources	SEG	A	1,375,200	1,375,200
8	(cg) Groundwater quantity				
9	administration	PR	A	675,300	675,300
10	(ch) Groundwater quantity research	PR	B	84,500	84,500
11	(cL) Air management - recovery of				
12	ozone-depleting refrigerants	PR	A	140,400	140,400
13	(cm) Air management - state permit				
14	sources	PR	A	1,387,600	1,387,600
15	(cn) Air management - asbestos				
16	management	PR	C	607,100	607,100
17	(co) Air management - stationary				
18	sources	PR	A	6,297,200	6,297,200
19	(cq) River and stream monitoring and				
20	study	SEG	A	110,400	110,400
21	(cr) Hydrologic evaluation and				
22	modeling	SEG	C	-0-	-0-
23	(cv) Air quality monitoring stations	SEG	B	30,000	30,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(cw) Air management - motor vehicle				
2	emission inspection and				
3	maintenance program, petroleum				
4	inspection fund	SEG	A	18,400	18,400
5	(dg) Solid waste management - solid				
6	and hazardous waste disposal				
7	administration	PR	C	2,728,600	2,728,600
8	(dh) Solid waste management -				
9	remediated property	PR	C	1,003,700	1,003,700
10	(dq) Solid waste management - waste				
11	management fund	SEG	C	-0-	-0-
12	(dt) Solid waste management -				
13	closure and long-term care	SEG	C	-0-	-0-
14	(du) Solid waste management -				
15	site-specific remediation	SEG	C	-0-	-0-
16	(dv) Solid waste management -				
17	environmental repair; spills;				
18	abandoned containers	SEG	C	2,292,700	2,292,700
19	(dw) Solid waste management -				
20	environmental repair; petroleum				
21	spills; administration	SEG	A	3,587,200	3,587,200
22	(dy) Solid waste management -				
23	corrective action; proofs of				
24	financial responsibility	SEG	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(dz) Solid waste management -				
2	corrective action; moneys				
3	recovered from assessments and				
4	legal action	SEG	C	-0-	-0-
5	(eg) Solid waste facility siting board				
6	fee	PR	C	-0-	-0-
7	(eh) Solid waste management - source				
8	reduction review	PR	C	-0-	-0-
9	(eq) Solid waste management - dry				
10	cleaner environmental response	SEG	A	231,100	231,100
11	(fq) Indemnification agreements	SEG	S	-0-	-0-
12	(gh) Nonferrous metallic mining				
13	regulation and administration	PR	A	-0-	-0-
14	(gi) Ferrous metallic mining				
15	operations	PR	C	-0-	-0-
16	(gr) Solid waste management -				
17	mining programs	SEG	C	-0-	-0-
18	(hq) Recycling; administration	SEG	A	1,547,100	1,547,100
19	(hr) Electronic waste recycling	SEG	C	149,600	149,600
20	(ks) Aquatic invasive species control;				
21	voluntary contributions	SEG	C	68,500	68,500
22	(ma) General program operations -				
23	state funds	GPR	A	-0-	-0-
24	Drinking water and groundwater	GPR	A	2,542,800	2,542,800

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	Water quality	GPR	A	5,673,300	5,673,300
2	Waste and materials				
3	management	GPR	A	406,600	406,600
4	Remediation and redevelopment	GPR	A	1,163,900	963,900
5	Environmental management				
6	program management	GPR	A	724,800	724,800
7	NET APPROPRIATION			10,511,400	10,311,400
8	(mi) General program operations -				
9	private and public sources	PR	C	194,000	194,000
10	(mk) General program operations -				
11	service funds	PR-S	C	-0-	-0-
12	(mm) General program operations -				
13	federal funds	PR-F	C	-0-	-0-
14	Drinking water and groundwater	PR-F	C	5,401,000	5,401,000
15	Water quality	PR-F	C	9,353,900	9,353,900
16	Air management	PR-F	C	3,427,700	3,427,700
17	Waste and materials				
18	management	PR-F	C	2,022,500	2,022,500
19	Remediation and redevelopment	PR-F	C	2,659,300	2,659,300
20	NET APPROPRIATION			22,864,400	22,864,400
21	(mq) General program operations -				
22	environmental fund	SEG	A	-0-	-0-
23	Drinking water and groundwater	SEG	A	2,571,300	2,612,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	Water quality	SEG	A	1,231,700	1,272,700
2	Air management	SEG	A	193,200	193,200
3	Waste and materials				
4	management	SEG	A	1,264,900	1,264,900
5	Remediation and redevelopment	SEG	A	2,068,200	2,068,200
6	Environmental management				
7	program management	SEG	A	200,400	200,400
8	NET APPROPRIATION			7,529,700	7,611,700
9	(mr) General program operations -				
10	nonpoint source	SEG	A	259,200	259,200
11	(ms) General program operations -				
12	environmental fund; federal				
13	funds	SEG-F	C	1,282,200	1,282,200
14	(mt) General program operations -				
15	environmental improvement				
16	programs; state funds	SEG	A	540,600	540,600
17	(mv) General program operations -				
18	brownfields	SEG	A	334,600	334,600
19	(mx) General program operations -				
20	clean water fund program; federal				
21	funds	SEG-F	C	729,800	729,800
22	(my) General program operations -				
23	environmental fund; federal				
24	funds	SEG-F	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(nz) General program operations -				
2	safe drinking water loan				
3	programs; federal funds	SEG-F	C	2,557,500	2,557,500
4		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			10,561,400	10,361,400
	PROGRAM REVENUE			39,610,500	39,610,500
	FEDERAL			(22,864,400)	(22,864,400)
	OTHER			(16,746,100)	(16,746,100)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			25,163,600	25,245,600
	FEDERAL			(4,569,500)	(4,569,500)
	OTHER			(20,594,100)	(20,676,100)
	TOTAL-ALL SOURCES			75,335,500	75,217,500
5	(5) CONSERVATION AIDS				
6	(af) Resource aids - walleye				
7	production; grants	GPR	B	-0-	-0-
8	(aq) Resource aids - Canadian				
9	agencies migratory waterfowl				
10	aids	SEG	C	167,500	167,500
11	(ar) Resource aids - county				
12	conservation aids	SEG	C	148,500	148,500
13	(as) Recreation aids - fish, wildlife				
14	and forestry recreation aids	SEG	C	112,200	112,200
15	(at) Ice age trail area grants	SEG	A	-0-	-0-
16	(au) Resource aids - Ducks Unlimited,				
17	Inc., payments	SEG	C	-0-	-0-
18	(av) Resource aids - forest grants	SEG	B	1,147,900	1,147,900
19	(aw) Resource aids - nonprofit				
20	conservation organizations	SEG	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ax) Resource aids - forestry	SEG	A	-0-	-0-
2	(ay) Resource aids - urban land				
3	conservation	SEG	A	-0-	-0-
4	(az) Resource aids - urban forestry				
5	grants	SEG	B	524,600	524,600
6	(bq) Resource aids - county forest				
7	loans; severance share payments	SEG	C	100,000	100,000
8	(br) Resource aids - forest croplands				
9	and managed forest land aids	SEG	A	1,237,500	1,237,500
10	(bs) Resource aids - county forest				
11	loans	SEG	A	616,200	616,200
12	(bt) Resource aids - county forest				
13	project loans	SEG	C	396,000	396,000
14	(bu) Resource aids - county forest				
15	project loans; severance share				
16	payments	SEG	C	350,000	350,000
17	(bv) Resource aids - county forests,				
18	forest croplands and managed				
19	forest land aids	SEG	S	1,416,400	1,416,400
20	(bw) Resource aids - county				
21	sustainable forestry and county				
22	forest administration grants	SEG	B	1,526,900	1,526,900
23	(bx) Resource aids - national forest				
24	income aids	SEG-F	C	782,200	782,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(by) Resource aids - fire suppression				
2	grants	SEG	B	448,000	448,000
3	(bz) Resource aids - forestry outdoor				
4	activity grants	SEG	C	-0-	-0-
5	(cb) Recreation aids - snowmobile				
6	trail and area aids; general fund	GPR	A	-0-	-0-
7	(cq) Recreation aids - recreational				
8	boating and other projects	SEG	C	400,000	400,000
9	(cr) Recreation aids - county				
10	snowmobile trail and area aids	SEG	C	2,475,400	2,475,400
11	(cs) Recreation aids - snowmobile				
12	trail areas	SEG	C	4,670,000	4,670,000
13	(ct) Recreation aids - all-terrain				
14	vehicle project aids; gas tax				
15	payment	SEG	C	1,931,000	1,931,000
16	(cu) Recreation aids - all-terrain				
17	vehicle project aids	SEG	C	1,670,000	1,670,000
18	(cv) Recreation aids - Southeastern				
19	Wisconsin Fox River Commission	SEG	C	100,000	100,000
20	(cw) Recreation aids - supplemental				
21	snowmobile trail aids	SEG	C	800,000	800,000
22	(cx) Recreation aids - all-terrain				
23	vehicle and utility terrain vehicle				
24	safety enhancement program	SEG	S	297,000	297,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(cy) Recreation and resource aids,				
2	federal funds	SEG-F	C	3,162,100	3,162,100
3	(cz) Resource aids - interpretive				
4	center	SEG	A	27,000	27,000
5	(da) Aids in lieu of taxes - general				
6	fund	GPR	S	6,672,500	6,672,500
7	(dq) Aids in lieu of taxes - lands				
8	acquired before a specified date	SEG	S	780,000	780,000
9	(dr) Aids in lieu of taxes - lands				
10	acquired after a specified date	SEG	S	6,570,000	6,570,000
11	(dx) Resource aids - payment in lieu				
12	of taxes; federal	SEG-F	C	440,000	440,000
13	(dy) Resource aids - distribution of				
14	closed acreage fees	SEG	A	-0-	-0-
15	(ea) Enforcement aids - spearfishing				
16	enforcement	GPR	C	-0-	-0-
17	(eq) Enforcement aids - boating				
18	enforcement	SEG	A	1,386,000	1,386,000
19	(er) Enforcement aids - all-terrain				
20	vehicle and utility terrain vehicle				
21	enforcement	SEG	A	495,000	495,000
22	(es) Enforcement aids - snowmobiling				
23	enforcement	SEG	A	396,000	396,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021	
1	(eu) Recreation aids- utility terrain					
2	vehicle project aids	SEG	C	95,600	95,600	
3	(ex) Enforcement aids - federal funds	SEG-F	C	-0-	-0-	
4	(fc) Summer tribal youth program	GPR	A	250,000	250,000	
5	(fq) Wildlife damage claims and					
6	abatement	SEG	C	2,950,000	2,950,000	
7	(fr) Wildlife abatement and control					
8	grants	SEG	B	24,700	24,700	
9	(fs) Venison and wild turkey					
10	processing	SEG	B	300,000	300,000	
11	(ft) Venison and wild turkey					
12	processing; voluntary					
13	contributions	SEG	C	14,800	14,800	
14	(fv) Wolf depredation program	SEG	C	-0-	-0-	
15	(fw) Resource Aids - Natural					
16	Resources Foundation of					
17	Wisconsin payments	SEG	C	20,000	20,000	
18	(gr) Recreation aids- utility terrain					
19	vehicle project aids; gas tax					
20	payment	SEG	C	351,500	351,500	
21		(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			6,922,500	6,922,500	
	SEGREGATED REVENUE			38,330,000	38,330,000	
	FEDERAL			(4,384,300)	(4,384,300)	
	OTHER			(33,945,700)	(33,945,700)	
	TOTAL-ALL SOURCES			45,252,500	45,252,500	
22	(6) ENVIRONMENTAL AIDS					

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(aq) Environmental aids; nonpoint				
2	source	SEG	B	400,000	400,000
3	(ar) Environmental aids - lake				
4	protection	SEG	C	3,000,000	3,000,000
5	(as) Environmental aids - invasive				
6	aquatic species and lake				
7	monitoring and protection	SEG	B	4,029,100	4,029,100
8	(au) Environmental aids - river				
9	protection; environmental fund	SEG	A	-0-	-0-
10	(av) Environmental aids - river				
11	protection; lake monitoring and				
12	protection contracts; conservation				
13	fund	SEG	B	1,000,000	1,000,000
14	(aw) Environmental aids - river				
15	protection, nonprofit organization				
16	contracts	SEG	C	-0-	-0-
17	(bu) Financial assistance for				
18	responsible units	SEG	A	19,000,000	19,000,000
19	(bw) Recycling consolidation grants	SEG	A	1,000,000	1,000,000
20	(cm) Environmental aids - federal				
21	funds	PR-F	C	800,000	800,000
22	(cr) Environmental aids -				
23	compensation for well				
24	contamination and abandonment	SEG	C	200,000	200,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(da) Environmental planning aids -				
2	local water quality planning	GPR	A	196,400	196,400
3	(dm) Environmental planning aids -				
4	federal funds	PR-F	C	150,000	150,000
5	(dq) Environmental aids - urban				
6	nonpoint source	SEG	B	500,000	500,000
7	(ef) Brownfields revolving loan				
8	repayments	PR	C	-0-	-0-
9	(eg) Groundwater mitigation and local				
10	assistance	PR	C	-0-	-0-
11	(eh) Brownfields revolving loan funds				
12	administered for other entity	PR	C	-0-	-0-
13	(em) Federal brownfields revolving				
14	loan funds	PR-F	C	1,000,000	1,000,000
15	(eq) Environmental aids - dry cleaner				
16	environmental response	SEG	B	763,600	763,600
17	(er) Vapor control system removal				
18	grants	SEG	B	-0-	-0-
19	(ev) Reimbursement for disposal of				
20	contaminated sediment	SEG	A	-0-	-0-
21	(fr) Petroleum storage environmental				
22	remedial action; awards	SEG	B	7,500,000	7,500,000
23	(fv) Removal of underground				
24	petroleum storage tanks	SEG	A	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(gs) Village of Plover grant	SEG	B	-0-	-0-
2		(6) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			196,400	196,400
	PROGRAM REVENUE			1,950,000	1,950,000
	FEDERAL			(1,950,000)	(1,950,000)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			37,392,700	37,392,700
	OTHER			(37,392,700)	(37,392,700)
	TOTAL-ALL SOURCES			39,539,100	39,539,100
3	(7) DEBT SERVICE AND DEVELOPMENT				
4	(aa) Resource acquisition and				
5	development - principal				
6	repayment and interest	GPR	S	71,893,200	68,742,800
7	(ad) Land sales - principal repayment	PR	C	-0-	-0-
8	(ag) Land acquisition - principal				
9	repayment and interest	PR	C	-0-	-0-
10	(aq) Resource acquisition and				
11	development - principal				
12	repayment and interest	SEG	S	100	100
13	(ar) Dam repair and removal -				
14	principal repayment and interest	SEG	S	397,800	270,000
15	(at) Recreation development -				
16	principal repayment and interest	SEG	S	-0-	-0-
17	(au) State forest acquisition and				
18	development - principal				
19	repayment and interest	SEG	A	13,500,000	13,500,000
20	(bq) Principal repayment and interest				
21	- remedial action	SEG	S	2,571,300	2,121,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(br) Principal repayment and interest				
2	- contaminated sediment	SEG	S	1,997,100	2,044,100
3	(cb) Principal repayment and interest				
4	- pollution abatement bonds	GPR	S	-0-	-0-
5	(cc) Principal repayment and interest				
6	- combined sewer overflow;				
7	pollution abatement bonds	GPR	S	1,393,100	910,700
8	(cd) Principal repayment and interest				
9	- municipal clean drinking water				
10	grants	GPR	S	172,100	7,600
11	(cg) Principal repayment and interest				
12	- nonpoint repayments	PR	C	-0-	-0-
13	(cq) Principal repayment and interest				
14	- nonpoint source grants	SEG	S	5,431,800	4,772,100
15	(cr) Principal repayment and interest				
16	- nonpoint source	SEG	S	2,308,600	2,384,200
17	(cs) Principal repayment and interest				
18	- urban nonpoint source				
19	cost-sharing	SEG	S	3,454,700	3,464,500
20	(ct) Principal and interest - pollution				
21	abatement, environmental fund	SEG	S	5,446,700	4,806,600
22	(cu) Principal repayment and interest				
23	- water pollution control	SEG	S	-0-	41,600
24	(dr) Petroleum inspection fund -				
25	revenue obligation repayment	SEG	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ea) Administrative facilities -				
2	principal repayment and interest	GPR	S	585,800	529,500
3	(eq) Administrative facilities -				
4	principal repayment and interest	SEG	S	6,582,500	6,621,500
5	(er) Administrative facilities -				
6	principal repayment and interest;				
7	environmental fund	SEG	S	810,800	835,300
8	(fa) Resource maintenance and				
9	development - state funds	GPR	C	755,600	755,600
10	(fk) Resource acquisition and				
11	development - service funds;				
12	transportation moneys	PR-S	C	-0-	-0-
13	(fr) Resource acquisition and				
14	development - boating access to				
15	southeastern lakes	SEG	C	92,400	92,400
16	(fs) Resource acquisition and				
17	development - state funds	SEG	C	889,100	889,100
18	(ft) Resource acquisition and				
19	development - boating access	SEG	C	184,800	184,800
20	(fu) Resource acquisition and				
21	development - nonmotorized				
22	boating improvements	SEG	C	-0-	-0-
23	(fw) Resource acquisition and				
24	development - Mississippi and St.				
25	Croix rivers management	SEG	C	57,700	57,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(fy) Resource acquisition and				
2	development - federal funds	SEG-F	C	9,112,800	9,112,800
3	(gg) Ice age trail - gifts and grants	PR	C	-0-	-0-
4	(gq) State trails - gifts and grants	SEG	C	-0-	-0-
5	(ha) Facilities acquisition,				
6	development and maintenance	GPR	C	144,400	144,400
7	(hq) Facilities acquisition,				
8	development and maintenance -				
9	conservation fund	SEG	C	372,400	372,400
10	(ht) Property development -				
11	conservation fund	SEG	C	-0-	-0-
12	(hu) Parks development -				
13	conservation fund	SEG	C	-0-	-0-
14	(jr) Rental property and equipment -				
15	maintenance and replacement	SEG	C	180,000	180,000
16	(mc) Resource maintenance and				
17	development - state park, forest,				
18	and riverway roads; general fund	GPR	C	-0-	-0-
19	(mi) General program operations -				
20	private and public sources	PR	C	-0-	-0-
21	(mk) General program operations -				
22	service funds	PR-S	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(mr) Resource maintenance and				
2	development - state park, forest,				
3	and riverway roads; conservation				
4	fund	SEG	C	2,000,000	2,000,000
5		(7) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			74,944,200	71,090,600
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			55,390,600	53,750,500
	FEDERAL			(9,112,800)	(9,112,800)
	OTHER			(46,277,800)	(44,637,700)
	TOTAL-ALL SOURCES			130,334,800	124,841,100
6	(8) INTERNAL SERVICES				
7	(ir) Promotional activities and				
8	publications	SEG	C	82,200	82,200
9	(iw) Statewide recycling				
10	administration	SEG	A	457,900	466,500
11	(ma) General program operations -				
12	state funds	GPR	A	3,615,300	3,647,000
13	(mg) General program operations -				
14	stationary sources	PR	A	-0-	-0-
15	(mi) General program operations -				
16	private and public sources	PR	C	-0-	-0-
17	(mk) General program operations -				
18	service funds	PR-S	C	4,079,700	4,079,700
19	(mq) General program operations -				
20	mobile sources	SEG	A	1,023,800	1,044,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(mr) General program operations -				
2	environmental improvement fund	SEG	A	386,300	394,500
3	(mt) Equipment and services	SEG-S	C	-0-	-0-
4	(mu) General program operations -				
5	state funds	SEG	A	24,779,000	24,835,400
6	(mv) General program operations -				
7	environmental fund	SEG	A	2,390,600	2,414,500
8	(my) Land and property management -				
9	federal funds	SEG-F	C	1,338,300	1,338,300
10	(mz) Indirect cost reimbursements	SEG-F	C	7,893,800	7,934,100
11	(ni) Geographic information systems,				
12	general program operations -				
13	other funds	PR	C	32,700	32,700
14	(nk) Geographic information systems,				
15	general program operations -				
16	service funds	PR-S	C	1,246,900	1,246,900
17	(zq) Gifts and donations	SEG	C	-0-	-0-
18		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			3,615,300	3,647,000
	PROGRAM REVENUE			5,359,300	5,359,300
	OTHER			(32,700)	(32,700)
	SERVICE			(5,326,600)	(5,326,600)
	SEGREGATED REVENUE			38,351,900	38,510,400
	FEDERAL			(9,232,100)	(9,272,400)
	OTHER			(29,119,800)	(29,238,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			47,326,500	47,516,700
19	(9) EXTERNAL SERVICES				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ag) Water resources - concentrated				
2	animal feeding operations	PR	C	425,000	425,000
3	(aq) Water resources management -				
4	lake, river, and invasive species				
5	management	SEG	A	897,500	897,500
6	(as) Water resources - trading water				
7	pollution credits	SEG	C	-0-	-0-
8	(at) Watershed - nonpoint source				
9	contracts	SEG	B	997,600	997,600
10	(aw) Water resources-public health	SEG	A	24,700	24,700
11	(bg) Water regulation and zoning -				
12	computer access fees	PR	C	-0-	-0-
13	(bi) Water regulation and zoning -				
14	fees	PR	C	1,400,600	1,400,600
15	(bj) Storm water management - fees	PR	A	1,794,100	1,794,100
16	(bm) Wetland restoration - fees;				
17	payments	PR	C	-0-	-0-
18	(br) Water regulation and zoning -				
19	dam safety and wetland mapping;				
20	conservation fund	SEG	A	621,300	621,300
21	(dh) Environmental impact - power				
22	projects	PR	C	-0-	-0-
23	(di) Environmental consulting costs -				
24	federal power projects	PR	A	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(fj) Environmental quality -				
2	laboratory certification	PR	A	668,300	668,300
3	(fL) Operator certification - fees	PR	A	127,100	127,100
4	(gh) Nonferrous metallic mining				
5	regulation and administration	PR	A	76,300	76,300
6	(gi) Ferrous metallic mining				
7	operations	PR	C	95,800	95,800
8	(hk) Approval fees to Lac du Flambeau				
9	band - service funds	PR-S	A	84,500	84,500
10	(hs) Approval fees from Lac du				
11	Flambeau band	SEG	C	-0-	-0-
12	(ht) Approval fees to Lac du Flambeau				
13	band	SEG	S	-0-	-0-
14	(hu) Handling and other fees	SEG	C	152,500	152,500
15	(hv) Fee amounts for statewide				
16	automated issuing system	SEG	C	2,863,100	2,863,100
17	(hw) Utility terrain vehicle fees	SEG	C	-0-	-0-
18	(iq) Natural resources magazine	SEG	C	499,900	499,900
19	(is) Statewide recycling				
20	administration	SEG	A	135,000	135,000
21	(jb) Off-highway motorcycle				
22	administration	GPR	S	43,000	43,000
23	(ks) Aquatic invasive species control;				
24	voluntary contributions	SEG	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ma) General program operations -				
2	state funds	GPR	A	9,411,100	9,411,100
3	(mh) General program operations -				
4	stationary sources	PR	A	464,700	464,700
5	(mi) General program operations -				
6	private and public sources	PR	C	419,000	419,000
7	(mk) General program operations -				
8	service funds	PR-S	C	2,853,000	2,853,000
9	(mm) General program operations -				
10	federal funds	PR-F	C	4,349,700	4,349,700
11	(mq) General program operations -				
12	mobile sources	SEG	A	370,400	370,400
13	(mr) General program operations -				
14	nonpoint source	SEG	A	271,900	271,900
15	(ms) General program operations -				
16	pollution prevention	SEG	A	-0-	-0-
17	(mt) Aids administration -				
18	environmental improvement				
19	programs; state funds	SEG	A	1,408,500	1,408,500
20	(mu) General program operations -				
21	state funds	SEG	A	8,456,700	8,456,700
22	(mv) General program operations -				
23	environmental fund	SEG	A	2,347,500	2,368,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(mw) Aids administration - snowmobile				
2	recreation	SEG	A	206,800	206,800
3	(mx) Aids administration - clean water				
4	fund program; federal funds	SEG-F	C	1,670,300	1,670,300
5	(my) General program operations -				
6	federal funds	SEG-F	C	460,400	460,400
7	(mz) Indirect cost reimbursements	SEG-F	C	1,032,000	1,032,000
8	(nq) Aids administration - dry cleaner				
9	environmental response	SEG	A	106,700	106,700
10	(ny) Aids administration - safe				
11	drinking water loan programs;				
12	federal funds	SEG-F	C	279,300	279,300
13		(9) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			9,454,100	9,454,100
	PROGRAM REVENUE			12,758,100	12,758,100
	FEDERAL			(4,349,700)	(4,349,700)
	OTHER			(5,470,900)	(5,470,900)
	SERVICE			(2,937,500)	(2,937,500)
	SEGREGATED REVENUE			22,802,100	22,822,600
	FEDERAL			(3,442,000)	(3,442,000)
	OTHER			(19,360,100)	(19,380,600)
	TOTAL-ALL SOURCES			45,014,300	45,034,800
14		20.370 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			111,204,700	107,182,800
	PROGRAM REVENUE			62,680,300	62,680,300
	FEDERAL			(30,075,400)	(30,075,400)
	OTHER			(23,283,900)	(23,283,900)
	SERVICE			(9,321,000)	(9,321,000)
	SEGREGATED REVENUE			391,375,700	389,996,600
	FEDERAL			(55,945,500)	(55,985,800)
	OTHER			(335,430,200)	(334,010,800)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			565,260,700	559,859,700

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	20.373 Fox River Navigational System Authority				
2	(1) INITIAL COSTS				
3	(g) Administration, operation, repair,				
4	and rehabilitation	PR	C	-0-	-0-
5	(r) Establishment and operation	SEG	C	125,400	125,400
6		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			125,400	125,400
	OTHER			(125,400)	(125,400)
	TOTAL-ALL SOURCES			125,400	125,400
7		20.373 DEPARTMENT TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			125,400	125,400
	OTHER			(125,400)	(125,400)
	TOTAL-ALL SOURCES			125,400	125,400
8	20.375 Lower Fox River Remediation Authority				
9	(1) INITIAL COSTS				
10	(a) Initial costs	GPR	B	-0-	-0-
11		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
12		20.375 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
13	20.380 Tourism, Department of				
14	(1) TOURISM DEVELOPMENT AND PROMOTION				
15	(a) General program operations	GPR	A	3,407,500	3,556,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(b) Tourism marketing; general				
2	purpose revenue	GPR	B	5,827,100	2,827,100
3	(g) Gifts, grants and proceeds	PR	C	100	100
4	(h) Tourism promotion; sale of				
5	surplus property receipts	PR	C	-0-	-0-
6	(ig) Golf promotion	PR	C	-0-	-0-
7	(ir) Payments to the WPGA Junior				
8	Foundation	PR	C	-0-	-0-
9	(j) Tourism promotion - private and				
10	public sources	PR	C	99,000	99,000
11	(k) Sale of materials or services	PR-S	C	-0-	-0-
12	(ka) Sale of materials and				
13	services-local assistance	PR-S	C	-0-	-0-
14	(kb) Sale of materials and				
15	services-individuals and				
16	organizations	PR-S	C	-0-	-0-
17	(kc) Marketing clearinghouse charges	PR-S	A	-0-	-0-
18	(kg) Tourism marketing; gaming				
19	revenue	PR-S	B	9,067,100	9,067,100
20	(km) Grants for regional tourist				
21	information centers	PR-S	A	160,000	160,000
22	(m) Federal aid, state operations	PR-F	C	-0-	-0-
23	(n) Federal aid, local assistance	PR-F	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(o) Federal aid, individuals and				
2	organizations	PR-F	C	-0-	-0-
3	(q) Administrative				
4	services-conservation fund	SEG	A	12,100	12,100
5	(w) Tourism marketing;				
6	transportation fund	SEG	B	1,591,400	1,591,400
7		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			9,234,600	6,383,300
	PROGRAM REVENUE			9,326,200	9,326,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(99,100)	(99,100)
	SERVICE			(9,227,100)	(9,227,100)
	SEGREGATED REVENUE			1,603,500	1,603,500
	OTHER			(1,603,500)	(1,603,500)
	TOTAL-ALL SOURCES			20,164,300	17,313,000
8	(3) SUPPORT OF ARTS PROJECTS				
9	(a) General program operations	GPR	A	289,100	289,100
10	(b) State aid for the arts	GPR	A	431,200	431,200
11	(c) Portraits of governors	GPR	A	-0-	-0-
12	(d) Challenge grant program	GPR	A	-0-	-0-
13	(e) High Point fund	GPR	A	-0-	-0-
14	(f) Wisconsin regranting program	GPR	A	116,700	116,700
15	(g) Gifts and grants; state operations	PR	C	20,000	20,000
16	(h) Gifts and grants; aids to				
17	individuals and organizations	PR	C	-0-	-0-
18	(j) Support of arts programs	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(k) Art in state buildings; funds				
2	received from other state agencies	PR-S	C	500,700	500,700
3	(ka) Administration of art in state				
4	buildings program	PR-S	C	-0-	-0-
5	(km) State aid for the arts; Indian				
6	gaming receipts	PR-S	A	24,900	24,900
7	(m) Federal grants; state operations	PR-F	C	246,400	246,400
8	(o) Federal grants; aids to				
9	individuals and organizations	PR-F	C	524,500	524,500
10		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			837,000	837,000
	PROGRAM REVENUE			1,316,500	1,316,500
	FEDERAL			(770,900)	(770,900)
	OTHER			(20,000)	(20,000)
	SERVICE			(525,600)	(525,600)
	TOTAL-ALL SOURCES			2,153,500	2,153,500
11		20.380 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			10,071,600	7,220,300
	PROGRAM REVENUE			10,642,700	10,642,700
	FEDERAL			(770,900)	(770,900)
	OTHER			(119,100)	(119,100)
	SERVICE			(9,752,700)	(9,752,700)
	SEGREGATED REVENUE			1,603,500	1,603,500
	OTHER			(1,603,500)	(1,603,500)
	TOTAL-ALL SOURCES			22,317,800	19,466,500
12	20.385 Kickapoo Reserve Management Board				
13	(1) KICKAPOO VALLEY RESERVE				
14	(g) Kickapoo reserve management				
15	board; program services	PR	C	207,700	221,800
16	(h) Kickapoo reserve management				
17	board; gifts and grants	PR	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(k) Kickapoo valley reserve; law				
2	enforcement services	PR-S	A	69,400	69,400
3	(m) Kickapoo reserve management				
4	board; federal aid	PR-F	C	-0-	-0-
5	(q) Kickapoo reserve management				
6	board; general program				
7	operations	SEG	A	452,300	452,300
8	(r) Kickapoo valley reserve; aids in				
9	lieu of taxes	SEG	S	280,000	280,000
10		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			277,100	291,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(207,700)	(221,800)
	SERVICE			(69,400)	(69,400)
	SEGREGATED REVENUE			732,300	732,300
	OTHER			(732,300)	(732,300)
	TOTAL-ALL SOURCES			1,009,400	1,023,500
11		20.385 DEPARTMENT TOTALS			
	PROGRAM REVENUE			277,100	291,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(207,700)	(221,800)
	SERVICE			(69,400)	(69,400)
	SEGREGATED REVENUE			732,300	732,300
	OTHER			(732,300)	(732,300)
	TOTAL-ALL SOURCES			1,009,400	1,023,500
12	20.395 Transportation, Department of				
13	(1) AIDs				
14	(ar) Corrections of transportation aid				
15	payments	SEG	S	-0-	-0-
16	(as) Transportation aids to counties,				
17	state funds	SEG	A	113,871,200	122,203,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(at) Transportation aids to				
2	municipalities, state funds	SEG	A	366,071,300	383,503,200
3	(bq) Intercity bus assistance, state				
4	funds	SEG	C	-0-	-0-
5	(bs) Transportation employment and				
6	mobility, state funds	SEG	C	832,600	832,600
7	(bt) Transit capital assistance grants	SEG	C	-0-	10,000,000
8	(bv) Transit and other				
9	transportation-related aids, local				
10	funds	SEG-L	C	110,000	110,000
11	(bx) Transit and other				
12	transportation-related aids,				
13	federal funds	SEG-F	C	20,538,800	20,538,800
14	(ck) Tribal elderly transportation				
15	grants	PR-S	A	435,600	435,600
16	(cq) Seniors and individuals with				
17	disabilities specialized				
18	transportation aids, state funds	SEG	C	3,912,700	3,912,700
19	(cr) Seniors and individuals with				
20	disabilities specialized				
21	transportation county aids, state				
22	funds	SEG	A	14,477,800	14,477,800
23	(cv) Seniors and individuals with				
24	disabilities specialized				
25	transportation aids, local funds	SEG-L	C	605,500	605,500

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(cx) Seniors and individuals with				
2	disabilities specialized				
3	transportation aids, federal funds	SEG-F	C	2,996,900	2,996,900
4	(ex) Highway safety, local assistance,				
5	federal funds	SEG-F	C	6,869,400	6,869,400
6	(fq) Connecting highways aids, state				
7	funds	SEG	A	12,063,500	12,063,500
8	(fs) Disaster damage aids, state funds	SEG	S	1,000,000	1,000,000
9	(ft) Lift bridge aids, state funds	SEG	B	2,659,200	2,659,200
10	(fu) County forest road aids, state				
11	funds	SEG	A	284,700	284,700
12	(gq) Expressway policing aids, state				
13	funds	SEG	A	1,023,900	1,023,900
14	(gt) Soo Locks improvements, state				
15	funds	SEG	A	-0-	-0-
16	(hq) Paratransit aids	SEG	A	3,025,000	3,025,000
17	(hr) Tier B transit operating aids,				
18	state funds	SEG	A	25,098,900	26,935,400
19	(hs) Tier C transit operating aids,				
20	state funds	SEG	A	5,318,700	5,707,800
21	(ht) Tier A-1 transit operating aids,				
22	state funds	SEG	A	65,798,800	70,613,300
23	(hu) Tier A-2 transit operating aids,				
24	state funds	SEG	A	17,289,700	18,554,800

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(hw) Tier A-3 transit operating aids,				
2	state funds	SEG	A	-0-	-0-
3	(ig) Professional football stadium				
4	maintenance and operating costs,				
5	state funds	PR	C	450,000	450,000
6	(ih) Child abuse and neglect				
7	prevention, state funds	PR	C	125,000	125,000
8		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			1,010,600	1,010,600
	OTHER			(575,000)	(575,000)
	SERVICE			(435,600)	(435,600)
	SEGREGATED REVENUE			663,848,600	707,917,700
	FEDERAL			(30,405,100)	(30,405,100)
	OTHER			(632,728,000)	(676,797,100)
	LOCAL			(715,500)	(715,500)
	TOTAL-ALL SOURCES			664,859,200	708,928,300
9	(2) LOCAL TRANSPORTATION ASSISTANCE				
10	(aq) Accelerated local bridge				
11	improvement assistance, state				
12	funds	SEG	C	-0-	-0-
13	(av) Accelerated local bridge				
14	improvement assistance, local				
15	funds	SEG-L	C	-0-	-0-
16	(ax) Accelerated local bridge				
17	improvement assistance, federal				
18	funds	SEG-F	C	-0-	-0-
19	(bq) Rail service assistance, state				
20	funds	SEG	C	1,276,000	1,276,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(bt) Freight rail preservation	SEG	C	-0-	-0-
2	(bu) Freight rail infrastructure				
3	improvements, state funds	SEG	C	-0-	-0-
4	(bv) Rail service assistance, local				
5	funds	SEG-L	C	500,000	500,000
6	(bw) Freight rail assistance loan				
7	repayments, local funds	SEG-L	C	4,000,000	4,000,000
8	(bx) Rail service assistance, federal				
9	funds	SEG-F	C	-0-	-0-
10	(cq) Harbor assistance, state funds	SEG	C	13,851,000	651,000
11	(cr) Rail passenger service, state				
12	funds	SEG	C	6,800,000	6,800,000
13	(cs) Harbor assistance, federal funds	SEG-F	C	-0-	-0-
14	(ct) Passenger railroad station				
15	improvement and commuter rail				
16	transit system grants, state funds	SEG	B	-0-	-0-
17	(cu) Passenger railroad station				
18	improvement and commuter rail				
19	transit system grants, local funds	SEG-L	C	-0-	-0-
20	(cv) Rail passenger service, local				
21	funds	SEG-L	C	-0-	-0-
22	(cw) Harbor assistance, local funds	SEG-L	C	-0-	-0-
23	(cx) Rail passenger service, federal				
24	funds	SEG-F	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(dq) Aeronautics assistance, state				
2	funds	SEG	C	14,237,300	14,237,300
3	(ds) Aviation career education, state				
4	funds	SEG	A	178,800	178,800
5	(dv) Aeronautics assistance, local				
6	funds	SEG-L	C	42,000,000	42,000,000
7	(dx) Aeronautics assistance, federal				
8	funds	SEG-F	C	56,125,800	56,125,800
9	(eq) Highway and local bridge				
10	improvement assistance, state				
11	funds	SEG	C	18,470,600	18,470,600
12	(ev) Local bridge improvement				
13	assistance, local funds	SEG-L	C	11,157,600	11,157,600
14	(ex) Local bridge improvement				
15	assistance, federal funds	SEG-F	C	24,419,600	24,419,600
16	(fb) Local roads for job preservation,				
17	state funds	GPR	C	-0-	-0-
18	(fq) Transportation improvement,				
19	state funds	SEG	C	-0-	-0-
20	(fr) Local roads improvement				
21	program, state funds	SEG	C	18,189,500	18,519,900
22	(ft) Local roads improvement				
23	program; discretionary grants,				
24	state funds	SEG	C	15,470,700	15,801,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(fv) Local transportation facility				
2	improvement assistance, local				
3	funds	SEG-L	C	43,898,600	43,898,600
4	(fx) Local transportation facility				
5	improvement assistance, federal				
6	funds	SEG-F	C	72,238,500	72,238,500
7	(fz) Local roads for job preservation,				
8	federal funds	SEG-F	C	-0-	-0-
9	(gj) Railroad crossing protection				
10	installation and maintenance,				
11	state funds	SEG	C	-0-	-0-
12	(gq) Railroad crossing improvement				
13	and protection maintenance, state				
14	funds	SEG	A	2,112,000	2,112,000
15	(gr) Railroad crossing improvement				
16	and protection installation, state				
17	funds	SEG	C	1,595,700	1,595,700
18	(gs) Railroad crossing repair				
19	assistance, state funds	SEG	C	700,000	700,000
20	(gv) Railroad crossing improvement,				
21	local funds	SEG-L	C	-0-	-0-
22	(gx) Railroad crossing improvement,				
23	federal funds	SEG-F	C	3,291,800	3,291,800
24	(hq) Multimodal transportation				
25	studies, state funds	SEG	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(hx) Multimodal transportation				
2	studies, federal funds	SEG-F	C	-0-	-0-
3	(iq) Transportation facilities economic				
4	assistance and development, state				
5	funds	SEG	C	3,402,600	3,402,600
6	(iv) Transportation facilities economic				
7	assistance and development, local				
8	funds	SEG-L	C	3,588,700	3,588,700
9	(iw) Transportation facility				
10	improvement loans, local funds	SEG-L	C	-0-	-0-
11	(ix) Transportation facilities economic				
12	assistance and development,				
13	federal funds	SEG-F	C	-0-	-0-
14	(js) Transportation alternatives				
15	program, state funds	SEG	C	-0-	-0-
16	(jv) Transportation alternatives				
17	program, local funds	SEG-L	C	2,012,300	2,012,300
18	(jx) Transportation alternatives				
19	program, federal funds	SEG-F	C	7,049,300	7,049,300
20	(kv) Congestion mitigation and air				
21	quality improvement, local funds	SEG-L	C	3,124,700	3,124,700
22	(kx) Congestion mitigation and air				
23	quality improvement, federal				
24	funds	SEG-F	C	10,719,000	10,719,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(mq) Astronautics assistance, state				
2	funds	SEG	C	-0-	-0-
3	(mv) Astronautics assistance, local				
4	funds	SEG-L	C	-0-	-0-
5	(mx) Astronautics assistance, federal				
6	funds	SEG-F	C	-0-	-0-
7	(ph) Transportation infrastructure				
8	loans, gifts and grants	SEG	C	-0-	-0-
9	(pq) Transportation infrastructure				
10	loans, state funds	SEG	C	4,600	4,600
11	(pu) Transportation infrastructure				
12	loans, service funds	SEG-S	C	-0-	-0-
13	(pv) Transportation infrastructure				
14	loans, local funds	SEG-L	C	-0-	-0-
15	(px) Transportation infrastructure				
16	loans, federal funds	SEG-F	C	-0-	-0-
17		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			380,414,700	367,875,500
	FEDERAL			(173,844,000)	(173,844,000)
	OTHER			(96,288,800)	(83,749,600)
	SERVICE			(-0-)	(-0-)
	LOCAL			(110,281,900)	(110,281,900)
	TOTAL-ALL SOURCES			380,414,700	367,875,500
18	(3) STATE HIGHWAY FACILITIES				
19	(aq) Southeast Wisconsin freeway				
20	megaprojects, state funds	SEG	C	21,659,600	111,659,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(av) Southeast Wisconsin freeway				
2	megaprojects, local funds	SEG-L	C	-0-	-0-
3	(ax) Southeast Wisconsin freeway				
4	megaprojects, federal funds	SEG-F	C	41,005,100	92,605,100
5	(bq) Major highway development,				
6	state funds	SEG	C	23,111,600	23,111,600
7	(br) Major highway development,				
8	service funds	SEG-S	C	66,587,300	66,587,300
9	(bv) Major highway development, local				
10	funds	SEG-L	C	-0-	-0-
11	(bx) Major highway development,				
12	federal funds	SEG-F	C	187,701,100	191,101,100
13	(cq) State highway rehabilitation,				
14	state funds	SEG	C	503,182,700	583,182,700
15	(cr) Southeast Wisconsin freeway				
16	rehabilitation, state funds	SEG	C	-0-	-0-
17	(ct) Owner controlled insurance				
18	program, service funds	SEG-S	C	-0-	-0-
19	(cv) State highway rehabilitation,				
20	local funds	SEG-L	C	2,059,200	2,059,200
21	(cw) Southeast Wisconsin freeway				
22	rehabilitation, local funds	SEG-L	C	-0-	-0-
23	(cx) State highway rehabilitation,				
24	federal funds	SEG-F	C	425,724,100	365,724,100

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(cy) Southeast Wisconsin freeway				
2	rehabilitation, federal funds	SEG-F	C	-0-	-0-
3	(dq) Major interstate bridge				
4	construction, state funds	SEG	C	-0-	-0-
5	(dr) High-cost state highway bridge				
6	projects, state funds	SEG	C	-0-	-0-
7	(dv) Major interstate bridge				
8	construction, local funds	SEG-L	C	-0-	-0-
9	(dw) High-cost state highway bridge				
10	projects, local funds	SEG-L	C	-0-	-0-
11	(dx) Major interstate bridge				
12	construction, federal funds	SEG-F	C	-0-	-0-
13	(dy) High-cost state highway bridge				
14	projects, federal funds	SEG-F	C	-0-	-0-
15	(eg) Supplement from sponsorship				
16	agreements, state funds	PR	C	10,500	10,500
17	(eq) Highway system management				
18	and operations, state funds	SEG	C	98,510,200	98,510,200
19	(er) State-owned lift bridge				
20	operations and maintenance,				
21	state funds	SEG	A	2,380,100	2,380,100
22	(es) Routine maintenance activities,				
23	state funds	SEG	C	188,366,500	188,366,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(et) Intelligent transportation				
2	systems and traffic control				
3	signals, state funds	SEG	C	9,967,100	9,967,100
4	(eu) Intelligent transportation				
5	systems and traffic control				
6	signals, local funds	SEG-L	C	-0-	-0-
7	(ev) Highway system management				
8	and operations, local funds	SEG-L	C	1,900,000	1,900,000
9	(ew) Routine maintenance activities,				
10	local funds	SEG-L	C	-0-	-0-
11	(ex) Highway system management				
12	and operations, federal funds	SEG-F	C	1,104,000	1,104,000
13	(ey) Routine maintenance activities,				
14	federal funds	SEG-F	C	-0-	-0-
15	(ez) Intelligent transportation				
16	systems and traffic control				
17	signals, federal funds	SEG-F	C	-0-	-0-
18	(iq) Administration and planning,				
19	state funds	SEG	A	14,842,800	14,842,800
20	(ir) Disadvantaged business				
21	mobilization assistance, state				
22	funds	SEG	C	-0-	-0-
23	(iv) Administration and planning,				
24	local funds	SEG-L	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ix) Administration and planning,				
2	federal funds	SEG-F	C	3,608,500	3,608,500
3	(jg) Surveying reference station				
4	system	PR	C	590,000	590,000
5	(jh) Utility facilities within highway				
6	rights-of-way, state funds	PR	C	279,700	279,700
7	(jj) Damage claims	PR	C	4,087,200	4,087,200
8	(js) Telecommunications services,				
9	service funds	SEG-S	C	-0-	-0-
10		(3) PROGRAM TOTALS			
	PROGRAM REVENUE			4,967,400	4,967,400
	OTHER			(4,967,400)	(4,967,400)
	SEGREGATED REVENUE			1,591,709,900	1,756,709,900
	FEDERAL			(659,142,800)	(654,142,800)
	OTHER			(862,020,600)	(1,032,020,600)
	SERVICE			(66,587,300)	(66,587,300)
	LOCAL			(3,959,200)	(3,959,200)
	TOTAL-ALL SOURCES			1,596,677,300	1,761,677,300
11	(4) GENERAL TRANSPORTATION OPERATIONS				
12	(aq) Departmental management and				
13	operations, state funds	SEG	A	66,359,600	66,678,900
14	(ar) Minor construction projects, state				
15	funds	SEG	C	-0-	-0-
16	(as) Transit safety oversight, state				
17	funds	SEG	C	72,700	72,700
18	(at) Capital building projects, service				
19	funds	SEG-S	C	4,540,000	4,540,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(av) Departmental management and				
2	operations, local funds	SEG-L	C	369,000	369,000
3	(ax) Departmental management and				
4	operations, federal funds	SEG-F	C	15,331,700	15,331,700
5	(ay) Transit safety oversight, federal				
6	funds	SEG-F	C	305,000	305,000
7	(ch) Gifts and grants	SEG	C	-0-	-0-
8	(dq) Demand management	SEG	A	389,900	389,900
9	(eq) Data processing services, service				
10	funds	SEG-S	C	15,039,300	15,039,300
11	(er) Fleet operations, service funds	SEG-S	C	12,541,300	12,541,300
12	(es) Other department services,				
13	operations, service funds	SEG-S	C	5,139,000	5,139,000
14	(et) Equipment acquisition	SEG	A	-0-	-0-
15	(ew) Operating budget supplements,				
16	state funds	SEG	C	-0-	-0-
17		(4) PROGRAM TOTALS			
	SEGREGATED REVENUE			120,087,500	120,406,800
	FEDERAL			(15,636,700)	(15,636,700)
	OTHER			(66,822,200)	(67,141,500)
	SERVICE			(37,259,600)	(37,259,600)
	LOCAL			(369,000)	(369,000)
	TOTAL-ALL SOURCES			120,087,500	120,406,800
18	(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT				
19	(cg) Convenience fees, state funds	PR	C	118,400	118,400
20	(ch) Repaired salvage vehicle				
21	examinations, state funds	PR	C	262,900	262,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ci) Breath screening instruments,				
2	state funds	PR-S	C	419,400	419,400
3	(cj) Vehicle registration, special group				
4	plates, state funds	PR	C	-0-	-0-
5	(cL) Football plate licensing fees, state				
6	funds	PR	C	-0-	-0-
7	(cq) Vehicle registration, inspection				
8	and maintenance, driver licensing				
9	and aircraft registration, state				
10	funds	SEG	A	75,174,800	75,174,800
11	(cx) Vehicle registration and driver				
12	licensing, federal funds	SEG-F	C	1,295,000	1,295,000
13	(da) State traffic patrol equipment,				
14	general fund	GPR	A	-0-	-0-
15	(dg) Escort, security and traffic				
16	enforcement services, state funds	PR	C	478,700	478,700
17	(dh) Traffic academy tuition				
18	payments, state funds	PR	C	655,400	655,400
19	(di) Chemical testing training and				
20	services, state funds	PR-S	A	1,674,600	1,675,600
21	(dk) Public safety radio management,				
22	service funds	PR-S	C	930,500	930,500
23	(dL) Public safety radio management,				
24	state funds	PR	C	160,900	160,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(dq) Vehicle inspection, traffic				
2	enforcement and radio				
3	management, state funds	SEG	A	65,084,600	66,774,500
4	(dr) Transportation safety, state funds	SEG	A	1,950,400	1,950,400
5	(dx) Vehicle inspection and traffic				
6	enforcement, federal funds	SEG-F	C	4,791,600	4,791,600
7	(dy) Transportation safety, federal				
8	funds	SEG-F	C	5,057,400	5,057,400
9	(eg) Payments to the Wisconsin Lions				
10	Foundation	PR	C	7,000	7,000
11	(eh) Motorcycle safety program				
12	supplement, state funds	PR	C	38,300	38,300
13	(ei) Payments to Wisconsin Trout				
14	Unlimited	PR	C	-0-	-0-
15	(ej) Baseball plate licensing fees,				
16	state funds	PR	C	5,000	5,000
17	(ek) Safe-ride grant program; state				
18	funds	PR-S	C	161,400	161,400
19	(eL) Payments resulting from the				
20	issuance of certain special plates	PR	C	5,000	5,000
21	(fg) Payments to the Boy Scouts of				
22	America National Foundation	PR	C	5,000	5,000
23	(fh) Payments to Whitetails				
24	Unlimited	PR	C	5,000	5,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(fi) Payments to the Wisconsin Rocky				
2	Mountain Elk Foundation	PR	C	5,000	5,000
3	(fj) Payments to Wisconsin				
4	Organization of Nurse Executives	PR	C	5,000	5,000
5	(gg) Basketball plate payments to the				
6	Milwaukee Bucks Foundation	PR	C	5,000	5,000
7	(gh) Payment to Midwest Athletes				
8	Against Childhood Cancer	PR	C	5,000	5,000
9	(gi) Payments to the Wisconsin				
10	Women's Health Foundation	PR	C	-0-	-0-
11	(gj) Payments to Donate Life				
12	Wisconsin	PR	C	-0-	-0-
13	(hi) Payments to Wisconsin Law				
14	Enforcement Memorial, Inc.	PR	C	-0-	-0-
15	(hj) Payments to the National Law				
16	Enforcement Officers Memorial				
17	Fund	PR	C	-0-	-0-
18	(hq) Motor vehicle emission inspection				
19	and maintenance program;				
20	contractor costs and equipment				
21	grants; state funds	SEG	A	3,193,300	3,193,300
22	(hx) Motor vehicle emission inspection				
23	and maintenance programs,				
24	federal funds	SEG-F	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ij) Baseball plate deposits to district				
2	maintenance and capital				
3	improvements fund	PR	C	-0-	-0-
4	(iv) Municipal and county registration				
5	fee, local funds	SEG-L	C	-0-	-0-
6	(km) Interoperable communications				
7	system	PR-S	A	1,262,400	1,262,400
8	(q) Interoperability council	SEG	A	240,900	244,300
9	(qL) Public safety interoperable				
10	communication system; general				
11	usage fees	SEG	A	-0-	-0-
12	(qm) Next Generation 911	SEG	A	-0-	-0-
13	(qs) Public safety interoperable				
14	communication system; state fees	SEG	A	-0-	-0-
15		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			6,209,900	6,210,900
	OTHER			(1,761,600)	(1,761,600)
	SERVICE			(4,448,300)	(4,449,300)
	SEGREGATED REVENUE			156,788,000	158,481,300
	FEDERAL			(11,144,000)	(11,144,000)
	OTHER			(145,644,000)	(147,337,300)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			162,997,900	164,692,200
16	(6) DEBT SERVICES				
17	(ad) Principal repayment and interest,				
18	contingent funding of southeast				
19	Wisconsin freeway megaprojects,				
20	state funds	GPR	S	8,000,200	14,681,800

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021	
1	(ae) Principal repayment and interest,					
2	contingent funding of major					
3	highway and rehabilitation					
4	projects, state funds	GPR	S	14,301,700	14,115,400	
5	(af) Principal repayment and interest,					
6	local roads for job preservation					
7	program, major highway and					
8	rehabilitation projects, southeast					
9	megaprojects, state funds	GPR	S	97,817,100	91,456,800	
10	(aq) Principal repayment and interest,					
11	transportation facilities, state					
12	highway rehabilitation, major					
13	highway projects, state funds	SEG	S	58,694,600	58,482,000	
14	(ar) Principal repayment and interest,					
15	buildings, state funds	SEG	S	21,500	19,800	
16	(au) Principal repayment and interest,					
17	southeast rehabilitation projects,					
18	southeast megaprojects, and					
19	high-cost bridge projects, state					
20	funds	SEG	S	95,583,200	97,543,200	
21	(av) Principal repayment and interest,					
22	contingent funding of major					
23	highway and rehabilitation					
24	projects, state funds	SEG	S	11,668,000	16,117,400	
25		(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			120,119,000	120,254,000	
	SEGREGATED REVENUE			165,967,300	172,162,400	
	OTHER			(165,967,300)	(172,162,400)	

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	TOTAL-ALL SOURCES			286,086,300	292,416,400
1	(9) GENERAL PROVISIONS				
2	(qd) Freeway land disposal				
3	reimbursement clearing account	SEG	C	-0-	-0-
4	(qh) Highways, bridges and local				
5	transportation assistance clearing				
6	account	SEG	C	-0-	-0-
7	(qj) Highways, bridges and local				
8	transportation assistance clearing				
9	account, federally funded				
10	positions	SEG-F	C	-0-	-0-
11	(qn) Motor vehicle financial				
12	responsibility	SEG	C	-0-	-0-
13	(th) Temporary funding of projects				
14	financed by revenue bonds	SEG	S	-0-	-0-
15		(9) PROGRAM TOTALS			
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
16		20.395 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			120,119,000	120,254,000
	PROGRAM REVENUE			12,187,900	12,188,900
	OTHER			(7,304,000)	(7,304,000)
	SERVICE			(4,883,900)	(4,884,900)
	SEGREGATED REVENUE			3,078,816,000	3,283,553,600
	FEDERAL			(890,172,600)	(885,172,600)
	OTHER			(1,969,470,900)	(2,179,208,500)
	SERVICE			(103,846,900)	(103,846,900)
	LOCAL			(115,325,600)	(115,325,600)
	TOTAL-ALL SOURCES			3,211,122,900	3,415,996,500

SENATE BILL 59**SECTION 126**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	FUNCTIONAL AREA TOTALS			
	GENERAL PURPOSE REVENUE		254,646,800	245,596,000
	PROGRAM REVENUE		85,788,000	85,803,100
	FEDERAL		(30,846,300)	(30,846,300)
	OTHER		(30,914,700)	(30,928,800)
	SERVICE		(24,027,000)	(24,028,000)
	SEGREGATED REVENUE		3,480,900,200	3,684,258,700
	FEDERAL		(946,118,100)	(941,158,400)
	OTHER		(2,315,609,600)	(2,523,927,800)
	SERVICE		(103,846,900)	(103,846,900)
	LOCAL		(115,325,600)	(115,325,600)
	TOTAL-ALL SOURCES		3,821,335,000	4,015,657,800

Human Resources

2	20.410 Corrections, Department of					
3	(1)	ADULT CORRECTIONAL SERVICES				
4	(a)	General program operations	GPR	A	854,765,100	872,795,300
5	(aa)	Institutional repair and				
6		maintenance	GPR	A	4,701,200	4,965,100
7	(ab)	Corrections contracts and				
8		agreements	GPR	A	29,923,400	37,901,200
9	(b)	Services for community				
10		corrections	GPR	A	160,529,400	162,499,500
11	(bd)	Services for drunken driving				
12		offenders	GPR	A	4,913,000	4,913,000
13	(bm)	Pharmacological treatment for				
14		certain child sex offenders	GPR	A	58,900	58,900
15	(bn)	Reimbursing counties for				
16		probation, extended supervision				
17		and parole holds	GPR	A	4,885,700	4,885,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(c) Reimbursement claims of				
2	counties containing state prisons	GPR	S	41,000	41,000
3	(cw) Mother-young child care program	GPR	A	198,000	198,000
4	(d) Purchased services for offenders	GPR	A	31,190,000	31,190,000
5	(ds) Becky Young community				
6	corrections; recidivism reduction				
7	community services	GPR	A	16,282,300	16,257,400
8	(e) Principal repayment and interest	GPR	S	63,620,000	56,746,700
9	(ec) Prison industries principal,				
10	interest and rebates	GPR	S	-0-	-0-
11	(ed) Correctional facilities rental	GPR	A	-0-	-0-
12	(ef) Lease rental payments	GPR	S	-0-	-0-
13	(f) Energy costs; energy-related				
14	assessments	GPR	A	26,715,500	27,616,300
15	(fm) Electric energy derived from				
16	renewable resources	GPR	A	560,800	560,800
17	(gb) Drug testing	PR	C	-0-	-0-
18	(gc) Sex offender honesty testing	PR	C	340,800	340,800
19	(gd) Sex offender management	PR	A	1,109,100	1,109,100
20	(gf) Probation, parole, and extended				
21	supervision	PR	A	8,290,800	8,290,800
22	(gh) Supervision of persons on lifetime				
23	supervision	PR	A	-0-	-0-
24	(gi) General operations	PR	A	6,959,500	7,259,500

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(gk) Global positioning system				
2	tracking devices for certain sex				
3	offenders	PR	C	300,100	318,600
4	(gL) Global positioning system				
5	tracking devices for certain				
6	violators of restraining orders	PR	C	139,400	139,400
7	(gm) Sale of fuel and utility service	PR	A	-0-	-0-
8	(gn) Interstate compact for adult				
9	offender supervision	PR	A	375,900	375,900
10	(gr) Home detention services;				
11	supervision	PR	A	150,400	150,800
12	(gt) Telephone company commissions	PR	A	2,404,600	2,404,600
13	(h) Administration of restitution	PR	A	913,600	914,600
14	(hm) Private business employment of				
15	inmates and residents	PR	A	-0-	-0-
16	(i) Gifts and grants	PR	C	33,400	33,400
17	(jz) Operations and maintenance	PR	C	547,900	561,600
18	(kc) Correctional institution				
19	enterprises; inmate activities and				
20	employment	PR-S	C	2,790,000	2,790,000
21	(kd) Victim notification	PR-S	A	682,300	682,300
22	(ke) American Indian reintegration				
23	program	PR-S	A	50,000	50,000
24	(kf) Correctional farms	PR-S	A	6,980,600	6,981,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(kh) Victim services and programs	PR-S	A	318,600	318,600
2	(kk) Institutional operations and				
3	charges	PR-S	A	13,871,400	14,071,600
4	(km) Prison industries	PR-S	A	19,749,900	20,255,700
5	(ko) Prison industries principal				
6	repayment, interest and rebates	PR-S	S	94,800	60,800
7	(kp) Correctional officer training	PR-S	A	2,612,500	2,612,500
8	(kx) Interagency and intra-agency				
9	programs	PR-S	C	2,337,600	2,337,600
10	(ky) Interagency and intra-agency				
11	aids	PR-S	C	1,427,700	1,427,700
12	(kz) Interagency and intra-agency				
13	local assistance	PR-S	C	-0-	-0-
14	(m) Federal project operations	PR-F	C	2,532,700	2,473,100
15	(n) Federal program operations	PR-F	C	86,800	86,800
16	(qm) Computer recycling	SEG	A	-0-	-0-
17		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,198,384,300	1,220,628,900
	PROGRAM REVENUE			75,100,400	76,047,000
	FEDERAL			(2,619,500)	(2,559,900)
	OTHER			(21,565,500)	(21,899,100)
	SERVICE			(50,915,400)	(51,588,000)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,273,484,700	1,296,675,900
18	(2) PAROLE COMMISSION				
19	(a) General program operations	GPR	A	669,200	669,200

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(kx) Interagency and intra-agency				
2	programs	PR-S	C	-0-	-0-
3		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			669,200	669,200
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			669,200	669,200
4	(3) JUVENILE CORRECTIONAL SERVICES				
5	(a) General program operations	GPR	A	3,795,900	3,796,100
6	(ba) Mendota juvenile treatment				
7	center	GPR	A	1,365,500	1,365,500
8	(c) Reimbursement claims of				
9	counties containing juvenile				
10	correctional facilities	GPR	S	38,000	38,000
11	(cg) Serious juvenile offenders	GPR	B	16,162,800	18,471,900
12	(dm) Interstate compact for juveniles				
13	assessments	GPR	A	-0-	-0-
14	(e) Principal repayment and interest	GPR	S	3,088,200	2,884,500
15	(f) Operating loss reimbursement				
16	program	GPR	S	-0-	-0-
17	(fm) Secured residential care centers				
18	for children and youth	GPR	S	-0-	917,000
19	(g) Legal services collections	PR	C	-0-	-0-
20	(gg) Collection remittances to local				
21	units of government	PR	C	-0-	-0-
22	(hm) Juvenile correctional services	PR	A	32,324,600	35,129,400

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ho) Juvenile alternate care services	PR	A	4,599,600	4,852,100
2	(hr) Juvenile community supervision	PR	A	5,412,200	5,419,500
3	(i) Gifts and grants	PR	C	7,700	7,700
4	(jr) Institutional operations and				
5	charges	PR	A	180,100	180,100
6	(jv) Secure detention services	PR	C	200,000	200,000
7	(kx) Interagency and intra-agency				
8	programs	PR-S	C	688,500	688,500
9	(ky) Interagency and intra-agency				
10	aids	PR-S	C	-0-	-0-
11	(kz) Interagency and intra-agency				
12	local assistance	PR-S	C	-0-	-0-
13	(m) Federal project operations	PR-F	C	51,700	51,700
14	(n) Federal program operations	PR-F	C	30,000	30,000
15	(q) Girls school benevolent trust fund	SEG	C	-0-	-0-
16		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			24,450,400	27,473,000
	PROGRAM REVENUE			43,494,400	46,559,000
	FEDERAL			(81,700)	(81,700)
	OTHER			(42,724,200)	(45,788,800)
	SERVICE			(688,500)	(688,500)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			67,944,800	74,032,000
17		20.410 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			1,223,503,900	1,248,771,100
	PROGRAM REVENUE			118,594,800	122,606,000
	FEDERAL			(2,701,200)	(2,641,600)
	OTHER			(64,289,700)	(67,687,900)
	SERVICE			(51,603,900)	(52,276,500)
	SEGREGATED REVENUE			-0-	-0-

SENATE BILL 59**SECTION 126**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			1,342,098,700	1,371,377,100
1 20.425 Employment Relations Commission				
2 (1) LABOR RELATIONS				
3 (a) General program operations	GPR	A	893,600	895,200
4 (i) Fees, collective bargaining				
5 training, publications, and				
6 appeals	PR	A	145,600	145,600
7 (1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			893,600	895,200
PROGRAM REVENUE			145,600	145,600
OTHER			(145,600)	(145,600)
TOTAL-ALL SOURCES			1,039,200	1,040,800
8 20.425 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			893,600	895,200
PROGRAM REVENUE			145,600	145,600
OTHER			(145,600)	(145,600)
TOTAL-ALL SOURCES			1,039,200	1,040,800
9 20.427 Labor and Industry Review Commission				
10 (1) REVIEW COMMISSION				
11 (a) General program operations,				
12 review commission	GPR	A	167,000	167,500
13 (k) Unemployment administration	PR-S	C	1,709,100	1,711,700
14 (km) Equal rights; other moneys	PR-S	C	182,900	183,200
15 (m) Federal moneys	PR-F	C	-0-	-0-
16 (ra) Worker's compensation				
17 operations fund; worker's				
18 compensation activities	SEG	A	615,400	616,300

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			167,000	167,500
	PROGRAM REVENUE			1,892,000	1,894,900
	FEDERAL			(-0-)	(-0-)
	SERVICE			(1,892,000)	(1,894,900)
	SEGREGATED REVENUE			615,400	616,300
	OTHER			(615,400)	(616,300)
	TOTAL-ALL SOURCES			2,674,400	2,678,700
2		20.427 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			167,000	167,500
	PROGRAM REVENUE			1,892,000	1,894,900
	FEDERAL			(-0-)	(-0-)
	SERVICE			(1,892,000)	(1,894,900)
	SEGREGATED REVENUE			615,400	616,300
	OTHER			(615,400)	(616,300)
	TOTAL-ALL SOURCES			2,674,400	2,678,700
3	20.432 Board on Aging and Long-Term Care				
4	(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
5	(a) General program operations	GPR	A	1,549,400	1,570,600
6	(i) Gifts and grants	PR	C	-0-	-0-
7	(k) Contracts with other state				
8	agencies	PR-S	C	1,570,200	1,611,300
9	(kb) Insurance and other information,				
10	counseling and assistance	PR-S	A	518,200	519,100
11	(m) Federal aid	PR-F	C	-0-	-0-
12		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,549,400	1,570,600
	PROGRAM REVENUE			2,088,400	2,130,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(2,088,400)	(2,130,400)
	TOTAL-ALL SOURCES			3,637,800	3,701,000
13		20.432 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			1,549,400	1,570,600
	PROGRAM REVENUE			2,088,400	2,130,400

SENATE BILL 59**SECTION 126**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(2,088,400)	(2,130,400)
TOTAL-ALL SOURCES			3,637,800	3,701,000
1 20.433 Child Abuse and Neglect Prevention Board				
2 (1) PREVENTION OF CHILD ABUSE AND NEGLECT				
3 (b) Grants to organizations	GPR	A	995,000	995,000
4 (g) General program operations	PR	A	788,000	788,000
5 (h) Grants to organizations	PR	C	750,600	750,600
6 (i) Gifts and grants	PR	C	-0-	-0-
7 (jb) Fees for administrative services	PR	C	15,000	15,000
8 (k) Interagency programs	PR-S	C	-0-	-0-
9 (m) Federal project operations	PR-F	C	208,400	208,400
10 (ma) Federal project aids	PR-F	C	450,000	450,000
11 (q) Children's trust fund; gifts and				
12 grants	SEG	C	15,000	15,000
13 (1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			995,000	995,000
PROGRAM REVENUE			2,212,000	2,212,000
FEDERAL			(658,400)	(658,400)
OTHER			(1,553,600)	(1,553,600)
SERVICE			(-0-)	(-0-)
SEGREGATED REVENUE			15,000	15,000
OTHER			(15,000)	(15,000)
TOTAL-ALL SOURCES			3,222,000	3,222,000
14 20.433 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			995,000	995,000
PROGRAM REVENUE			2,212,000	2,212,000
FEDERAL			(658,400)	(658,400)
OTHER			(1,553,600)	(1,553,600)
SERVICE			(-0-)	(-0-)
SEGREGATED REVENUE			15,000	15,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	OTHER			(15,000)	(15,000)
	TOTAL-ALL SOURCES			3,222,000	3,222,000
1	20.435 Health Services, Department of				
2	(1) PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY				
3	(a) General program operations	GPR	A	8,856,900	8,907,300
4	(am) Services, reimbursement, and				
5	payment related to human				
6	immunodeficiency virus	GPR	A	6,220,900	6,220,900
7	(b) General aids and local assistance	GPR	A	1,043,600	1,543,600
8	(bg) Alzheimer's disease; training and				
9	information grants	GPR	A	131,400	131,400
10	(bk) Healthy aging grant program	GPR	A	250,000	250,000
11	(bm) Purchased services for clients	GPR	A	93,900	93,900
12	(bn) Workplace wellness program				
13	grants	GPR	S	100,000	100,000
14	(br) Respite care	GPR	A	225,000	225,000
15	(c) Public health emergency				
16	quarantine costs	GPR	S	-0-	-0-
17	(cb) Well-woman program	GPR	A	2,428,200	2,428,200
18	(cc) Cancer control and prevention	GPR	A	333,900	333,900
19	(ce) Primary health for homeless				
20	individuals	GPR	C	-0-	-0-
21	(cf) Communicable disease control				
22	and prevention	GPR	C	500,000	500,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(cg) Guardianship grant program	GPR	A	100,000	100,000
2	(ch) Emergency medical services; aids	GPR	A	1,960,200	1,960,200
3	(cj) Emergency dispatcher				
4	cardiopulmonary resuscitation				
5	training	GPR	B	75,900	75,900
6	(cm) Immunization	GPR	S	-0-	-0-
7	(cr) Minority health grants	GPR	A	383,600	383,600
8	(cx) Independent living centers	GPR	A	1,017,700	1,017,700
9	(da) Interpreter services and				
10	telecommunication aid for the				
11	hearing impaired	GPR	A	178,200	178,200
12	(de) Dental services	GPR	A	3,249,300	3,424,300
13	(dg) Clinic aids	GPR	B	66,800	66,800
14	(dh) Programs for senior citizens;				
15	elder abuse services; benefit				
16	specialist program	GPR	A	15,707,800	15,707,800
17	(dk) Low-income dental clinics	GPR	A	1,275,000	1,700,000
18	(dm) Rural health dental clinics	GPR	A	895,500	895,500
19	(dn) Food distribution grants	GPR	A	288,000	288,000
20	(ds) Statewide poison control program	GPR	A	382,500	382,500
21	(e) Public health dispensaries and				
22	drugs	GPR	B	661,000	661,000
23	(ed) Radon aids	GPR	A	26,700	26,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ef) Lead-poisoning or lead-exposure				
2	services	GPR	A	4,581,800	5,716,200
3	(eg) Pregnancy counseling	GPR	A	69,100	69,100
4	(em) Supplemental food program for				
5	women, infants and children				
6	benefits	GPR	C	161,400	161,400
7	(eu) Reducing fetal and infant				
8	mortality and morbidity	GPR	B	222,700	222,700
9	(ev) Pregnancy outreach and infant				
10	health	GPR	A	188,200	188,200
11	(f) Women's health block grant	GPR	A	1,935,600	1,935,600
12	(fe) Referral system for				
13	community-based services	GPR	A	210,000	210,000
14	(fh) Community health services	GPR	A	5,490,000	5,490,000
15	(fi) Allied health professional				
16	education and training grants	GPR	B	500,000	500,000
17	(fk) Grants to establish advanced				
18	practice clinician training				
19	programs	GPR	B	500,000	500,000
20	(fm) Tobacco use control	GPR	C	8,615,000	8,615,000
21	(fn) Health care information				
22	organization	GPR	A	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(gm) Licensing, review and certifying				
2	activities; fees; supplies and				
3	services	PR	A	13,318,000	13,318,000
4	(gp) Cancer information	PR	C	18,000	18,000
5	(gr) Supplemental food program for				
6	women, infants and children				
7	administration	PR	C	48,200	48,200
8	(hg) General program operations;				
9	health care information	PR	A	1,334,000	1,334,000
10	(hi) Compilations and special reports;				
11	health care information	PR	C	-0-	-0-
12	(hs) Interpreter services for the				
13	hearing impaired	PR	A	39,900	39,900
14	(i) Gifts and grants	PR	C	18,167,500	18,167,500
15	(ja) Congenital disorders; diagnosis,				
16	special dietary treatment and				
17	counseling	PR	A	5,350,000	5,350,000
18	(jb) Congenital disorders; operations	PR	A	616,600	616,600
19	(jd) Fees for administrative services	PR	C	112,500	112,500
20	(kc) Independent living center grants	PR-S	A	660,000	660,000
21	(ke) American Indian health projects	PR-S	A	106,900	106,900
22	(kf) American Indian diabetes				
23	prevention and control	PR-S	A	22,500	22,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(kn) Elderly nutrition; home-delivered				
2	and congregate meals	PR-S	A	445,500	445,500
3	(kx) Interagency and intra-agency				
4	programs	PR-S	C	5,152,300	5,152,300
5	(ky) Interagency and intra-agency				
6	aids	PR-S	C	1,829,700	1,829,700
7	(kz) Interagency and intra-agency				
8	local assistance	PR-S	C	-0-	-0-
9	(m) Federal project operations	PR-F	C	32,527,500	32,527,500
10	(ma) Federal project aids	PR-F	C	60,675,000	60,675,000
11	(mc) Federal block grant operations	PR-F	C	8,194,400	8,194,400
12	(md) Federal block grant aids	PR-F	C	7,405,900	7,405,900
13	(n) Federal program operations	PR-F	C	25,792,000	20,719,900
14	(na) Federal program aids	PR-F	C	122,537,300	122,537,300
15	(q) Groundwater and air quality				
16	standards	SEG	A	337,500	337,900
17		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			68,925,800	71,210,600
	PROGRAM REVENUE			304,353,700	299,281,600
	FEDERAL			(257,132,100)	(252,060,000)
	OTHER			(39,004,700)	(39,004,700)
	SERVICE			(8,216,900)	(8,216,900)
	SEGREGATED REVENUE			337,500	337,900
	OTHER			(337,500)	(337,900)
	TOTAL-ALL SOURCES			373,617,000	370,830,100
18	(2) MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES SERVICES; FACILITIES				
19	(a) General program operations	GPR	A	96,452,800	100,210,300

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(aa) Institutional repair and				
2	maintenance	GPR	A	715,200	715,200
3	(bj) Competency examinations and				
4	treatment, and conditional				
5	release, supervised release, and				
6	community supervision services	GPR	B	17,561,200	19,427,900
7	(bm) Secure mental health units or				
8	facilities	GPR	A	112,146,700	113,261,300
9	(cm) Grant program; inpatient				
10	psychiatric beds	GPR	A	30,000	30,000
11	(ee) Principal repayment and interest	GPR	S	19,767,600	18,849,300
12	(ef) Lease rental payments	GPR	S	-0-	-0-
13	(f) Energy costs; energy-related				
14	assessments	GPR	A	6,130,500	6,255,800
15	(fm) Electric energy derived from				
16	renewable resources	GPR	A	241,400	241,400
17	(g) Alternative services of institutes				
18	and centers	PR	C	11,320,200	12,076,000
19	(gk) Institutional operations and				
20	charges	PR	A	190,379,400	190,408,600
21	(gL) Extended intensive treatment				
22	surcharge	PR	C	100,000	100,000
23	(gs) Sex offender honesty testing	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(gz) Costs of housing persons on				
2	supervised release	PR	C	-0-	-0-
3	(i) Gifts and grants	PR	C	93,800	93,800
4	(km) Indian mental health placement	PR-S	A	250,000	250,000
5	(kx) Interagency and intra-agency				
6	programs	PR-S	C	7,767,600	10,927,100
7	(ky) Interagency and intra-agency				
8	aids	PR-S	C	-0-	-0-
9	(kz) Interagency and intra-agency				
10	local assistance	PR-S	C	-0-	-0-
11	(m) Federal project operations	PR-F	C	-0-	-0-
12		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			253,045,400	258,991,200
	PROGRAM REVENUE			209,911,000	213,855,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(201,893,400)	(202,678,400)
	SERVICE			(8,017,600)	(11,177,100)
	TOTAL-ALL SOURCES			462,956,400	472,846,700
13	(4) MEDICAID SERVICES				
14	(a) General program operations	GPR	A	42,234,900	42,338,100
15	(b) Medical Assistance program				
16	benefits	GPR	B	3,098,605,500	3,334,786,000
17	(bd) Long-term care programs	GPR	A	8,950,000	11,200,000
18	(bf) Graduate medical training				
19	support grants	GPR	C	3,313,000	3,313,000
20	(bk) Mental health pilot projects	GPR	C	266,700	266,700

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(bm) Medical Assistance, food stamps,				
2	and Badger Care administration;				
3	contract costs, insurer reports,				
4	and resource centers	GPR	B	79,969,000	76,946,600
5	(bn) Income maintenance	GPR	B	14,327,100	14,327,100
6	(bp) Food stamp employment and				
7	training program administration	GPR	C	19,959,000	20,487,000
8	(br) Cemetery, funeral, and burial				
9	expenses program	GPR	B	9,039,800	9,267,500
10	(bt) Healthy eating incentive pilot				
11	program	GPR	C	-0-	-0-
12	(bv) Prescription drug assistance for				
13	elderly; aids	GPR	B	19,617,200	23,607,100
14	(e) Disease aids	GPR	B	3,782,200	3,939,300
15	(ed) State supplement to federal				
16	supplemental security income				
17	program	GPR	S	158,637,000	159,747,400
18	(g) Family care benefit; cost sharing	PR	C	-0-	-0-
19	(gm) Medical assistance; provider				
20	refunds and collections	PR	C	854,002,700	936,616,300
21	(gr) Income maintenance; county				
22	payments	PR	C	-0-	-0-
23	(h) County contributions	PR	C	66,398,600	66,035,800

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(hp) Disabled children's long-term				
2	support waivers	PR	C	1,567,300	1,567,300
3	(i) Gifts, grants, and payments;				
4	health care financing	PR	C	3,385,900	3,385,900
5	(iL) Medical assistance provider				
6	assessments; health services				
7	regulation	PR	C	183,200	183,200
8	(im) Medical assistance; correct				
9	payment recovery; collections;				
10	community services; other				
11	recoveries	PR	C	59,335,800	59,335,800
12	(in) Community options program;				
13	family care; recovery of costs				
14	administration	PR	A	250,600	250,600
15	(j) Prescription drug assistance for				
16	elderly; manufacturer rebates	PR	C	84,461,900	88,904,900
17	(jb) Prescription drug assistance for				
18	elderly; enrollment fees	PR	C	4,170,500	4,170,500
19	(jc) Fees for administrative services	PR	C	30,000	30,000
20	(jd) Electronic benefit transfer card				
21	replacement costs	PR	C	455,000	455,000
22	(je) Disease aids; drug manufacturer				
23	rebates	PR	C	983,500	1,027,300
24	(jt) Care management organization,				
25	insolvency assistance	PR	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(jw) BadgerCare Plus and hospital				
2	assessment	PR	C	2,030,200	2,030,200
3	(jz) Medical Assistance and Badger				
4	Care cost sharing, and employer				
5	penalty assessments	PR	C	14,882,300	14,882,300
6	(kb) Relief block grants to tribal				
7	governing bodies	PR-S	A	712,800	712,800
8	(kt) Medical assistance outreach and				
9	reimbursements for tribes	PR-S	B	961,700	961,700
10	(kv) Care management organization;				
11	oversight	PR-S	C	-0-	-0-
12	(kx) Interagency and intra-agency				
13	programs	PR-S	C	8,204,300	8,304,300
14	(ky) Interagency and intra-agency				
15	aids	PR-S	C	39,604,200	39,604,300
16	(kz) Interagency and intra-agency				
17	local assistance	PR-S	C	845,300	845,300
18	(L) Fraud and error reduction	PR	C	798,000	798,000
19	(m) Federal project operations	PR-F	C	5,853,600	5,853,600
20	(ma) Federal project aids	PR-F	C	2,700,000	2,700,000
21	(md) Federal block grant aids	PR-F	C	-0-	-0-
22	(n) Federal program operations	PR-F	C	73,568,800	73,663,800
23	(na) Federal program aids	PR-F	C	12,485,000	12,485,000
24	(nn) Federal aid; income maintenance	PR-F	C	58,571,200	58,571,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021	
1	(np) Federal aid; food stamp					
2	employment and training					
3	program	PR-F	C	25,780,400	26,308,400	
4	(o) Federal aid; medical assistance	PR-F	C	6,399,184,500	6,628,098,100	
5	(p) Federal aid; Badger Care health					
6	care program	PR-F	C	-0-	-0-	
7	(pa) Federal aid; Medical Assistance					
8	and food stamps contracts					
9	administration	PR-F	C	230,404,600	214,656,100	
10	(pg) Federal aid; prescription drug					
11	assistance for elderly	PR-F	C	19,928,100	23,457,100	
12	(w) Medical Assistance trust fund	SEG	B	339,599,100	325,629,000	
13	(wm) Medical assistance trust fund;					
14	nursing homes	SEG	S	-0-	-0-	
15	(wp) Medical Assistance trust fund;					
16	county reimbursement	SEG	S	-0-	-0-	
17	(x) Medical Assistance trust fund;					
18	Badger Care health care program	SEG	C	-0-	-0-	
19	(xc) Hospital assessment fund;					
20	hospital payments	SEG	C	241,425,300	251,942,000	
21	(xe) Critical access hospital					
22	assessment fund; hospital					
23	payments	SEG	C	3,400,300	4,072,600	
24		(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,458,701,400	3,700,225,800	
	PROGRAM REVENUE			7,971,740,000	8,275,894,800	

SENATE BILL 59**SECTION 126**

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2019-2020	2020-2021
	FEDERAL			(6,828,476,200)	(7,045,793,300)
	OTHER			(1,092,935,500)	(1,179,673,100)
	SERVICE			(50,328,300)	(50,428,400)
	SEGREGATED REVENUE			584,424,700	581,643,600
	OTHER			(584,424,700)	(581,643,600)
	TOTAL-ALL SOURCES			12,014,866,100	12,557,764,200
1	(5) CARE AND TREATMENT SERVICES				
2	(a) General program operations	GPR	A	3,380,600	3,405,500
3	(bc) Grants for community programs	GPR	A	9,681,100	9,681,100
4	(bd) Nonnarcotic drug treatment				
5	grants	GPR	B	750,000	750,000
6	(be) Mental health treatment services	GPR	A	1,551,500	1,551,500
7	(bf) Brighter futures initiative	GPR	A	865,000	865,000
8	(bw) Child psychiatry and addiction				
9	medicine consultation programs	GPR	B	1,500,000	1,500,000
10	(cd) Crisis intervention training				
11	grants	GPR	B	125,000	125,000
12	(cf) Crisis program enhancement				
13	grants	GPR	B	125,000	125,000
14	(co) Initiatives for coordinated				
15	services	GPR	A	2,599,100	2,599,100
16	(ct) Mental health consultation				
17	program	GPR	A	66,700	-0-
18	(da) Reimbursements to local units of				
19	government	GPR	S	300,000	300,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(dg) Regional crisis stabilization				
2	facilities	GPR	A	-0-	2,500,000
3	(fr) Mental health for homeless				
4	individuals	GPR	A	41,900	41,900
5	(gb) Alcohol and drug abuse initiatives	PR	C	471,300	471,300
6	(gg) Collection remittances to local				
7	units of government	PR	C	4,400	4,400
8	(hx) Services related to drivers,				
9	receipts	PR	A	-0-	-0-
10	(hy) Services for drivers, local				
11	assistance	PR	A	1,000,000	1,000,000
12	(i) Gifts and grants	PR	C	89,600	89,600
13	(jb) Fees for administrative services	PR	C	23,900	23,900
14	(kc) Severely emotionally disturbed				
15	children	PR-S	C	724,500	724,500
16	(kg) Compulsive gambling awareness				
17	campaigns	PR-S	A	396,000	396,000
18	(kL) Indian aids	PR-S	A	242,000	242,000
19	(km) Indian drug abuse prevention and				
20	education	PR-S	A	445,500	445,500
21	(kp) Center	PR-S	C	1,446,400	1,446,400
22	(kx) Interagency and intra-agency				
23	programs	PR-S	C	3,269,700	3,269,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ky) Interagency and intra-agency				
2	aids	PR-S	C	-0-	-0-
3	(kz) Interagency and intra-agency				
4	local assistance	PR-S	C	-0-	-0-
5	(m) Federal project operations	PR-F	C	950,600	907,800
6	(ma) Federal project aids	PR-F	C	12,220,600	12,220,600
7	(mb) Federal project local assistance	PR-F	C	-0-	-0-
8	(mc) Federal block grant operations	PR-F	C	3,558,500	3,558,500
9	(md) Federal block grant aids	PR-F	C	11,679,300	11,679,300
10	(me) Federal block grant local				
11	assistance	PR-F	C	9,359,500	9,359,500
12	(n) Federal program operations	PR-F	C	931,800	931,800
13	(na) Federal program aids	PR-F	C	835,100	835,100
14	(nL) Federal program local assistance	PR-F	C	-0-	-0-
15	(o) Federal aid; community aids	PR-F	C	12,249,100	12,249,100
16		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			20,985,900	23,444,100
	PROGRAM REVENUE			59,897,800	59,855,000
	FEDERAL			(51,784,500)	(51,741,700)
	OTHER			(1,589,200)	(1,589,200)
	SERVICE			(6,524,100)	(6,524,100)
	TOTAL-ALL SOURCES			80,883,700	83,299,100
17	(6) QUALITY ASSURANCE SERVICES PLANNING, REGULATION AND DELIVERY				
18	(a) General program operations	GPR	A	6,254,900	5,814,900
19	(dm) Nursing home monitoring and				
20	receivership supplement	GPR	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021	
1	(g) Nursing facility resident					
2	protection	PR	C	2,700,000	2,700,000	
3	(ga) Community-based residential					
4	facility monitoring and					
5	receivership operations	PR	C	-0-	-0-	
6	(gd) Medical cannabis registry	PR	C	400,600	400,600	
7	(i) Gifts and grants	PR	C	-0-	-0-	
8	(jb) Fees for administrative services	PR	C	208,900	208,900	
9	(jm) Licensing and support services	PR	A	6,920,900	6,606,900	
10	(k) Nursing home monitoring and					
11	receivership operations	PR	C	-0-	-0-	
12	(kx) Interagency and intra-agency					
13	programs	PR-S	C	-0-	-0-	
14	(ky) Interagency and intra-agency					
15	aids	PR-S	C	-0-	-0-	
16	(kz) Interagency and intra-agency					
17	local assistance	PR-S	C	-0-	-0-	
18	(m) Federal project operations	PR-F	C	-0-	-0-	
19	(mc) Federal block grant operations	PR-F	C	-0-	-0-	
20	(n) Federal program operations	PR-F	C	17,484,000	17,593,300	
21	(na) Federal program aids	PR-F	C	-0-	-0-	
22	(nL) Federal program local assistance	PR-F	C	-0-	-0-	
23		(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			6,254,900	5,814,900	
	PROGRAM REVENUE			27,714,400	27,509,700	
	FEDERAL			(17,484,000)	(17,593,300)	

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STATUTE, AGENCY AND PURPOSE			SOURCE	TYPE	2019-2020	2020-2021
		OTHER			(10,230,400)	(9,916,400)
		SERVICE			(-0-)	(-0-)
		TOTAL-ALL SOURCES			33,969,300	33,324,600
1	(7)	DISABILITY AND ELDER SERVICES				
2	(b)	Community aids and medical				
3		assistance payments	GPR	A	208,184,100	208,200,700
4	(bc)	Grants for community programs	GPR	A	131,200	131,200
5	(bt)	Early intervention services for				
6		infants and toddlers with				
7		disabilities	GPR	C	9,589,000	13,389,000
8	(ky)	Interagency and intra-agency				
9		aids	PR-S	C	-0-	-0-
10	(kz)	Interagency and intra-agency				
11		local assistance	PR-S	C	1,257,800	1,257,800
12	(ma)	Federal project aids	PR-F	C	10,500,000	10,500,000
13	(mb)	Federal project local assistance	PR-F	C	-0-	-0-
14	(md)	Federal block grant aids	PR-F	C	-0-	-0-
15	(me)	Federal block grant local				
16		assistance	PR-F	C	-0-	-0-
17	(na)	Federal program aids	PR-F	C	1,000,000	1,000,000
18	(nL)	Federal program local assistance	PR-F	C	9,500,000	9,500,000
19	(o)	Federal aid; community aids	PR-F	C	42,532,100	42,462,100
20			(7)	PROGRAM TOTALS		
		GENERAL PURPOSE REVENUE			217,904,300	221,720,900
		PROGRAM REVENUE			64,789,900	64,719,900
		FEDERAL			(63,532,100)	(63,462,100)
		SERVICE			(1,257,800)	(1,257,800)

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	TOTAL-ALL SOURCES			282,694,200	286,440,800
1	(8) GENERAL ADMINISTRATION				
2	(a) General program operations	GPR	A	16,832,000	16,973,600
3	(b) Inspector general; general				
4	operations	GPR	A	4,761,000	4,761,000
5	(c) Inspector general; local assistance	GPR	A	750,000	750,000
6	(i) Gifts and grants	PR	C	10,000	10,000
7	(k) Administrative and support				
8	services	PR-S	A	30,051,900	30,093,800
9	(kw) Inspector general; interagency				
10	and intra-agency programs	PR-S	C	1,070,600	1,070,600
11	(kx) Interagency and intra-agency				
12	programs	PR-S	C	41,800	41,800
13	(ky) Interagency and intra-agency				
14	aids	PR-S	C	2,000,000	2,000,000
15	(kz) Interagency and intra-agency				
16	local assistance	PR-S	C	-0-	-0-
17	(m) Federal project operations	PR-F	C	-0-	-0-
18	(ma) Federal project aids	PR-F	C	-0-	-0-
19	(mb) Income augmentation services				
20	receipts	PR-F	C	1,418,100	1,418,100
21	(mc) Federal block grant operations	PR-F	C	1,275,600	1,275,600
22	(mm) Reimbursements from federal				
23	government	PR-F	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(n) Federal program operations	PR-F	C	3,188,900	3,188,900
2	(o) Inspector general; federal				
3	program local assistance	PR-F	C	1,100,000	1,100,000
4	(p) Inspector general; federal				
5	program operations	PR-F	C	7,667,600	7,667,600
6	(pz) Indirect cost reimbursements	PR-F	C	4,571,700	4,678,600
7		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			22,343,000	22,484,600
	PROGRAM REVENUE			52,396,200	52,545,000
	FEDERAL			(19,221,900)	(19,328,800)
	OTHER			(10,000)	(10,000)
	SERVICE			(33,164,300)	(33,206,200)
	TOTAL-ALL SOURCES			74,739,200	75,029,600
8		20.435 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			4,048,160,700	4,303,892,100
	PROGRAM REVENUE			8,690,803,000	8,993,661,500
	FEDERAL			(7,237,630,800)	(7,449,979,200)
	OTHER			(1,345,663,200)	(1,432,871,800)
	SERVICE			(107,509,000)	(110,810,500)
	SEGREGATED REVENUE			584,762,200	581,981,500
	OTHER			(584,762,200)	(581,981,500)
	TOTAL-ALL SOURCES			13,323,725,900	13,879,535,100
9	20.437 Children and Families, Department of				
10	(1) CHILDREN AND FAMILY SERVICES				
11	(a) General program operations	GPR	A	12,295,900	12,473,500
12	(ab) Child abuse and neglect				
13	prevention grants	GPR	A	985,700	985,700
14	(ac) Child abuse and neglect				
15	prevention technical assistance	GPR	A	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(b) Children and family aids				
2	payments	GPR	A	30,599,800	42,055,400
3	(bc) Grants for children's community				
4	programs	GPR	A	575,200	575,200
5	(bf) Family and juvenile treatment				
6	court grants	GPR	A	250,000	250,000
7	(bg) Grants to support foster parents				
8	and children	GPR	A	400,000	400,000
9	(cd) Domestic abuse grants	GPR	A	12,434,600	12,434,600
10	(cf) Foster parent insurance and				
11	liability	GPR	A	59,400	59,400
12	(cj) Community youth and family aids	GPR	A	88,591,400	88,591,400
13	(ck) Community youth and family				
14	aids; bonus for county facilities	GPR	A	-0-	-0-
15	(cL) Seventeen-year-old juvenile				
16	justice aids	GPR	S	-0-	5,000,000
17	(cm) Community intervention program	GPR	A	3,712,500	3,712,500
18	(cn) County facility start-up costs	GPR	A	-0-	3,500,000
19	(cw) Milwaukee child welfare services;				
20	general program operations	GPR	A	19,402,500	19,436,300
21	(cx) Child welfare services; aids	GPR	A	65,718,000	66,492,600
22	(dd) State out-of-home care and				
23	adoption services	GPR	A	51,325,600	51,194,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(dg) State adoption information				
2	exchange and state adoption				
3	center	GPR	A	169,600	169,600
4	(e) Services for sex-trafficking				
5	victims	GPR	B	3,000,000	3,000,000
6	(eg) Brighter futures initiative	GPR	A	864,900	864,900
7	(er) Grants for services for homeless				
8	and runaway youth	GPR	A	400,000	400,000
9	(f) Second-chance homes	GPR	A	-0-	-0-
10	(gg) Collection remittances to local				
11	units of government	PR	C	-0-	-0-
12	(gx) Milwaukee child welfare services;				
13	collections	PR	C	6,453,500	6,363,400
14	(hh) Domestic abuse surcharge grants	PR	C	600,000	600,000
15	(i) Gifts and grants	PR	C	5,000	5,000
16	(j) Statewide automated child				
17	welfare information system				
18	receipts	PR	C	581,300	581,300
19	(jb) Fees for administrative services	PR	C	78,000	78,000
20	(jj) Searches for birth parents and				
21	adoption record information;				
22	foreign adoptions	PR	A	106,400	106,400
23	(jm) Licensing activities	PR	C	107,200	107,200
24	(js) Tribal family services grants	PR-S	A	1,718,600	1,867,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(kb) Interagency aids; brighter futures				
2	initiative	PR-S	C	865,000	865,000
3	(km) Interagency and intra-agency				
4	aids; children and family aids;				
5	local assistance	PR-S	C	7,369,400	7,356,100
6	(kw) Interagency and intra-agency				
7	aids; Milwaukee child welfare				
8	services	PR-S	A	20,101,300	20,101,300
9	(kx) Interagency and intra-agency				
10	programs	PR-S	C	3,211,100	3,043,600
11	(ky) Interagency and intra-agency				
12	aids	PR-S	C	3,290,100	3,290,100
13	(kz) Interagency and intra-agency				
14	aids; tribal placements and				
15	guardianships	PR-S	A	717,500	717,500
16	(m) Federal project operations	PR-F	C	849,000	849,000
17	(ma) Federal project aids	PR-F	C	2,894,800	2,894,800
18	(mb) Federal project local assistance	PR-F	C	1,000,000	-0-
19	(mc) Federal block grant operations	PR-F	C	-0-	-0-
20	(md) Federal block grant aids	PR-F	C	-0-	-0-
21	(mw) Federal aid; Milwaukee child				
22	welfare services general program				
23	operations	PR-F	C	4,203,600	4,206,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(mx) Federal aid; Milwaukee child				
2	welfare services aids	PR-F	C	17,350,300	17,046,400
3	(n) Federal program operations	PR-F	C	11,796,300	11,810,700
4	(na) Federal program aids	PR-F	C	12,402,700	12,152,700
5	(nL) Federal program local assistance	PR-F	C	14,051,900	14,051,900
6	(o) Federal aid; children, youth, and				
7	family aids	PR-F	C	42,914,800	43,242,800
8	(pd) Federal aid; state out-of-home				
9	care and adoption services	PR-F	C	47,760,800	47,676,000
10	(pm) Federal aid; adoption incentive				
11	payments	PR-F	C	400,000	400,000
12		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			290,785,100	311,595,500
	PROGRAM REVENUE			200,828,600	199,413,100
	FEDERAL			(155,624,200)	(154,330,700)
	OTHER			(7,931,400)	(7,841,300)
	SERVICE			(37,273,000)	(37,241,100)
	TOTAL-ALL SOURCES			491,613,700	511,008,600
13	(2) ECONOMIC SUPPORT				
14	(a) General program operations	GPR	A	4,334,600	4,342,200
15	(bc) Child support local assistance	GPR	C	9,250,000	10,000,000
16	(cm) Wisconsin works child care	GPR	A	28,849,400	28,849,400
17	(dz) Temporary Assistance for Needy				
18	Families programs; maintenance				
19	of effort	GPR	A	131,077,000	131,077,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(e) Incentive payments for				
2	identifying children with health				
3	insurance	GPR	A	300,000	300,000
4	(ef) Transform Milwaukee Jobs for				
5	Childless Adults	GPR	A	500,000	500,000
6	(f) Emergency Shelter of the Fox				
7	Valley	GPR	A	50,000	50,000
8	(fr) Skills enhancement grants	GPR	A	500,000	500,000
9	(i) Gifts and grants	PR	C	2,500	2,500
10	(ja) Child support state operations -				
11	fees, reimbursements, and				
12	collections	PR	C	19,394,100	19,394,100
13	(jb) Fees for administrative services	PR	C	725,000	725,000
14	(jL) Job access loan repayments	PR	C	610,200	610,200
15	(jn) Child care licensing and				
16	certification activities	PR	C	1,750,000	1,750,000
17	(k) Child support transfers	PR-S	C	7,095,900	7,141,000
18	(kx) Interagency and intra-agency				
19	programs	PR-S	C	4,529,200	4,529,200
20	(L) Public assistance overpayment				
21	recovery, fraud investigation, and				
22	error reduction	PR	C	160,600	160,600
23	(ma) Federal project activities and				
24	administration	PR-F	C	404,200	404,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(mc) Federal block grant operations	PR-F	A	53,985,900	54,618,500
2	(md) Federal block grant aids	PR-F	A	481,008,600	495,653,800
3	(me) Child care and temporary				
4	assistance overpayment recovery	PR-F	C	4,287,600	4,287,600
5	(mg) Community services block grant;				
6	federal funds	PR-F	C	8,669,000	8,669,000
7	(mm) Reimbursements from federal				
8	government	PR-F	C	-0-	-0-
9	(n) Child support state operations;				
10	federal funds	PR-F	C	18,440,900	18,444,000
11	(nL) Child support local assistance;				
12	federal funds	PR-F	C	70,340,600	70,340,600
13	(om) Refugee assistance; federal funds	PR-F	C	5,986,100	5,986,100
14	(q) Centralized support receipt and				
15	disbursement; interest	SEG	S	35,000	35,000
16	(qm) Child support state operations				
17	and reimbursement for claims				
18	and expenses; unclaimed				
19	payments	SEG	S	100,000	100,000
20	(s) Economic support - public				
21	benefits	SEG	A	9,139,700	9,139,700
22		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			174,861,000	175,618,600
	PROGRAM REVENUE			677,390,400	692,716,400
	FEDERAL			(643,122,900)	(658,403,800)
	OTHER			(22,642,400)	(22,642,400)
	SERVICE			(11,625,100)	(11,670,200)
	SEGREGATED REVENUE			9,274,700	9,274,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	OTHER			(9,274,700)	(9,274,700)
	TOTAL-ALL SOURCES			861,526,100	877,609,700
1	(3) GENERAL ADMINISTRATION				
2	(a) General program operations	GPR	A	1,846,900	1,846,900
3	(i) Gifts and grants	PR	C	5,000	5,000
4	(jb) Fees for administrative services	PR	C	-0-	-0-
5	(k) Administrative and support				
6	services	PR-S	A	24,446,300	24,480,400
7	(kp) Interagency and intra-agency				
8	aids; income augmentation				
9	services receipts	PR-S	C	289,500	-0-
10	(kx) Interagency and intra-agency				
11	programs	PR-S	C	17,986,400	17,986,400
12	(ky) Interagency and intra-agency				
13	aids	PR-S	C	-0-	-0-
14	(kz) Interagency and intra-agency				
15	local assistance	PR-S	C	-0-	-0-
16	(mc) Federal block grant operations	PR-F	C	-0-	-0-
17	(md) Federal block grant aids	PR-F	C	-0-	-0-
18	(mf) Federal economic stimulus funds	PR-F	C	-0-	-0-
19	(mm) Reimbursements from federal				
20	government	PR-F	C	-0-	-0-
21	(n) Federal project activities	PR-F	C	-0-	-0-
22	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,846,900	1,846,900
	PROGRAM REVENUE			42,727,200	42,471,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(5,000)	(5,000)
	SERVICE			(42,722,200)	(42,466,800)
	TOTAL-ALL SOURCES			44,574,100	44,318,700
2		20.437 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			467,493,000	489,061,000
	PROGRAM REVENUE			920,946,200	934,601,300
	FEDERAL			(798,747,100)	(812,734,500)
	OTHER			(30,578,800)	(30,488,700)
	SERVICE			(91,620,300)	(91,378,100)
	SEGREGATED REVENUE			9,274,700	9,274,700
	OTHER			(9,274,700)	(9,274,700)
	TOTAL-ALL SOURCES			1,397,713,900	1,432,937,000
3	20.438 Board for People with Developmental Disabilities				
4	(1) DEVELOPMENTAL DISABILITIES				
5	(a) General program operations	GPR	A	119,200	120,000
6	(h) Program services	PR	C	-0-	-0-
7	(i) Gifts and grants	PR	C	-0-	-0-
8	(mc) Federal project operations	PR-F	C	933,400	934,600
9	(md) Federal project aids	PR-F	C	543,600	543,600
10		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			119,200	120,000
	PROGRAM REVENUE			1,477,000	1,478,200
	FEDERAL			(1,477,000)	(1,478,200)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,596,200	1,598,200
11		20.438 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			119,200	120,000
	PROGRAM REVENUE			1,477,000	1,478,200
	FEDERAL			(1,477,000)	(1,478,200)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,596,200	1,598,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	20.440 Health and Educational Facilities Authority				
2	(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
3	(a) General program operations	GPR	C	-0-	-0-
4	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
5	(2) RURAL HOSPITAL LOAN GUARANTEE				
6	(a) Rural assistance loan fund	GPR	C	-0-	-0-
7	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
8	20.440 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
9	20.445 Workforce Development, Department of				
10	(1) WORKFORCE DEVELOPMENT				
11	(a) General program operations	GPR	A	8,464,700	8,484,500
12	(aa) Special death benefit	GPR	S	525,000	525,000
13	(b) Workforce training; programs,				
14	grants, services, and contracts	GPR	A	6,000,000	6,000,000
15	(bm) Workforce training;				
16	administration	GPR	B	3,636,100	3,636,100
17	(cr) State supplement to employment				
18	opportunity demonstration				
19	projects	GPR	A	200,600	200,600
20	(dr) Apprenticeship programs	GPR	A	225,000	225,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(e) Local youth apprenticeship				
2	grants	GPR	A	2,233,700	2,233,700
3	(f) Death and disability benefit				
4	payments; public insurrections	GPR	S	-0-	-0-
5	(fg) Employment transit assistance				
6	grants	GPR	A	464,800	464,800
7	(fm) Youth summer jobs program	GPR	A	422,400	422,400
8	(g) Gifts and grants	PR	C	-0-	-0-
9	(ga) Auxiliary services	PR	C	379,800	379,800
10	(gb) Local agreements	PR	C	262,900	262,900
11	(gc) Unemployment administration	PR	C	-0-	-0-
12	(gd) Unemployment interest and				
13	penalty payments	PR	C	1,965,200	1,972,200
14	(gg) Unemployment information				
15	technology systems; interest and				
16	penalties	PR	C	-0-	-0-
17	(gh) Unemployment information				
18	technology systems; assessments	PR	C	-0-	-0-
19	(gk) Permit system for employment of				
20	minors; fees	PR	A	379,500	379,500
21	(gm) Unemployment insurance				
22	handbook	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(gr) Agricultural education and				
2	workforce development council,				
3	gifts and grants	PR	C	-0-	-0-
4	(ka) Interagency and intra-agency				
5	agreements	PR-S	C	36,847,800	36,847,800
6	(kc) Administrative services	PR-S	A	36,684,700	36,738,900
7	(km) Nursing workforce survey and				
8	grants	PR-S	C	155,600	155,600
9	(m) Workforce investment and				
10	assistance; federal moneys	PR-F	C	74,761,700	74,760,200
11	(n) Employment assistance and				
12	unemployment insurance				
13	administration; federal moneys	PR-F	C	55,000,000	55,000,000
14	(na) Employment security buildings				
15	and equipment	PR-F	C	-0-	-0-
16	(nb) Unemployment administration;				
17	information technology systems	PR-F	C	-0-	-0-
18	(nd) Unemployment administration;				
19	apprenticeship and other				
20	employment services	PR-F	A	523,000	523,000
21	(ne) Unemployment insurance				
22	administration and bank service				
23	costs	PR-F	C	-0-	-0-
24	(o) Equal rights; federal moneys	PR-F	C	872,200	872,200

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(p) Worker's compensation; federal				
2	moneys	PR-F	C	-0-	-0-
3	(pz) Indirect cost reimbursements	PR-F	C	25,300	25,300
4	(ra) Worker's compensation				
5	operations fund; administration	SEG	A	13,190,800	13,202,200
6	(rb) Worker's compensation				
7	operations fund; contracts	SEG	C	93,900	93,900
8	(rp) Worker's compensation				
9	operations fund; uninsured				
10	employers program;				
11	administration	SEG	A	1,200,900	1,200,900
12	(s) Self-insured employers liability				
13	fund	SEG	C	-0-	-0-
14	(sm) Uninsured employers fund;				
15	payments	SEG	S	5,500,000	5,500,000
16	(t) Work injury supplemental benefit				
17	fund	SEG	C	5,360,000	5,360,000
18	(u) Unemployment interest payments				
19	and transfers	SEG	C	-0-	-0-
20	(v) Unemployment program integrity	SEG	C	321,200	321,200
21		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			22,172,300	22,192,100
	PROGRAM REVENUE			207,857,700	207,917,400
	FEDERAL			(131,182,200)	(131,180,700)
	OTHER			(2,987,400)	(2,994,400)
	SERVICE			(73,688,100)	(73,742,300)
	SEGREGATED REVENUE			25,666,800	25,678,200
	OTHER			(25,666,800)	(25,678,200)

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	TOTAL-ALL SOURCES			255,696,800	255,787,700
1	(5) VOCATIONAL REHABILITATION SERVICES				
2	(a) General program operations;				
3	purchased services for clients	GPR	C	17,980,400	17,980,400
4	(gg) Contractual services	PR	C	-0-	-0-
5	(gp) Contractual aids	PR	C	-0-	-0-
6	(h) Enterprises and services for blind				
7	and visually impaired	PR	C	149,100	149,100
8	(he) Supervised business enterprise	PR	C	125,000	125,000
9	(i) Gifts and grants	PR	C	1,000	1,000
10	(kg) Vocational rehabilitation services				
11	for tribes	PR-S	A	314,900	314,900
12	(kx) Interagency and intra-agency				
13	programs	PR-S	C	-0-	-0-
14	(ky) Interagency and intra-agency				
15	aids	PR-S	C	-0-	-0-
16	(kz) Interagency and intra-agency				
17	local assistance	PR-S	C	-0-	-0-
18	(m) Federal project operations	PR-F	C	50,000	50,000
19	(ma) Federal project aids	PR-F	C	987,200	-0-
20	(n) Federal program aids and				
21	operations	PR-F	C	70,413,300	70,413,300
22	(nL) Federal program local assistance	PR-F	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ps) Project Search Program	PR-S	C	-0-	-0-
2		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			17,980,400	17,980,400
	PROGRAM REVENUE			72,040,500	71,053,300
	FEDERAL			(71,450,500)	(70,463,300)
	OTHER			(275,100)	(275,100)
	SERVICE			(314,900)	(314,900)
	TOTAL-ALL SOURCES			90,020,900	89,033,700
3		20.445 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			40,152,700	40,172,500
	PROGRAM REVENUE			279,898,200	278,970,700
	FEDERAL			(202,632,700)	(201,644,000)
	OTHER			(3,262,500)	(3,269,500)
	SERVICE			(74,003,000)	(74,057,200)
	SEGREGATED REVENUE			25,666,800	25,678,200
	OTHER			(25,666,800)	(25,678,200)
	TOTAL-ALL SOURCES			345,717,700	344,821,400
4	20.455 Justice, Department of				
5	(1) LEGAL SERVICES				
6	(a) General program operations	GPR	A	14,771,700	14,879,800
7	(d) Legal expenses	GPR	B	738,800	738,800
8	(gh) Investigation and prosecution	PR	C	661,700	661,700
9	(gs) Delinquent obligation collection	PR	A	10,000	10,000
10	(hm) Restitution	PR	C	-0-	-0-
11	(hn) Payments to relators	PR	C	-0-	-0-
12	(k) Environment litigation project	PR-S	C	471,900	474,900
13	(km) Interagency and intra-agency				
14	assistance	PR-S	C	1,992,800	2,002,300
15	(m) Federal aid	PR-F	C	1,251,400	1,253,100
16		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			15,510,500	15,618,600

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	PROGRAM REVENUE			4,387,800	4,402,000
	FEDERAL			(1,251,400)	(1,253,100)
	OTHER			(671,700)	(671,700)
	SERVICE			(2,464,700)	(2,477,200)
	TOTAL-ALL SOURCES			19,898,300	20,020,600
1	(2) LAW ENFORCEMENT SERVICES				
2	(a) General program operations	GPR	A	27,494,800	27,484,500
3	(am) Officer training reimbursement	GPR	S	150,000	150,000
4	(b) Investigations and operations	GPR	A	-0-	-0-
5	(bm) Law enforcement overtime grants	GPR	A	1,000,000	1,000,000
6	(c) Crime laboratory equipment	GPR	B	-0-	-0-
7	(cm) Law enforcement agency drug				
8	trafficking response grants	GPR	B	1,000,000	1,000,000
9	(cv) Shot Spotter Program	GPR	A	175,000	175,000
10	(dg) Weed and seed and law				
11	enforcement technology	GPR	A	-0-	-0-
12	(eg) Drug courts	GPR	A	500,000	500,000
13	(ek) Alternatives to incarceration				
14	grant program	GPR	A	500,000	500,000
15	(em) Alternatives to prosecution and				
16	incarceration for persons who use				
17	alcohol or other drugs;				
18	presentencing assessments	GPR	A	5,150,000	5,150,000
19	(en) Diversion pilot program	GPR	A	511,000	511,000
20	(g) Gaming law enforcement; racing				
21	revenues	PR	A	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(gb) Gifts and grants	PR	C	-0-	-0-
2	(gc) Gaming law enforcement; Indian				
3	gaming	PR	A	192,000	192,000
4	(gm) Criminal history searches;				
5	fingerprint identification	PR	C	4,225,000	4,225,000
6	(gp) Crime information alerts	PR	C	-0-	-0-
7	(gr) Handgun purchaser record check;				
8	checks for licenses or				
9	certifications to carry concealed				
10	weapons	PR	C	2,787,300	2,489,800
11	(gu) Sobriety programs	PR	A	-0-	-0-
12	(h) Terminal charges	PR	A	3,077,600	3,096,500
13	(hd) Internet crimes against children	PR	C	750,000	750,000
14	(i) Penalty surcharge, receipts	PR	A	-0-	-0-
15	(im) Training to school staff	PR	C	-0-	-0-
16	(j) Law enforcement training fund,				
17	local assistance	PR-S	A	4,364,800	4,364,800
18	(ja) Law enforcement training fund,				
19	state operations	PR-S	A	3,266,900	3,267,900
20	(jb) Crime laboratory equipment and				
21	supplies	PR-S	A	854,100	854,100
22	(jd) Alternatives to incarceration				
23	grant program	PR	A	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(k) Interagency and intra-agency				
2	assistance	PR-S	C	1,868,700	1,817,400
3	(kb) Law enforcement officer				
4	supplement grants	PR-S	A	1,224,900	1,224,900
5	(kc) Transaction information				
6	management of enforcement				
7	system	PR-S	A	707,300	730,300
8	(kd) Drug law enforcement, crime				
9	laboratories, and genetic evidence				
10	activities	PR-S	A	9,374,700	9,647,500
11	(ke) Drug enforcement intelligence				
12	operations	PR-S	A	2,199,100	2,199,100
13	(kg) Interagency and intra-agency				
14	assistance; fingerprint				
15	identification	PR-S	A	-0-	-0-
16	(kj) Youth diversion program	PR-S	A	672,400	672,400
17	(km) Lottery background				
18	investigations	PR-S	A	-0-	-0-
19	(kn) Alternatives to prosecution and				
20	incarceration for persons who use				
21	alcohol or other drugs; justice				
22	information fee	PR-S	A	1,078,400	1,078,400
23	(ko) Wisconsin justice information				
24	sharing program	PR-S	A	658,000	680,400

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(kp) Drug crimes enforcement; local				
2	grants	PR-S	A	717,900	717,900
3	(kq) County law enforcement services	PR-S	A	490,000	490,000
4	(kr) Alternatives to prosecution and				
5	incarceration for persons who use				
6	alcohol and other drugs; grants	PR	C	-0-	-0-
7	(kt) County-tribal programs, local				
8	assistance	PR-S	A	631,200	631,200
9	(ku) County-tribal programs, state				
10	operations	PR-S	A	115,400	115,400
11	(kv) Grants for substance abuse				
12	treatment programs for criminal				
13	offenders	PR	C	10,800	10,800
14	(kw) Tribal law enforcement assistance	PR-S	A	695,000	695,000
15	(ky) Law enforcement programs and				
16	youth diversion - administration	PR-S	A	130,400	140,400
17	(Lm) Crime laboratories;				
18	deoxyribonucleic acid analysis	PR-S	C	5,863,100	5,863,100
19	(Lp) Crime laboratories;				
20	deoxyribonucleic acid analysis				
21	surcharges	PR	C	-0-	-0-
22	(m) Federal aid, state operations	PR-F	C	4,101,400	3,472,200
23	(n) Federal aid, local assistance	PR-F	C	5,755,000	5,755,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(r) Gaming law enforcement; lottery				
2	revenues	SEG	A	433,600	434,100
3		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			36,480,800	36,470,500
	PROGRAM REVENUE			55,811,400	55,181,500
	FEDERAL			(9,856,400)	(9,227,200)
	OTHER			(11,042,700)	(10,764,100)
	SERVICE			(34,912,300)	(35,190,200)
	SEGREGATED REVENUE			433,600	434,100
	OTHER			(433,600)	(434,100)
	TOTAL-ALL SOURCES			92,725,800	92,086,100
4	(3) ADMINISTRATIVE SERVICES				
5	(a) General program operations	GPR	A	6,836,800	6,932,000
6	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
7	(h) Settlements with a specified				
8	purpose	PR	C	-0-	-0-
9	(i) Settlements without a specified				
10	purpose	PR	C	-0-	-0-
11	(m) Federal aid, state operations	PR-F	C	-0-	-0-
12	(pz) Indirect cost reimbursements	PR-F	C	570,600	570,600
13		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			6,836,800	6,932,000
	PROGRAM REVENUE			570,600	570,600
	FEDERAL			(570,600)	(570,600)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			7,407,400	7,502,600
14	(5) VICTIMS AND WITNESSES				
15	(a) General program operations	GPR	A	1,486,200	1,486,200
16	(b) Awards for victims of crimes	GPR	A	2,388,100	2,388,100

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(br) Global positioning system				
2	tracking	GPR	A	-0-	-0-
3	(d) Reimbursement for forensic				
4	examinations	GPR	S	1,195,000	1,195,000
5	(e) Sexual assault victim services	GPR	A	2,132,900	2,132,900
6	(es) Court appointed special advocates	GPR	A	250,000	250,000
7	(g) Crime victim and witness				
8	assistance surcharge, general				
9	services	PR	A	5,500,000	5,500,000
10	(gj) General operations; child				
11	pornography surcharge	PR	C	159,600	187,800
12	(h) Crime victim compensation				
13	services	PR	A	76,700	76,700
14	(hh) Crime victim restitution	PR	C	267,300	267,300
15	(i) Victim compensation, inmate				
16	payments	PR	C	-0-	-0-
17	(k) Interagency and intra-agency				
18	assistance; reimbursement to				
19	counties	PR-S	A	592,600	593,600
20	(ke) Child advocacy centers	PR-S	A	238,000	238,000
21	(kp) Reimbursement to counties for				
22	victim-witness services	PR-S	A	748,900	748,900
23	(kr) Court appointed special advocates	PR	A	-0-	-0-
24	(m) Federal aid; victim compensation	PR-F	C	1,823,900	1,823,900

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ma) Federal aid; state operations				
2	relating to crime victim services	PR-F	C	1,061,400	1,062,800
3	(mh) Federal aid; victim assistance	PR-F	C	9,687,100	9,663,600
4		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			7,452,200	7,452,200
	PROGRAM REVENUE			20,155,500	20,162,600
	FEDERAL			(12,572,400)	(12,550,300)
	OTHER			(6,003,600)	(6,031,800)
	SERVICE			(1,579,500)	(1,580,500)
	TOTAL-ALL SOURCES			27,607,700	27,614,800
5		20.455 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			66,280,300	66,473,300
	PROGRAM REVENUE			80,925,300	80,316,700
	FEDERAL			(24,250,800)	(23,601,200)
	OTHER			(17,718,000)	(17,467,600)
	SERVICE			(38,956,500)	(39,247,900)
	SEGREGATED REVENUE			433,600	434,100
	OTHER			(433,600)	(434,100)
	TOTAL-ALL SOURCES			147,639,200	147,224,100
6	20.465 Military Affairs, Department of				
7	(1) NATIONAL GUARD OPERATIONS				
8	(a) General program operations	GPR	A	7,102,600	7,103,300
9	(b) Repair and maintenance	GPR	A	923,900	923,900
10	(c) Public emergencies	GPR	S	100,000	100,000
11	(d) Principal repayment and interest	GPR	S	6,989,200	6,984,200
12	(dm) Death gratuity	GPR	S	-0-	-0-
13	(e) State flags	GPR	A	400	400
14	(f) Energy costs; energy-related				
15	assessments	GPR	A	2,124,300	2,167,300
16	(g) Military property	PR	A	988,700	988,700

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(h) Intergovernmental services	PR	C	-0-	-0-
2	(i) Distance learning centers	PR	C	-0-	-0-
3	(km) Agency services	PR-S	A	60,800	60,800
4	(Li) Gifts and grants	PR	C	139,600	140,600
5	(m) Federal aid	PR-F	C	35,355,900	35,360,200
6	(pz) Indirect cost reimbursements	PR-F	C	1,042,600	1,042,600
7		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			17,240,400	17,279,100
	PROGRAM REVENUE			37,587,600	37,592,900
	FEDERAL			(36,398,500)	(36,402,800)
	OTHER			(1,128,300)	(1,129,300)
	SERVICE			(60,800)	(60,800)
	TOTAL-ALL SOURCES			54,828,000	54,872,000
8	(2) GUARD MEMBERS' BENEFITS				
9	(a) Tuition grants	GPR	S	6,500,000	6,500,000
10	(r) Military family relief	SEG	C	-0-	-0-
11		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			6,500,000	6,500,000
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			6,500,000	6,500,000
12	(3) EMERGENCY MANAGEMENT SERVICES				
13	(a) General program operations	GPR	A	1,608,700	1,608,700
14	(am) Worker's compensation for local				
15	unit of government volunteers	GPR	S	25,000	25,000
16	(b) State disaster assistance	GPR	A	-0-	-0-
17	(dd) Regional emergency response				
18	teams	GPR	A	1,247,400	1,247,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(df) Regional emergency response				
2	grants	GPR	C	-0-	-0-
3	(dm) Mobile field force grants	GPR	C	-0-	-0-
4	(dp) Emergency response equipment	GPR	A	417,000	417,000
5	(dr) Emergency response supplement	GPR	C	-0-	-0-
6	(dt) Emergency response training	GPR	B	57,900	57,900
7	(e) Disaster recovery aid; public				
8	health emergency quarantine				
9	costs	GPR	S	2,400,000	2,400,000
10	(f) Civil air patrol aids	GPR	A	16,900	16,900
11	(g) Program services	PR	C	2,691,900	2,691,900
12	(gm) Provincial emergency assistance	PR	C	-0-	-0-
13	(h) Interstate emergency assistance	PR	C	-0-	-0-
14	(i) Emergency planning and				
15	reporting; administration	PR	A	1,237,000	1,237,000
16	(j) Division of emergency				
17	management; gifts and grants	PR	C	-0-	-0-
18	(jm) Division of emergency				
19	management; emergency				
20	planning grants	PR	C	1,043,800	1,043,800
21	(jt) Regional emergency response				
22	reimbursement	PR	C	-0-	-0-
23	(ke) Interagency and intra-agency				
24	assistance	PR-S	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021	
1	(m) Federal aid, state operations	PR-F	C	4,812,100	4,812,100	
2	(mb) Federal aid, homeland security	PR-F	C	16,991,300	16,991,300	
3	(n) Federal aid, local assistance	PR-F	C	12,800,000	12,800,000	
4	(o) Federal aid, individuals and					
5	organizations	PR-F	C	1,926,400	1,926,400	
6	(r) Division of emergency					
7	management; petroleum					
8	inspection fund	SEG	A	462,100	462,100	
9	(s) State disaster assistance;					
10	petroleum inspection fund	SEG	C	1,711,200	1,711,200	
11	(t) Emergency response training -					
12	environmental fund	SEG	B	7,600	7,600	
13		(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,772,900	5,772,900	
	PROGRAM REVENUE			41,502,500	41,502,500	
	FEDERAL			(36,529,800)	(36,529,800)	
	OTHER			(4,972,700)	(4,972,700)	
	SERVICE			(-0-)	(-0-)	
	SEGREGATED REVENUE			2,180,900	2,180,900	
	OTHER			(2,180,900)	(2,180,900)	
	TOTAL-ALL SOURCES			49,456,300	49,456,300	
14	(4) NATIONAL GUARD YOUTH PROGRAMS					
15	(h) Gifts and grants	PR	C	-0-	-0-	
16	(ka) Challenge academy program;					
17	public instruction funds	PR-S	C	1,159,700	1,159,700	
18	(m) Federal aid	PR-F	C	3,478,700	3,478,700	
19		(4) PROGRAM TOTALS				
	PROGRAM REVENUE			4,638,400	4,638,400	
	FEDERAL			(3,478,700)	(3,478,700)	
	OTHER			(-0-)	(-0-)	

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	SERVICE			(1,159,700)	(1,159,700)
	TOTAL-ALL SOURCES			4,638,400	4,638,400
1		20.465 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			29,513,300	29,552,000
	PROGRAM REVENUE			83,728,500	83,733,800
	FEDERAL			(76,407,000)	(76,411,300)
	OTHER			(6,101,000)	(6,102,000)
	SERVICE			(1,220,500)	(1,220,500)
	SEGREGATED REVENUE			2,180,900	2,180,900
	OTHER			(2,180,900)	(2,180,900)
	TOTAL-ALL SOURCES			115,422,700	115,466,700
2	20.475 District Attorneys				
3	(1) DISTRICT ATTORNEYS				
4	(d) Salaries and fringe benefits	GPR	A	46,150,100	46,623,900
5	(em) Salary adjustments	GPR	A	307,300	918,000
6	(h) Gifts and grants	PR	C	3,283,300	3,008,300
7	(i) Other employees	PR	A	305,000	305,000
8	(k) Interagency and intra-agency				
9	assistance	PR-S	C	-0-	-0-
10	(km) Deoxyribonucleic acid evidence				
11	activities	PR-S	A	101,100	101,100
12	(m) Federal aid	PR-F	C	-0-	-0-
13		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			46,457,400	47,541,900
	PROGRAM REVENUE			3,689,400	3,414,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(3,588,300)	(3,313,300)
	SERVICE			(101,100)	(101,100)
	TOTAL-ALL SOURCES			50,146,800	50,956,300
14		20.475 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			46,457,400	47,541,900
	PROGRAM REVENUE			3,689,400	3,414,400
	FEDERAL			(-0-)	(-0-)

SENATE BILL 59**SECTION 126**

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2019-2020	2020-2021
OTHER				(3,588,300)	(3,313,300)
SERVICE				(101,100)	(101,100)
TOTAL-ALL SOURCES				50,146,800	50,956,300
1	20.485 Veterans Affairs, Department of				
2	(1) VETERANS HOMES				
3	(a) Aids to indigent veterans	GPR	A	178,200	178,200
4	(e) Lease rental payments	GPR	S	-0-	-0-
5	(f) Principal repayment and interest	GPR	S	1,671,400	2,656,100
6	(g) Home exchange	PR	C	264,900	264,900
7	(gd) Veterans home cemetery				
8	operations	PR	C	5,000	5,000
9	(gf) Veterans home member care	PR	C	-0-	-0-
10	(gk) Institutional operations	PR	A	109,954,400	109,958,900
11	(go) Self-amortizing facilities;				
12	principal repayment and interest	PR	S	2,123,700	2,342,500
13	(h) Gifts and bequests	PR	C	239,600	239,600
14	(i) State-owned housing				
15	maintenance	PR	C	59,700	59,700
16	(kc) Electric energy derived from				
17	renewable resources	PR-S	A	54,000	54,000
18	(kj) Grants to local governments	PR-S	B	150,000	150,000
19	(m) Federal aid; care at veterans				
20	homes	PR-F	C	-0-	-0-
21	(mn) Federal projects	PR-F	C	22,000	22,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(t) Veterans homes member accounts	SEG	C	-0-	-0-
2		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,849,600	2,834,300
	PROGRAM REVENUE			112,873,300	113,096,600
	FEDERAL			(22,000)	(22,000)
	OTHER			(112,647,300)	(112,870,600)
	SERVICE			(204,000)	(204,000)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			114,722,900	115,930,900
3	(2) LOANS AND AIDS TO VETERANS				
4	(db) General fund supplement to				
5	veterans trust fund	GPR	A	-0-	-0-
6	(g) Consumer reporting agency fees	PR	C	-0-	-0-
7	(h) Public and private receipts	PR	C	18,200	18,200
8	(kg) American Indian services				
9	coordinator	PR-S	A	101,300	101,300
10	(km) American Indian grants	PR-S	A	61,200	61,200
11	(m) Federal payments; veterans				
12	assistance	PR-F	C	408,400	408,400
13	(qm) Veterans employment and				
14	entrepreneurship grants	SEG	A	500,000	500,000
15	(qs) Veterans outreach and recovery				
16	program	SEG	B	723,600	723,600
17	(rm) Veterans assistance programs	SEG	B	861,600	861,600
18	(rn) Fish and game vouchers	SEG	B	15,000	15,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(rp) Veterans assistance program				
2	receipts	SEG	C	115,500	115,500
3	(s) Transportation payment	SEG	A	300,000	300,000
4	(sm) Military funeral honors	SEG	S	304,500	304,500
5	(tf) Veterans tuition reimbursement				
6	program	SEG	B	1,153,100	1,153,100
7	(th) Grants to nonprofit organizations	SEG	B	250,000	250,000
8	(tj) Retraining assistance program	SEG	A	210,000	210,000
9	(tm) Facilities	SEG	C	-0-	-0-
10	(u) Administration of loans and aids				
11	to veterans	SEG	A	9,100,000	9,149,800
12	(vm) Assistance to needy veterans	SEG	A	970,000	970,000
13	(vs) Grants to Camp American Legion	SEG	A	75,000	75,000
14	(vu) Grants to American Indian tribes				
15	and bands	SEG	A	48,800	48,800
16	(vw) Payments to veterans				
17	organizations for claims service	SEG	A	348,000	348,000
18	(vx) County grants	SEG	A	761,000	761,000
19	(x) Federal per diem payments	SEG-F	C	1,343,600	1,343,600
20	(yn) Veterans trust fund loans and				
21	expenses	SEG	B	50,000	50,000
22	(yo) Debt payment	SEG	S	-0-	-0-
23	(z) Gifts	SEG	C	-0-	-0-
24		(2) PROGRAM TOTALS			

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2019-2020	2020-2021
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			589,100	589,100
	FEDERAL			(408,400)	(408,400)
	OTHER			(18,200)	(18,200)
	SERVICE			(162,500)	(162,500)
	SEGREGATED REVENUE			17,129,700	17,179,500
	FEDERAL			(1,343,600)	(1,343,600)
	OTHER			(15,786,100)	(15,835,900)
	TOTAL-ALL SOURCES			17,718,800	17,768,600
1	(4) VETERANS MEMORIAL CEMETERIES				
2	(a) Cemetery maintenance and				
3	beautification	GPR	A	23,200	23,200
4	(g) Cemetery operations	PR	C	292,100	292,100
5	(h) Gifts, grants and bequests	PR	C	-0-	-0-
6	(m) Federal aid; cemetery operations				
7	and burials	PR-F	C	1,189,500	1,189,500
8	(q) Cemetery administration and				
9	maintenance	SEG	A	588,200	588,200
10	(qm) Repayment of principal and				
11	interest	SEG	S	6,800	3,100
12	(r) Cemetery energy costs;				
13	energy-related assessments	SEG	A	106,300	106,300
14		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			23,200	23,200
	PROGRAM REVENUE			1,481,600	1,481,600
	FEDERAL			(1,189,500)	(1,189,500)
	OTHER			(292,100)	(292,100)
	SEGREGATED REVENUE			701,300	697,600
	OTHER			(701,300)	(697,600)
	TOTAL-ALL SOURCES			2,206,100	2,202,400
15	(5) WISCONSIN VETERANS MUSEUM				

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(c) Operation of Wisconsin Veterans				
2	Museum	GPR	A	248,500	248,500
3	(mn) Federal projects; museum				
4	acquisitions and operations	PR-F	C	-0-	-0-
5	(tm) Museum facilities	SEG	C	52,800	52,800
6	(v) Museum sales receipts	SEG	C	170,700	170,700
7	(vo) Veterans of World War I	SEG	A	2,500	2,500
8	(wd) Operation of Wisconsin Veterans				
9	Museum	SEG	A	3,340,100	3,340,100
10	(zm) Museum gifts and bequests	SEG	C	-0-	-0-
11		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			248,500	248,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	SEGREGATED REVENUE			3,566,100	3,566,100
	OTHER			(3,566,100)	(3,566,100)
	TOTAL-ALL SOURCES			3,814,600	3,814,600
12	(6) ADMINISTRATION				
13	(k) Funds received from other state				
14	agencies	PR-S	C	-0-	-0-
15		(6) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
16		20.485 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			2,121,300	3,106,000
	PROGRAM REVENUE			114,944,000	115,167,300
	FEDERAL			(1,619,900)	(1,619,900)
	OTHER			(112,957,600)	(113,180,900)
	SERVICE			(366,500)	(366,500)
	SEGREGATED REVENUE			21,397,100	21,443,200
	FEDERAL			(1,343,600)	(1,343,600)

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	OTHER			(20,053,500)	(20,099,600)
	TOTAL-ALL SOURCES			138,462,400	139,716,500
1	20.490 Wisconsin Housing and Economic Development Authority				
2	(1) FACILITATION OF CONSTRUCTION				
3	(a) Capital reserve fund deficiency	GPR	C	-0-	-0-
4	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
5	(2) HOUSING REHABILITATION LOAN PROGRAM				
6	(a) General program operations	GPR	C	-0-	-0-
7	(q) Loan loss reserve fund	SEG	C	-0-	-0-
8	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9	(3) HOMEOWNERSHIP MORTGAGE ASSISTANCE				
10	(a) Homeowner eviction lien				
11	protection program	GPR	C	-0-	-0-
12	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
13	(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
14	(g) Disadvantaged business				
15	mobilization loan guarantee	PR	C	-0-	-0-
16	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
2	(a) Wisconsin development reserve				
3	fund	GPR	C	-0-	-0-
4	(q) Environmental fund transfer to				
5	Wisconsin development reserve				
6	fund	SEG	C	-0-	-0-
7	(r) Agrichemical management fund				
8	transfer to Wisconsin				
9	development reserve fund	SEG	C	-0-	-0-
10	(s) Petroleum inspection fund				
11	transfer to Wisconsin				
12	development reserve fund	SEG	A	-0-	-0-
13		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
14		20.490 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
15		Human Resources			
16		FUNCTIONAL AREA TOTALS			
	GENERAL PURPOSE REVENUE			5,927,406,800	6,232,318,200
	PROGRAM REVENUE			10,301,344,400	10,620,332,800
	FEDERAL			(8,346,124,900)	(8,570,768,300)
	OTHER			(1,585,858,300)	(1,676,080,900)
	SERVICE			(369,361,200)	(373,483,600)
	SEGREGATED REVENUE			644,345,700	641,623,900
	FEDERAL			(1,343,600)	(1,343,600)
	OTHER			(643,002,100)	(640,280,300)
	SERVICE			(-0-)	(-0-)

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STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			16,873,096,900	17,494,274,900

General Executive Functions

1	20.505 Administration, Department of				
2	(1) SUPERVISION AND MANAGEMENT				
3	(a) General program operations	GPR	A	6,747,500	6,764,300
4	(b) Midwest interstate low-level				
5	radioactive waste compact; loan				
6	from general fund	GPR	C	-0-	-0-
7	(bq) Appropriation obligations				
8	repayment; tobacco settlement				
9	revenues	GPR	A	67,013,900	99,758,700
10	(br) Appropriation obligations				
11	repayment; unfunded liabilities				
12	under the Wisconsin Retirement				
13	System	GPR	A	307,789,700	317,261,300
14	(cm) Comprehensive planning grants;				
15	general purpose revenue	GPR	A	-0-	-0-
16	(cn) Comprehensive planning;				
17	administrative support	GPR	A	-0-	-0-
18	(d) Special counsel	GPR	S	611,900	611,900
19	(en) Census activities	GPR	B	1,000,000	-0-
20	(fm) Fund of funds investment				
21	program	GPR	A	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(fo) Federal resource acquisition				
2	support grants	GPR	A	-0-	-0-
3	(fr) Grants for local government				
4	expenditures	GPR	C	-0-	-0-
5	(g) Midwest interstate low-level				
6	radioactive waste compact;				
7	membership and costs	PR	A	-0-	-0-
8	(gc) Processing services	PR	A	169,800	176,600
9	(gm) Federal resource acquisition	PR	A	254,100	254,200
10	(gr) Disabled veteran-owned,				
11	woman-owned, and minority				
12	business certification fees	PR	C	31,500	31,500
13	(h) Sales and services to nonstate				
14	entities	PR	C	-0-	-0-
15	(ic) Services to nonstate				
16	governmental units	PR	A	221,500	221,600
17	(id) Justice information fee receipts	PR	C	-0-	-0-
18	(im) Services to nonstate				
19	governmental units; entity				
20	contract	PR	A	1,590,200	1,592,900
21	(ip) Information technology and				
22	communication services;				
23	self-funded portal	PR	A	8,034,000	8,034,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(is) Information technology and				
2	communications services;				
3	nonstate entities	PR	A	12,506,300	12,506,300
4	(it) Appropriation obligations;				
5	agreements and ancillary				
6	arrangements	PR	C	-0-	-0-
7	(iu) Plat and proposed incorporation				
8	and annexation review	PR	C	335,400	336,100
9	(iv) Enterprise resource planning				
10	system; nonstate entities	PR	C	-0-	-0-
11	(j) Gifts, grants, and bequests	PR	C	200	-0-
12	(jc) Employee development and				
13	training services	PR	A	266,400	266,500
14	(jf) Procurement and risk				
15	management services	PR	C	-0-	-0-
16	(ka) Materials and services to state				
17	agencies and certain districts	PR-S	A	6,073,900	6,084,100
18	(kb) Transportation and records	PR-S	A	19,116,300	19,146,600
19	(kc) Capital planning and building				
20	construction services	PR-S	A	12,816,100	12,825,600
21	(kd) Enterprise resource planning				
22	system	PR-S	C	10,251,700	10,258,000
23	(kf) Procurement services	PR-S	C	4,642,700	4,658,300
24	(kg) Federal resource acquisition	PR-S	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(kh) Justice information systems	PR-S	A	4,166,800	4,169,900
2	(ki) Postage costs	PR-S	C	15,710,100	15,710,100
3	(kj) Financial services	PR-S	A	9,280,700	9,285,800
4	(kL) Printing, mail, communication,				
5	document sales, and information				
6	technology services; state				
7	agencies; veterans services	PR-S	A	99,269,500	99,405,200
8	(km) University of Wisconsin-Green				
9	Bay programming	PR-S	A	247,500	247,500
10	(kn) Publications	PR	A	102,100	102,100
11	(ko) Pay for success contracts	PR-S	C	-0-	-0-
12	(kp) Youth wellness center	PR-S	A	640,000	-0-
13	(kq) Justice information systems				
14	development, operation and				
15	maintenance	PR-S	A	-0-	-0-
16	(kr) Legal services; relocation				
17	assistance	PR-S	A	1,097,900	1,099,700
18	(ks) Collective bargaining grievance				
19	arbitrations	PR-S	A	30,000	30,000
20	(ku) Management assistance grants to				
21	counties	PR-S	A	563,200	563,200
22	(kx) American Indian economic				
23	development; technical assistance	PR-S	A	79,500	79,500
24	(kz) General program operations	PR-S	A	39,914,500	39,921,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(mb) Federal aid	PR-F	C	6,589,500	6,592,600
2	(n) Federal aid; local assistance	PR-F	C	90,000,000	90,000,000
3	(ng) Sale of forest products; funds for				
4	public schools and public roads	PR	C	-0-	-0-
5	(pz) Indirect cost reimbursements	PR-F	C	16,700	17,800
6	(s) Diesel truck idling reduction				
7	grant administration	SEG	A	81,500	81,600
8	(sa) Diesel truck idling reduction				
9	grants	SEG	A	1,000,000	1,000,000
10	(ub) Land information program, state				
11	operations; reviews of municipal				
12	incorporations and annexations;				
13	planning grants	SEG	A	777,800	778,400
14	(uc) Land information program; local				
15	aids	SEG	C	6,945,300	6,945,300
16	(ud) Comprehensive planning grants;				
17	land information fund	SEG	A	-0-	-0-
18	(v) General program operations -				
19	environmental improvement				
20	programs; state funds	SEG	A	828,200	829,200
21	(x) General program operations -				
22	clean water fund program; federal				
23	funds	SEG-F	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(y) General program operations -				
2	safe drinking water loan				
3	program; federal funds	SEG-F	C	-0-	-0-
4	(z) Transportation planning grants to				
5	local governmental units	SEG-S	B	-0-	-0-
6		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			383,163,000	424,396,200
	PROGRAM REVENUE			344,018,100	343,617,100
	FEDERAL			(96,606,200)	(96,610,400)
	OTHER			(23,511,500)	(23,521,800)
	SERVICE			(223,900,400)	(223,484,900)
	SEGREGATED REVENUE			9,632,800	9,634,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(9,632,800)	(9,634,500)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			736,813,900	777,647,800
7	(2) RISK MANAGEMENT				
8	(a) General fund supplement - risk				
9	management claims	GPR	S	-0-	-0-
10	(am) Costs and judgments	GPR	S	-0-	-0-
11	(k) Risk management costs	PR-S	C	35,406,200	35,406,200
12	(ki) Risk management administration	PR-S	C	12,180,700	12,183,000
13		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			47,586,900	47,589,200
	SERVICE			(47,586,900)	(47,589,200)
	TOTAL-ALL SOURCES			47,586,900	47,589,200
14	(3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				
15	(q) General program operations;				
16	utility public benefits	SEG	A	11,445,700	11,446,600
17	(r) Low-income assistance grants	SEG	S	19,447,300	19,447,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(rr) Air quality improvement grants	SEG	S	-0-	-0-
2	(s) Transfer to air quality				
3	improvement fund	SEG	S	-0-	-0-
4		(3) PROGRAM TOTALS			
	SEGREGATED REVENUE			30,893,000	30,893,900
	OTHER			(30,893,000)	(30,893,900)
	TOTAL-ALL SOURCES			30,893,000	30,893,900
5	(4) ATTACHED DIVISIONS AND OTHER BODIES				
6	(a) Adjudication of tax appeals	GPR	A	584,400	586,100
7	(b) Adjudication of equalization				
8	appeals	GPR	S	-0-	-0-
9	(d) Claims awards	GPR	S	25,000	25,000
10	(ea) Women's council operations	GPR	A	149,500	149,700
11	(ec) Service award program; general				
12	program operations	GPR	A	17,200	17,200
13	(er) Service award program; state				
14	awards	GPR	S	2,500,000	2,500,000
15	(es) Principal, interest, and rebates;				
16	general purpose revenue - schools	GPR	S	952,300	1,000,600
17	(et) Principal, interest, and rebates;				
18	general purpose revenue - public				
19	library boards	GPR	S	6,300	6,500
20	(f) Interagency council on				
21	homelessness operations	GPR	A	104,500	104,500
22	(h) Program services	PR	A	27,200	27,200

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ha) Principal, interest, and rebates;				
2	program revenue - schools	PR	C	-0-	-0-
3	(hb) Principal, interest, and rebates;				
4	program revenue - public library				
5	boards	PR	C	-0-	-0-
6	(j) National and community service				
7	board; gifts and grants	PR	C	-0-	-0-
8	(js) Educational technology block				
9	grants; Wisconsin Advanced				
10	Telecommunications Foundation				
11	assessments	PR	C	-0-	-0-
12	(k) Waste facility siting board;				
13	general program operations	PR-S	A	45,500	45,500
14	(ka) State use board - general				
15	program operations	PR-S	A	146,500	146,600
16	(kb) National and community service				
17	board; administrative support	PR-S	A	325,100	325,900
18	(kp) Hearings and appeals fees	PR-S	A	8,591,300	6,205,200
19	(L) Equipment purchases and leases	PR	C	-0-	-0-
20	(Lm) Educational telecommunications;				
21	additional services	PR	C	-0-	-0-
22	(m) Federal aid; office of				
23	sustainability and clean energy	PR-F	C	1,765,300	2,204,000
24	(mp) Federal e-rate aid	PR-F	C	5,718,900	5,719,500

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(o) National and community service				
2	board; federal aid for				
3	administration	PR-F	C	669,700	670,000
4	(p) National and community service				
5	board; federal aid for grants	PR-F	C	3,354,300	3,354,300
6	(q) Clean energy grants	SEG	A	4,000,000	4,000,000
7	(r) State capitol and executive				
8	residence board; gifts and grants	SEG	C	-0-	-0-
9	(s) Telecommunications access for				
10	educational agencies;				
11	infrastructure grants	SEG	B	9,959,200	9,959,200
12		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			4,339,200	4,389,600
	PROGRAM REVENUE			20,643,800	18,698,200
	FEDERAL			(11,508,200)	(11,947,800)
	OTHER			(27,200)	(27,200)
	SERVICE			(9,108,400)	(6,723,200)
	SEGREGATED REVENUE			13,959,200	13,959,200
	OTHER			(13,959,200)	(13,959,200)
	TOTAL-ALL SOURCES			38,942,200	37,047,000
13	(5) FACILITIES MANAGEMENT				
14	(c) Principal repayment and interest;				
15	Black Point Estate	GPR	S	245,200	245,700
16	(g) Principal repayment, interest and				
17	rebates; parking	PR-S	S	3,133,200	2,946,300
18	(ka) Facility operations and				
19	maintenance; police and				
20	protection functions	PR-S	A	45,713,900	45,717,400

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(kb) Parking	PR	A	1,790,200	1,792,600
2	(kc) Principal repayment, interest and				
3	rebates	PR-S	C	30,252,500	29,458,700
4	(ke) Additional energy conservation				
5	construction projects	PR-S	C	-0-	-0-
6	(kg) Electric energy derived from				
7	renewable resources	PR-S	A	325,400	325,400
8	(ks) Security services	PR-S	A	175,000	175,000
9		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			245,200	245,700
	PROGRAM REVENUE			81,390,200	80,415,400
	OTHER			(1,790,200)	(1,792,600)
	SERVICE			(79,600,000)	(78,622,800)
	TOTAL-ALL SOURCES			81,635,400	80,661,100
10	(7) HOUSING AND COMMUNITY DEVELOPMENT				
11	(a) General program operations	GPR	A	998,700	1,001,000
12	(b) Housing grants and loans;				
13	general purpose revenue	GPR	B	3,897,800	3,897,800
14	(bp) Housing quality standards grants	GPR	A	500,000	500,000
15	(c) Payments to designated agents	GPR	A	-0-	-0-
16	(fm) Shelter for homeless and housing				
17	grants	GPR	B	3,113,600	3,113,600
18	(gg) Housing program services; other				
19	entities	PR	C	168,900	168,900
20	(h) Funding for the homeless	PR	C	422,400	422,400
21	(k) Sale of materials or services	PR-S	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(kg) Housing program services	PR-S	C	1,479,800	1,499,000
2	(m) Federal aid; state operations	PR-F	C	1,582,400	1,545,500
3	(n) Federal aid; local assistance	PR-F	C	10,000,000	10,000,000
4	(o) Federal aid; individuals and				
5	organizations	PR-F	C	22,164,000	22,164,000
6		(7) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			8,510,100	8,512,400
	PROGRAM REVENUE			35,817,500	35,799,800
	FEDERAL			(33,746,400)	(33,709,500)
	OTHER			(591,300)	(591,300)
	SERVICE			(1,479,800)	(1,499,000)
	TOTAL-ALL SOURCES			44,327,600	44,312,200
7	(8) DIVISION OF GAMING				
8	(am) Interest on racing and bingo				
9	moneys	GPR	S	100	100
10	(g) General program operations;				
11	racing	PR	A	-0-	-0-
12	(h) General program operations;				
13	Indian gaming	PR	A	2,016,200	2,040,700
14	(hm) Indian gaming receipts	PR	C	-0-	-0-
15	(j) General program operations;				
16	raffles	PR	A	236,600	237,300
17	(jm) General program operations;				
18	bingo	PR	A	350,100	350,900
19		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			100	100
	PROGRAM REVENUE			2,602,900	2,628,900
	OTHER			(2,602,900)	(2,628,900)
	TOTAL-ALL SOURCES			2,603,000	2,629,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1		20.505 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			396,257,600	437,544,000
	PROGRAM REVENUE			532,059,400	528,748,600
	FEDERAL			(141,860,800)	(142,267,700)
	OTHER			(28,523,100)	(28,561,800)
	SERVICE			(361,675,500)	(357,919,100)
	SEGREGATED REVENUE			54,485,000	54,487,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(54,485,000)	(54,487,600)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			982,802,000	1,020,780,200
2	20.507 Board of Commissioners of Public Lands				
3	(1) TRUST LANDS AND INVESTMENTS				
4	(h) Trust lands and investments -				
5	general program operations	PR-S	A	1,722,400	1,724,700
6	(j) Payments to American Indian				
7	tribes or bands for raised sunken				
8	logs	PR	C	-0-	-0-
9	(k) Trust lands and investments -				
10	interagency and intra-agency				
11	assistance	PR-S	A	-0-	-0-
12	(mg) Federal aid - flood control	PR-F	C	52,700	52,700
13		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			1,775,100	1,777,400
	FEDERAL			(52,700)	(52,700)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,722,400)	(1,724,700)
	TOTAL-ALL SOURCES			1,775,100	1,777,400
14		20.507 DEPARTMENT TOTALS			
	PROGRAM REVENUE			1,775,100	1,777,400
	FEDERAL			(52,700)	(52,700)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,722,400)	(1,724,700)
	TOTAL-ALL SOURCES			1,775,100	1,777,400

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	20.510 Elections Commission				
2	(1) ADMINISTRATION OF ELECTIONS				
3	(a) General program operations;				
4	general purpose revenue	GPR	B	4,448,400	4,360,600
5	(be) Investigations	GPR	A	25,000	25,000
6	(bm) Training of chief inspectors	GPR	B	-0-	-0-
7	(br) Special counsel	GPR	A	-0-	-0-
8	(c) Voter identification training	GPR	A	82,600	82,600
9	(d) Election administration transfer	GPR	A	-0-	-0-
10	(e) Elections administration	GPR	A	-0-	-0-
11	(g) Recount fees	PR	A	-0-	-0-
12	(h) Materials and services	PR	A	1,000	1,000
13	(jm) Gifts and grants	PR	A	-0-	-0-
14	(m) Federal aid	PR-F	A	-0-	-0-
15	(t) Election administration	SEG	A	100	100
16	(x) Federal aid; election				
17	administration fund	SEG-F	C	1,113,500	1,154,800
18		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			4,556,000	4,468,200
	PROGRAM REVENUE			1,000	1,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,000)	(1,000)
	SEGREGATED REVENUE			1,113,600	1,154,900
	FEDERAL			(1,113,500)	(1,154,800)
	OTHER			(100)	(100)
	TOTAL-ALL SOURCES			5,670,600	5,624,100
19		20.510 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			4,556,000	4,468,200

SENATE BILL 59

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(a) General program operations;				
2	general purpose revenue	GPR	A	685,600	686,300
3	(be) Investigations	GPR	A	225,000	225,000
4	(br) Special counsel	GPR	A	-0-	-0-
5	(g) General program operations;				
6	program revenue	PR	A	31,700	31,700
7	(h) Gifts and grants	PR	A	-0-	-0-
8	(i) Materials and services	PR	A	4,500	4,500
9	(im) Lobbying administration;				
10	program revenue	PR	A	477,800	478,300
11	(j) Electronic filing software	PR	A	-0-	-0-
12		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			910,600	911,300
	PROGRAM REVENUE			514,000	514,500
	OTHER			(514,000)	(514,500)
	TOTAL-ALL SOURCES			1,424,600	1,425,800
13		20.521 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			910,600	911,300
	PROGRAM REVENUE			514,000	514,500
	OTHER			(514,000)	(514,500)
	TOTAL-ALL SOURCES			1,424,600	1,425,800
14	20.525 Governor, Office of the				
15	(1) EXECUTIVE ADMINISTRATION				
16	(a) General program operations	GPR	S	3,541,400	3,541,400
17	(b) Contingent fund	GPR	S	20,400	20,400
18	(c) Membership in national				
19	associations	GPR	S	118,300	118,300

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(d) Disability board	GPR	S	-0-	-0-
2	(i) Gifts and grants	PR	C	-0-	-0-
3	(m) Federal aid	PR-F	C	-0-	-0-
4		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			3,680,100	3,680,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			3,680,100	3,680,100
5	(2) EXECUTIVE RESIDENCE				
6	(a) General program operations	GPR	S	347,100	347,100
7		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			347,100	347,100
	TOTAL-ALL SOURCES			347,100	347,100
8		20.525 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			4,027,200	4,027,200
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,027,200	4,027,200
9	20.536 Investment Board				
10	(1) INVESTMENT OF FUNDS				
11	(k) General program operations	PR	C	62,444,700	62,444,700
12	(ka) General program operations;				
13	environmental improvement fund	PR-S	C	-0-	-0-
14		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			62,444,700	62,444,700
	OTHER			(62,444,700)	(62,444,700)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			62,444,700	62,444,700
15		20.536 DEPARTMENT TOTALS			
	PROGRAM REVENUE			62,444,700	62,444,700

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	OTHER			(62,444,700)	(62,444,700)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			62,444,700	62,444,700
1	20.540 Lieutenant Governor, Office of the				
2	(1) EXECUTIVE COORDINATION				
3	(a) General program operations	GPR	A	478,800	497,100
4	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
5	(k) Grants from state agencies	PR-S	C	-0-	-0-
6	(m) Federal aid	PR-F	C	-0-	-0-
7	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			478,800	497,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			478,800	497,100
8	20.540 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			478,800	497,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			478,800	497,100
9	20.550 Public Defender Board				
10	(1) LEGAL ASSISTANCE				
11	(a) Program operation	GPR	B	98,746,600	107,064,600
12	(fb) Payments from clients;				
13	administrative costs	PR	A	331,500	332,000
14	(g) Gifts, grants, and proceeds	PR	C	-0-	-0-
15	(h) Contractual agreements	PR-S	A	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(i) Tuition payments	PR	C	-0-	-0-
2	(kj) Conferences and training	PR-S	A	193,700	194,400
3	(L) Private bar and investigator				
4	reimbursement; payments for				
5	legal representation	PR	C	913,000	913,000
6	(m) Federal aid	PR-F	C	-0-	-0-
7		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			98,746,600	107,064,600
	PROGRAM REVENUE			1,438,200	1,439,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,244,500)	(1,245,000)
	SERVICE			(193,700)	(194,400)
	TOTAL-ALL SOURCES			100,184,800	108,504,000
8		20.550 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			98,746,600	107,064,600
	PROGRAM REVENUE			1,438,200	1,439,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,244,500)	(1,245,000)
	SERVICE			(193,700)	(194,400)
	TOTAL-ALL SOURCES			100,184,800	108,504,000
9	20.566 Revenue, Department of				
10	(1) COLLECTION OF TAXES				
11	(a) General program operations	GPR	A	70,322,900	70,942,100
12	(g) Administration of county sales				
13	and use taxes	PR	A	3,113,600	3,117,900
14	(ga) Cigarette tax stamps	PR	A	249,300	249,300
15	(gb) Business tax registration	PR	A	1,752,700	1,757,400
16	(gd) Administration of special district				
17	taxes	PR-S	A	440,300	440,300

SENATE BILL 59

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(ge) Administration of local				
2	professional football stadium				
3	district taxes	PR-S	A	121,300	121,300
4	(gf) Administration of resort tax	PR-S	A	78,400	78,400
5	(gg) Administration of local taxes	PR	A	141,900	143,400
6	(h) Debt collection	PR	A	2,946,700	2,984,800
7	(ha) Administration of liquor tax and				
8	alcohol beverages enforcement	PR	A	1,343,800	1,352,300
9	(hb) Collections by the department	PR	A	1,209,600	1,228,600
10	(hc) Collections from the financial				
11	record matching program	PR	A	498,200	498,200
12	(hd) Administration of liquor tax and				
13	alcohol beverages enforcement;				
14	wholesaler fees funding special				
15	agent position	PR	C	117,300	121,000
16	(hm) Collections under contracts	PR	S	357,300	357,300
17	(hn) Collections under the multistate				
18	tax commission audit program	PR	S	58,300	58,300
19	(ho) Collections under multistate				
20	streamlined sales tax project	PR	S	40,000	40,000
21	(hp) Administration of income tax				
22	checkoff voluntary payments	PR	A	27,300	27,300
23	(i) Gifts and grants	PR	C	-0-	-0-
24	(m) Federal funds; state operations	PR-F	C	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(q) Economic development surcharge				
2	administration	SEG	A	267,100	271,100
3	(qm) Administration of rental vehicle				
4	fee	SEG	A	74,100	78,100
5	(r) Administration of dry cleaner fees	SEG	A	18,900	18,900
6	(s) Petroleum inspection fee				
7	collection	SEG	A	81,900	85,700
8	(t) Farmland preservation credit,				
9	2010 and beyond	SEG	A	-0-	-0-
10	(u) Motor fuel tax administration	SEG	A	1,689,600	1,701,900
11		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			70,322,900	70,942,100
	PROGRAM REVENUE			12,496,000	12,575,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(11,856,000)	(11,935,800)
	SERVICE			(640,000)	(640,000)
	SEGREGATED REVENUE			2,131,600	2,155,700
	OTHER			(2,131,600)	(2,155,700)
	TOTAL-ALL SOURCES			84,950,500	85,673,600
12	(2) STATE AND LOCAL FINANCE				
13	(a) General program operations	GPR	A	8,041,500	8,041,500
14	(b) Valuation error loans	GPR	S	-0-	-0-
15	(bm) Integrated property assessment				
16	system technology	GPR	A	2,461,200	2,461,200
17	(g) County assessment studies	PR	C	-0-	-0-
18	(ga) Commercial property assessment	PR	C	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(gb) Manufacturing property				
2	assessment	PR	A	1,217,800	1,220,400
3	(gi) Municipal finance report				
4	compliance	PR	A	32,800	32,800
5	(h) Reassessments	PR	A	273,500	273,500
6	(hm) Administration of tax				
7	incremental, and environmental				
8	remediation tax incremental,				
9	financing programs	PR	C	194,000	196,200
10	(i) Gifts and grants	PR	C	-0-	-0-
11	(m) Federal funds; state operations	PR-F	C	-0-	-0-
12	(q) Railroad and air carrier tax				
13	administration	SEG	A	251,200	253,100
14	(r) Lottery and gaming credit				
15	administration	SEG	A	280,200	281,900
16		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			10,502,700	10,502,700
	PROGRAM REVENUE			1,718,100	1,722,900
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,718,100)	(1,722,900)
	SEGREGATED REVENUE			531,400	535,000
	OTHER			(531,400)	(535,000)
	TOTAL-ALL SOURCES			12,752,200	12,760,600
17	(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
18	(a) General program operations	GPR	A	31,666,500	31,788,200
19	(b) Integrated tax system technology	GPR	A	4,087,100	4,087,100
20	(c) Expert professional services	GPR	B	63,300	63,300

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(g) Services	PR	A	81,300	81,300
2	(gm) Reciprocity agreement and				
3	publications	PR	A	36,000	36,000
4	(go) Reciprocity agreement, Illinois	PR	A	-0-	-0-
5	(i) Gifts and grants	PR	C	-0-	-0-
6	(k) Internal services	PR-S	A	2,916,100	2,916,100
7	(m) Federal funds; state operations	PR-F	C	-0-	-0-
8		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			35,816,900	35,938,600
	PROGRAM REVENUE			3,033,400	3,033,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(117,300)	(117,300)
	SERVICE			(2,916,100)	(2,916,100)
	TOTAL-ALL SOURCES			38,850,300	38,972,000
9	(4) UNCLAIMED PROPERTY PROGRAM				
10	(a) Unclaimed property; contingency				
11	appropriation	GPR	S	-0-	-0-
12	(j) Unclaimed property; claims	PR	C	-0-	-0-
13	(k) Unclaimed property;				
14	administrative expenses	PR-S	A	3,840,600	3,840,600
15		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			3,840,600	3,840,600
	OTHER			(-0-)	(-0-)
	SERVICE			(3,840,600)	(3,840,600)
	TOTAL-ALL SOURCES			3,840,600	3,840,600
16	(7) INVESTMENT AND LOCAL IMPACT FUND				
17	(e) Investment and local impact fund				
18	supplement	GPR	A	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(g) Investment and local impact fund				
2	administrative expenses	PR	A	-0-	-0-
3	(n) Federal mining revenue	PR-F	C	-0-	-0-
4	(v) Investment and local impact fund	SEG	C	-0-	-0-
5		(7) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
6	(8) LOTTERY				
7	(b) Retailer compensation	GPR	A	40,000,000	40,000,000
8	(q) General program operations	SEG	A	19,867,300	19,867,300
9	(r) Retailer compensation	SEG	S	6,381,800	6,381,800
10	(s) Prizes	SEG	S	-0-	-0-
11	(v) Vendor fees	SEG	S	17,053,100	17,053,100
12		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			40,000,000	40,000,000
	SEGREGATED REVENUE			43,302,200	43,302,200
	OTHER			(43,302,200)	(43,302,200)
	TOTAL-ALL SOURCES			83,302,200	83,302,200
13		20.566 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			156,642,500	157,383,400
	PROGRAM REVENUE			21,088,100	21,172,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(13,691,400)	(13,776,000)
	SERVICE			(7,396,700)	(7,396,700)
	SEGREGATED REVENUE			45,965,200	45,992,900
	OTHER			(45,965,200)	(45,992,900)
	TOTAL-ALL SOURCES			223,695,800	224,549,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	20.575 Secretary of State				
2	(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				
3	(g) Program fees	PR	A	338,300	325,600
4	(ka) Agency collections	PR-S	A	3,400	3,400
5		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			341,700	329,000
	OTHER			(338,300)	(325,600)
	SERVICE			(3,400)	(3,400)
	TOTAL-ALL SOURCES			341,700	329,000
6		20.575 DEPARTMENT TOTALS			
	PROGRAM REVENUE			341,700	329,000
	OTHER			(338,300)	(325,600)
	SERVICE			(3,400)	(3,400)
	TOTAL-ALL SOURCES			341,700	329,000
7	20.585 Treasurer, State				
8	(1) CUSTODIAN OF STATE FUNDS				
9	(b) Insurance	GPR	A	-0-	-0-
10	(c) General program operations;				
11	general purpose revenue	GPR	A	240,100	271,200
12	(h) Training conferences	PR	C	-0-	-0-
13	(i) Gifts and grants	PR	C	-0-	-0-
14	(k) Administrative expenses	PR-S	A	188,400	195,800
15	(kb) General program operations	PR-S	A	-0-	-0-
16		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			240,100	271,200
	PROGRAM REVENUE			188,400	195,800
	OTHER			(-0-)	(-0-)
	SERVICE			(188,400)	(195,800)
	TOTAL-ALL SOURCES			428,500	467,000
17		20.585 DEPARTMENT TOTALS			

SENATE BILL 59**SECTION 126**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
GENERAL PURPOSE REVENUE			240,100	271,200
PROGRAM REVENUE			188,400	195,800
OTHER			(-0-)	(-0-)
SERVICE			(188,400)	(195,800)
TOTAL-ALL SOURCES			428,500	467,000

1

General Executive Functions

2

FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUE			661,907,300	712,198,600
PROGRAM REVENUE			619,850,600	616,623,100
FEDERAL			(141,913,500)	(142,320,400)
OTHER			(106,757,000)	(106,868,600)
SERVICE			(371,180,100)	(367,434,100)
SEGREGATED REVENUE			149,981,500	149,967,000
FEDERAL			(1,113,500)	(1,154,800)
OTHER			(148,868,000)	(148,812,200)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			1,431,739,400	1,478,788,700

Judicial

3

20.625 Circuit Courts

4

(1) COURT OPERATIONS

5

(a) Circuit courts GPR S 77,811,700 77,811,700

6

(b) Permanent reserve judges GPR A -0- -0-

7

(cg) Circuit court costs GPR B 24,676,800 24,676,800

8

(g) Sale of materials and services PR C -0- -0-

9

(k) Court interpreters PR-S A 232,700 232,700

10

(m) Federal aid PR-F C -0- -0-

11

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE			102,488,500	102,488,500
PROGRAM REVENUE			232,700	232,700
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(232,700)	(232,700)
TOTAL-ALL SOURCES			102,721,200	102,721,200

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1		20.625 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			102,488,500	102,488,500
	PROGRAM REVENUE			232,700	232,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(232,700)	(232,700)
	TOTAL-ALL SOURCES			102,721,200	102,721,200
2	20.660 Court of Appeals				
3	(1) APPELLATE PROCEEDINGS				
4	(a) General program operations	GPR	S	11,341,200	11,341,200
5	(m) Federal aid	PR-F	C	-0-	-0-
6		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			11,341,200	11,341,200
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			11,341,200	11,341,200
7		20.660 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			11,341,200	11,341,200
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			11,341,200	11,341,200
8	20.665 Judicial Commission				
9	(1) JUDICIAL CONDUCT				
10	(a) General program operations	GPR	A	299,900	299,900
11	(cm) Contractual agreements	GPR	B	16,200	16,200
12	(mm) Federal aid	PR-F	C	-0-	-0-
13		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			316,100	316,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			316,100	316,100
14		20.665 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			316,100	316,100

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			316,100	316,100
1	20.670 Judicial Council				
2	(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE				
3	(a) General program operations	GPR	A	-0-	-0-
4	(g) Gifts and grants	PR	C	-0-	-0-
5	(k) Director of state courts and law				
6	library transfer	PR-S	C	-0-	-0-
7	(m) Federal aid	PR-F	C	-0-	-0-
8	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9	20.670 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
10	20.680 Supreme Court				
11	(1) SUPREME COURT PROCEEDINGS				
12	(a) General program operations	GPR	S	5,531,100	5,531,100
13	(m) Federal aid	PR-F	C	-0-	-0-
14	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,531,100	5,531,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	TOTAL-ALL SOURCES			5,531,100	5,531,100
1	(2) DIRECTOR OF STATE COURTS AND LAW LIBRARY				
2	(a) General program operations	GPR	B	11,971,600	12,014,100
3	(g) Gifts and grants	PR	C	653,600	653,600
4	(ga) Court commissioner training	PR	C	65,100	65,100
5	(gc) Court interpreter training and				
6	certification	PR	C	45,100	45,100
7	(h) Materials and services	PR	C	132,000	132,000
8	(i) Municipal judge training	PR	C	178,100	178,100
9	(j) Court information systems	PR	C	7,623,400	7,652,600
10	(kc) Central services	PR-S	A	248,200	248,500
11	(ke) Interagency and intra-agency				
12	automation assistance	PR-S	C	-0-	-0-
13	(kf) Interagency and intra-agency				
14	assistance	PR-S	C	-0-	-0-
15	(L) Library collections and services	PR	C	143,900	143,900
16	(m) Federal aid	PR-F	C	965,500	965,500
17	(qm) Mediation fund	SEG	C	822,800	824,200
18	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			11,971,600	12,014,100
	PROGRAM REVENUE			10,054,900	10,084,400
	FEDERAL			(965,500)	(965,500)
	OTHER			(8,841,200)	(8,870,400)
	SERVICE			(248,200)	(248,500)
	SEGREGATED REVENUE			822,800	824,200
	OTHER			(822,800)	(824,200)
	TOTAL-ALL SOURCES			22,849,300	22,922,700

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(3) BAR EXAMINERS AND RESPONSIBILITY				
2	(g) Board of bar examiners	PR	C	825,400	825,400
3	(h) Office of lawyer regulation	PR	C	3,202,100	3,202,100
4		(3) PROGRAM TOTALS			
	PROGRAM REVENUE			4,027,500	4,027,500
	OTHER			(4,027,500)	(4,027,500)
	TOTAL-ALL SOURCES			4,027,500	4,027,500
5		20.680 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			17,502,700	17,545,200
	PROGRAM REVENUE			14,082,400	14,111,900
	FEDERAL			(965,500)	(965,500)
	OTHER			(12,868,700)	(12,897,900)
	SERVICE			(248,200)	(248,500)
	SEGREGATED REVENUE			822,800	824,200
	OTHER			(822,800)	(824,200)
	TOTAL-ALL SOURCES			32,407,900	32,481,300
6		Judicial			
7		FUNCTIONAL AREA TOTALS			
	GENERAL PURPOSE REVENUE			131,648,500	131,691,000
	PROGRAM REVENUE			14,315,100	14,344,600
	FEDERAL			(965,500)	(965,500)
	OTHER			(12,868,700)	(12,897,900)
	SERVICE			(480,900)	(481,200)
	SEGREGATED REVENUE			822,800	824,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(822,800)	(824,200)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			146,786,400	146,859,800

Legislative**20.765 Legislature**

9	(1) ENACTMENT OF STATE LAWS				
10	(a) General program				
11	operations-assembly	GPR	S	27,470,900	27,470,900

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(b) General program				
2	operations-senate	GPR	S	19,388,800	19,388,800
3	(c) Legal representation	GPR	S	-0-	-0-
4	(d) Legislative documents	GPR	S	3,919,100	3,919,100
5	(e) Gifts, grants, and bequests	PR	C	-0-	-0-
6		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			50,778,800	50,778,800
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			50,778,800	50,778,800
7	(3) SERVICE AGENCIES AND NATIONAL ASSOCIATIONS				
8	(b) Legislative reference bureau	GPR	B	6,212,800	6,212,800
9	(bd) Legislative reference bureau;				
10	redistricting	GPR	B	10,000	-0-
11	(c) Legislative audit bureau	GPR	B	6,863,100	6,872,600
12	(d) Legislative fiscal bureau	GPR	B	4,119,700	4,119,700
13	(e) Joint legislative council;				
14	execution of functions, conduct of				
15	research, development of studies,				
16	and the provision of assistance to				
17	committees	GPR	B	4,096,000	4,096,000
18	(ec) Joint legislative council;				
19	contractual studies	GPR	B	15,000	-0-
20	(em) Legislative technology services				
21	bureau	GPR	B	4,586,400	4,594,200

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(f) Joint committee on legislative				
2	organization	GPR	B	-0-	-0-
3	(fa) Membership in national				
4	associations	GPR	S	279,300	285,800
5	(g) Gifts and grants to service				
6	agencies	PR	C	10,000	10,000
7	(ka) Audit bureau reimbursable audits	PR-S	A	2,461,700	2,331,800
8	(m) Federal aid	PR-F	C	-0-	-0-
9		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			26,182,300	26,181,100
	PROGRAM REVENUE			2,471,700	2,341,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(10,000)	(10,000)
	SERVICE			(2,461,700)	(2,331,800)
	TOTAL-ALL SOURCES			28,654,000	28,522,900
10	(4) CAPITOL OFFICES RELOCATION				
11	(a) Capitol offices relocation costs	GPR	B	-0-	-0-
12		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
13		20.765 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			76,961,100	76,959,900
	PROGRAM REVENUE			2,471,700	2,341,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(10,000)	(10,000)
	SERVICE			(2,461,700)	(2,331,800)
	TOTAL-ALL SOURCES			79,432,800	79,301,700
14		Legislative			
15		FUNCTIONAL AREA TOTALS			
	GENERAL PURPOSE REVENUE			76,961,100	76,959,900
	PROGRAM REVENUE			2,471,700	2,341,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(10,000)	(10,000)
	SERVICE			(2,461,700)	(2,331,800)

SENATE BILL 59**SECTION 126**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
SEGREGATED REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			79,432,800	79,301,700

General Appropriations

1	20.835 Shared Revenue and Tax Relief				
2	(1) SHARED REVENUE PAYMENTS				
3	(c) Expenditure restraint program				
4	account	GPR	S	59,311,700	59,311,700
5	(db) County and municipal aid				
6	account	GPR	S	698,154,900	713,216,400
7	(dm) Public utility distribution account	GPR	S	75,801,200	76,559,300
8	(e) State aid; tax exempt property	GPR	S	97,967,100	97,967,100
9	(f) State aid; personal property tax				
10	exemption	GPR	S	75,354,200	75,354,200
11	(r) County and municipal aid				
12	account; police and fire protection				
13	fund	SEG	C	45,920,800	45,920,800
14	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,006,589,100	1,022,408,700
	SEGREGATED REVENUE			45,920,800	45,920,800
	OTHER			(45,920,800)	(45,920,800)
	TOTAL-ALL SOURCES			1,052,509,900	1,068,329,500
15	(2) TAX RELIEF				
16	(b) Claim of right credit	GPR	S	132,000	132,000
17	(bb) Jobs tax credit	GPR	S	5,000,000	2,900,000

SENATE BILL 59

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(bc) Woody biomass harvesting and				
2	processing credit	GPR	S	-0-	-0-
3	(bd) Meat processing facility				
4	investment credit	GPR	S	-0-	-0-
5	(be) Food processing plant and food				
6	warehouse investment credit	GPR	S	-0-	-0-
7	(bg) Business development credit	GPR	S	18,100,000	18,400,000
8	(bL) Film production company				
9	investment credit	GPR	S	-0-	-0-
10	(bm) Film production services credit	GPR	S	-0-	-0-
11	(bn) Dairy manufacturing facility				
12	investment credit	GPR	S	-0-	-0-
13	(bp) Dairy manufacturing facility				
14	investment credit; dairy				
15	cooperatives	GPR	S	-0-	-0-
16	(br) Interest payments on				
17	overassessments of				
18	manufacturing property	GPR	S	10,000	10,000
19	(c) Homestead tax credit	GPR	S	78,900,000	116,300,000
20	(cc) Qualified child sales and use tax				
21	rebate for 2018	GPR	S	-0-	-0-
22	(co) Enterprise zone jobs credit	GPR	S	64,300,000	50,700,000

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(cp) Electronics and information				
2	technology manufacturing zone				
3	credit	GPR	S	-0-	211,954,900
4	(d) Research credit	GPR	S	7,500,000	11,250,000
5	(dm) Farmland preservation credit	GPR	S	350,000	250,000
6	(dn) Farmland tax relief credit	GPR	S	-0-	-0-
7	(do) Farmland preservation credit,				
8	2010 and beyond	GPR	S	15,400,000	15,400,000
9	(em) Veterans and surviving spouses				
10	property tax credit	GPR	S	33,900,000	35,000,000
11	(en) Beginning farmer and farm asset				
12	owner tax credit	GPR	S	-0-	-0-
13	(ep) Cigarette and tobacco product tax				
14	refunds	GPR	S	33,635,000	33,125,000
15	(f) Earned income tax credit	GPR	S	39,700,000	40,400,000
16	(ff) Earned income tax credit;				
17	periodic payments	GPR	S	-0-	-0-
18	(ka) Farmland tax relief credit; Indian				
19	gaming receipts	PR-S	C	-0-	-0-
20	(kf) Earned income tax credit;				
21	temporary assistance for needy				
22	families	PR-S	A	85,700,000	86,700,000
23	(q) Farmland tax relief credit	SEG	S	-0-	-0-
24		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			296,927,000	535,821,900
	PROGRAM REVENUE			85,700,000	86,700,000

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STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2019-2020	2020-2021
	SERVICE			(85,700,000)	(86,700,000)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			382,627,000	622,521,900
1	(3) STATE PROPERTY TAX RELIEF				
2	(b) School levy tax credit and first				
3	dollar credit	GPR	S	1,090,000,000	1,090,000,000
4	(ef) Transfer to conservation fund;				
5	forestry	GPR	S	97,753,400	101,736,100
6	(q) Lottery and gaming credit	SEG	S	217,827,600	217,876,500
7	(s) Lottery and gaming credit; late				
8	applications	SEG	S	311,500	311,500
9		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,187,753,400	1,191,736,100
	SEGREGATED REVENUE			218,139,100	218,188,000
	OTHER			(218,139,100)	(218,188,000)
	TOTAL-ALL SOURCES			1,405,892,500	1,409,924,100
10	(4) COUNTY AND LOCAL TAXES				
11	(g) County taxes	PR	C	-0-	-0-
12	(gb) Special district taxes	PR	C	-0-	-0-
13	(gd) Premier resort area tax	PR	C	-0-	-0-
14	(ge) Local professional football				
15	stadium district taxes	PR	C	-0-	-0-
16	(gg) Local taxes	PR	C	-0-	-0-
17		(4) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(5) PAYMENTS IN LIEU OF TAXES				
2	(a) Payments for municipal services	GPR	A	18,584,200	18,584,200
3		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			18,584,200	18,584,200
	TOTAL-ALL SOURCES			18,584,200	18,584,200
4		20.835 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			2,509,853,700	2,768,550,900
	PROGRAM REVENUE			85,700,000	86,700,000
	OTHER			(-0-)	(-0-)
	SERVICE			(85,700,000)	(86,700,000)
	SEGREGATED REVENUE			264,059,900	264,108,800
	OTHER			(264,059,900)	(264,108,800)
	TOTAL-ALL SOURCES			2,859,613,600	3,119,359,700
5	20.855 Miscellaneous Appropriations				
6	(1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
7	(a) Obligation on operating notes	GPR	S	-0-	-0-
8	(b) Operating note expenses	GPR	S	-0-	-0-
9	(bm) Payment of canceled drafts	GPR	S	1,125,000	1,125,000
10	(c) Interest payments to program				
11	revenue accounts	GPR	S	-0-	-0-
12	(d) Interest payments to segregated				
13	funds	GPR	S	-0-	-0-
14	(dm) Interest reimbursements to				
15	federal government	GPR	S	-0-	-0-
16	(e) Interest on prorated local				
17	government payments	GPR	S	-0-	-0-
18	(f) Payment of fees to financial				
19	institutions	GPR	S	1,500,000	1,500,000

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(gm) Payment of canceled drafts;				
2	program revenues	PR	S	-0-	-0-
3	(q) Redemption of operating notes	SEG	S	-0-	-0-
4	(r) Interest payments to general fund	SEG	S	-0-	-0-
5	(rm) Payment of canceled drafts;				
6	segregated revenues	SEG	S	450,000	450,000
7		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			2,625,000	2,625,000
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			450,000	450,000
	OTHER			(450,000)	(450,000)
	TOTAL-ALL SOURCES			3,075,000	3,075,000
8	(3) CAPITOL RENOVATION EXPENSES				
9	(b) Capitol restoration and relocation				
10	planning	GPR	B	-0-	-0-
11	(c) Historically significant				
12	furnishings	GPR	B	-0-	-0-
13		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
14	(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
15	(a) Interest on overpayment of taxes	GPR	S	1,500,000	1,000,000
16	(am) Great Lakes protection fund				
17	contribution	GPR	C	-0-	-0-
18	(be) Study of engineering	GPR	A	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(bm) Oil pipeline terminal tax				
2	distribution	GPR	S	6,386,100	6,448,600
3	(bv) General fund supplement to				
4	veterans trust fund	GPR	S	-0-	15,800,000
5	(c) Minnesota income tax reciprocity	GPR	S	-0-	-0-
6	(ca) Minnesota income tax reciprocity				
7	bench mark	GPR	A	-0-	-0-
8	(cm) Illinois income tax reciprocity	GPR	S	98,065,000	101,747,000
9	(cn) Illinois income tax reciprocity				
10	bench mark	GPR	A	-0-	-0-
11	(co) Illinois income tax reciprocity,				
12	1998 and 1999	GPR	A	-0-	-0-
13	(cr) Transfer to local exposition				
14	district	GPR	A	4,000,000	4,000,000
15	(dr) Transfer to local exposition				
16	district	GPR	A	4,000,000	4,000,000
17	(e) Transfer to conservation fund;				
18	land acquisition reimbursement	GPR	S	100	100
19	(f) Transfer to environmental fund;				
20	nonpoint sources	GPR	A	7,991,100	7,991,100
21	(fc) Aids for certain local purchases				
22	and projects	GPR	A	-0-	-0-
23	(fm) Transfer to transportation fund;				
24	hub facility exemptions	GPR	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021	
1	(fr) Transfer to transportation fund;					
2	disaster damage aids	GPR	S	-0-	1,000,000	
3	(gd) American Red Cross, Badger					
4	Chapter	PR	C	-0-	-0-	
5	(ge) Feeding America; Second Harvest					
6	food banks	PR	C	-0-	-0-	
7	(h) Volkswagen settlement funds	PR	C	25,000,000	-0-	
8	(q) Terminal tax distribution	SEG	S	1,906,000	1,906,000	
9	(r) Petroleum allowance	SEG	S	300,000	300,000	
10	(s) Transfer to conservation fund;					
11	motorboat formula	SEG	S	15,804,000	16,980,000	
12	(t) Transfer to conservation fund;					
13	snowmobile formula	SEG	S	6,313,000	6,635,000	
14	(u) Transfer to conservation fund;					
15	all-terrain vehicle formula	SEG	S	3,046,800	3,276,600	
16	(v) Transfer to conservation fund;					
17	utility terrain vehicle formula	SEG	S	554,600	596,400	
18	(w) Transfer to transportation fund;					
19	petroleum inspection fund	SEG	A	6,258,500	6,258,500	
20	(wc) Petroleum inspection fund					
21	supplement to environmental					
22	fund; environmental management	SEG	A	1,704,800	1,704,800	
23						
		(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			121,942,300	141,986,800	
	PROGRAM REVENUE			25,000,000	-0-	
	OTHER			(25,000,000)	(-0-)	
	SEGREGATED REVENUE			35,887,700	37,657,300	

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	OTHER			(35,887,700)	(37,657,300)
	TOTAL-ALL SOURCES			182,830,000	179,644,100
1	(5) STATE HOUSING AUTHORITY RESERVE FUND				
2	(a) Enhancement of credit of				
3	authority debt	GPR	A	-0-	-0-
4		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
5	(6) MISCELLANEOUS RECEIPTS				
6	(g) Gifts and grants	PR	C	-0-	-0-
7	(h) Vehicle and aircraft receipts	PR	A	-0-	-0-
8	(i) Miscellaneous program revenue	PR	A	-0-	-0-
9	(j) Custody accounts	PR	C	-0-	-0-
10	(k) Aids to individuals and				
11	organizations	PR-S	C	-0-	-0-
12	(ka) Local assistance	PR-S	C	-0-	-0-
13	(m) Federal aid	PR-F	C	-0-	-0-
14	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
15		(6) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
16	(8) MARQUETTE UNIVERSITY				

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(a) Dental clinic and education				
2	facility; principal repayment,				
3	interest and rebates	GPR	S	2,369,300	2,078,800
4		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			2,369,300	2,078,800
	TOTAL-ALL SOURCES			2,369,300	2,078,800
5	(9) STATE CAPITOL RENOVATION AND RESTORATION				
6	(a) South wing renovation and				
7	restoration	GPR	C	-0-	-0-
8		(9) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
9		20.855 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			126,936,600	146,690,600
	PROGRAM REVENUE			25,000,000	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(25,000,000)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			36,337,700	38,107,300
	OTHER			(36,337,700)	(38,107,300)
	TOTAL-ALL SOURCES			188,274,300	184,797,900
10	20.865 Program Supplements				
11	(1) EMPLOYEE COMPENSATION AND SUPPORT				
12	(a) Judgments and legal expenses	GPR	S	-0-	-0-
13	(c) Compensation and related				
14	adjustments	GPR	S	-0-	-0-
15	(ci) University pay adjustments	GPR	S	-0-	-0-
16	(cj) Pay adjustments for certain				
17	university employees	GPR	A	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(d) Employer fringe benefit costs	GPR	S	-0-	-0-
2	(dm) Discretionary merit compensation				
3	program	GPR	A	6,000,000	6,000,000
4	(e) Additional biweekly payroll	GPR	A	-0-	-0-
5	(em) Financial and procurement				
6	services	GPR	A	-0-	-0-
7	(fm) Risk management	GPR	A	-0-	-0-
8	(fn) Physically handicapped				
9	supplements	GPR	A	5,800	5,800
10	(g) Judgments and legal expenses;				
11	program revenues	PR	S	-0-	-0-
12	(i) Compensation and related				
13	adjustments; program revenues	PR	S	-0-	-0-
14	(ic) University pay adjustments	PR	S	-0-	-0-
15	(j) Employer fringe benefit costs;				
16	program revenues	PR	S	-0-	-0-
17	(jm) Additional biweekly payroll;				
18	nonfederal program revenues	PR	S	-0-	-0-
19	(js) Financial and procurement				
20	services; program revenues	PR	S	-0-	-0-
21	(kr) Risk management; program				
22	revenues	PR	S	-0-	-0-
23	(Ln) Physically handicapped				
24	supplements; program revenues	PR	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(m) Additional biweekly payroll;				
2	federal program revenues	PR-F	S	-0-	-0-
3	(q) Judgments and legal expenses;				
4	segregated revenues	SEG	S	-0-	-0-
5	(s) Compensation and related				
6	adjustments; segregated revenues	SEG	S	-0-	-0-
7	(si) University pay adjustments	SEG	S	-0-	-0-
8	(t) Employer fringe benefit costs;				
9	segregated revenues	SEG	S	-0-	-0-
10	(tm) Additional biweekly payroll;				
11	nonfederal segregated revenues	SEG	S	-0-	-0-
12	(ts) Financial and procurement				
13	services; segregated revenues	SEG	S	-0-	-0-
14	(ur) Risk management; segregated				
15	revenues	SEG	S	-0-	-0-
16	(vn) Physically handicapped				
17	supplements; segregated				
18	revenues	SEG	S	-0-	-0-
19	(x) Additional biweekly payroll;				
20	federal segregated revenues	SEG-F	S	-0-	-0-
21		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			6,005,800	6,005,800
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
	TOTAL-ALL SOURCES			6,005,800	6,005,800
1	(2) STATE PROGRAMS AND FACILITIES				
2	(a) Private facility rental increases	GPR	A	-0-	-0-
3	(ag) State-owned office rent				
4	supplement	GPR	A	-0-	-0-
5	(am) Space management	GPR	A	-0-	-0-
6	(d) State deposit fund	GPR	S	-0-	-0-
7	(e) Maintenance of capitol and				
8	executive residence	GPR	A	4,508,900	4,508,900
9	(eb) Executive residence furnishings				
10	replacement	GPR	C	10,200	10,200
11	(em) Groundwater survey and analysis	GPR	A	182,500	182,500
12	(g) Private facility rental increases;				
13	program revenues	PR	S	-0-	-0-
14	(gg) State-owned office rent				
15	supplement; program revenues	PR	S	-0-	-0-
16	(gm) Space management; program				
17	revenues	PR	S	-0-	-0-
18	(i) Enterprise resource planning				
19	system; program revenues	PR	S	-0-	-0-
20	(j) State deposit fund; program				
21	revenues	PR	S	-0-	-0-

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(L) Data processing and				
2	telecommunications study;				
3	program revenues	PR	S	-0-	-0-
4	(q) Private facility rental increases;				
5	segregated revenues	SEG	S	-0-	-0-
6	(qg) State-owned office rent				
7	supplement; segregated revenues	SEG	S	-0-	-0-
8	(qm) Space management; segregated				
9	revenues	SEG	S	-0-	-0-
10	(r) Enterprise resource planning				
11	system; segregated revenues	SEG	S	-0-	-0-
12	(t) State deposit fund; segregated				
13	revenues	SEG	S	-0-	-0-
14		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			4,701,600	4,701,600
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,701,600	4,701,600
15	(3) TAXES AND SPECIAL CHARGES				
16	(a) Property taxes	GPR	S	-0-	-0-
17	(g) Property taxes; program revenues	PR	S	-0-	-0-
18	(i) Payments for municipal services;				
19	program revenues	PR	S	-0-	-0-
20	(q) Property taxes; segregated				
21	revenues	SEG	S	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021	
1	(s) Payments for municipal services;					
2	segregated revenues	SEG	S	-0-	-0-	
3						
		(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-	
	PROGRAM REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	SEGREGATED REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			-0-	-0-	
4	(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS					
5	(a) General purpose revenue funds					
6	general program supplementation	GPR	B	133,600	133,600	
7	(g) Program revenue funds general					
8	program supplementation	PR	S	-0-	-0-	
9	(k) Public assistance programs					
10	supplementation	PR-S	C	-0-	-0-	
11	(m) Federal funds general program					
12	supplementation	PR-F	C	-0-	-0-	
13	(u) Segregated funds general					
14	program supplementation	SEG	S	-0-	-0-	
15						
		(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			133,600	133,600	
	PROGRAM REVENUE			-0-	-0-	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(-0-)	(-0-)	
	SERVICE			(-0-)	(-0-)	
	SEGREGATED REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			133,600	133,600	
16	(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REVENUE - SERVICE APPROPRIATIONS					

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(g) Supplementation of program				
2	revenue and program revenue -				
3	service appropriations	PR	S	-0-	-0-
4		(8) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
5		20.865 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			10,841,000	10,841,000
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			10,841,000	10,841,000
6	20.866 Public Debt				
7	(1) BOND SECURITY AND REDEMPTION FUND				
8	(u) Principal repayment and interest	SEG	S	-0-	-0-
9		(1) PROGRAM TOTALS			
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
10		20.866 DEPARTMENT TOTALS			
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
11	20.867 Building Commission				
12	(1) STATE OFFICE BUILDINGS				
13	(a) Principal repayment and interest;				
14	housing of state agencies	GPR	S	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(b) Principal repayment and interest;				
2	capitol and executive residence	GPR	S	9,083,700	6,858,700
3		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			9,083,700	6,858,700
	TOTAL-ALL SOURCES			9,083,700	6,858,700
4	(2) ALL STATE-OWNED FACILITIES				
5	(b) Asbestos removal	GPR	A	-0-	-0-
6	(c) Hazardous materials removal	GPR	A	-0-	-0-
7	(f) Facilities preventive maintenance	GPR	A	-0-	-0-
8	(q) Building trust fund	SEG	C	-0-	-0-
9	(r) Planning and design	SEG	C	-0-	-0-
10	(u) Aids for buildings	SEG	C	-0-	-0-
11	(v) Building program funding				
12	contingency	SEG	C	-0-	-0-
13	(w) Building program funding	SEG	C	-0-	-0-
14		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
15	(3) STATE BUILDING PROGRAM				
16	(a) Principal repayment and interest	GPR	S	13,102,000	18,674,200
17	(b) Principal repayment and interest	GPR	S	1,327,600	1,511,700
18	(bb) Principal repayment, interest and				
19	rebates; AIDS Network, Inc.	GPR	S	23,300	23,600

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(bc) Principal repayment, interest and				
2	rebates; Grand Opera House in				
3	Oshkosh	GPR	S	43,100	45,700
4	(bd) Principal repayment, interest and				
5	rebates; Aldo Leopold climate				
6	change classroom and interactive				
7	laboratory	GPR	S	37,700	39,300
8	(be) Principal repayment, interest and				
9	rebates; Bradley Center Sports				
10	and Entertainment Corporation	GPR	S	1,883,600	1,731,400
11	(bf) Principal repayment, interest and				
12	rebates; AIDS Resource Center of				
13	Wisconsin, Inc.	GPR	S	62,100	62,900
14	(bg) Principal repayment, interest,				
15	and rebates; Madison Children's				
16	Museum	GPR	S	19,400	19,700
17	(bh) Principal repayment, interest,				
18	and rebates; Myrick Hixon				
19	EcoPark, Inc.	GPR	S	34,500	43,500
20	(bj) Principal repayment, interest and				
21	rebates; Lac du Flambeau Indian				
22	Tribal Cultural Center	GPR	S	18,200	17,800
23	(bL) Principal repayment, interest and				
24	rebates; family justice center	GPR	S	759,200	752,100

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(bm) Principal repayment, interest,				
2	and rebates; HR Academy, Inc.	GPR	S	125,400	133,900
3	(bn) Principal repayment, interest and				
4	rebates; Hmong cultural center	GPR	S	22,500	21,500
5	(bq) Principal repayment, interest and				
6	rebates; children's research				
7	institute	GPR	S	1,003,500	954,400
8	(br) Principal repayment, interest and				
9	rebates	GPR	S	92,300	88,600
10	(bt) Principal repayment, interest,				
11	and rebates; Wisconsin				
12	Agriculture Education Center,				
13	Inc.	GPR	S	314,000	356,200
14	(bu) Principal repayment, interest,				
15	and rebates; Civil War exhibit at				
16	the Kenosha Public Museums	GPR	S	37,000	38,900
17	(bv) Principal repayment, interest,				
18	and rebates; Bond Health Center	GPR	S	75,300	76,600
19	(bw) Principal repayment, interest,				
20	and rebates; Eau Claire				
21	Confluence Arts, Inc.	GPR	S	981,100	1,065,900
22	(bx) Principal repayment, interest,				
23	and rebates; Carroll University	GPR	S	194,400	203,900

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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(cb) Principal repayment, interest and				
2	rebates; Domestic Abuse				
3	Intervention Services, Inc.	GPR	S	39,700	39,000
4	(cd) Principal repayment, interest,				
5	and rebates; K I Convention				
6	Center	GPR	S	135,700	134,900
7	(cf) Principal repayment, interest,				
8	and rebates; Dane County;				
9	livestock facilities	GPR	S	654,100	637,600
10	(ch) Principal repayment, interest,				
11	and rebates; Wisconsin Maritime				
12	Center of Excellence	GPR	S	399,500	394,100
13	(cj) Principal repayment, interest,				
14	and rebates; Norskedalen Nature				
15	and Heritage Center	GPR	S	-0-	8,800
16	(cq) Principal repayment, interest,				
17	and rebates; La Crosse Center	GPR	S	17,900	250,000
18	(cr) Principal repayment, interest,				
19	and rebates; St. Ann Center for				
20	Intergenerational Care, Inc.;				
21	Bucyrus Campus	GPR	S	125,000	401,300
22	(cs) Principal repayment, interest,				
23	and rebates; Brown County				
24	innovation center	GPR	S	25,000	265,800

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(d) Interest rebates on obligation				
2	proceeds; general fund	GPR	S	-0-	-0-
3	(e) Principal repayment, interest and				
4	rebates; parking ramp	GPR	S	-0-	-0-
5	(g) Principal repayment, interest and				
6	rebates; program revenues	PR	S	-0-	-0-
7	(h) Principal repayment, interest,				
8	and rebates	PR	S	-0-	-0-
9	(i) Principal repayment, interest and				
10	rebates; capital equipment	PR	S	-0-	-0-
11	(k) Interest rebates on obligation				
12	proceeds; program revenues	PR-S	C	-0-	-0-
13	(kd) Energy conservation construction				
14	projects; principal repayment,				
15	interest and rebates	PR-S	C	671,400	2,089,700
16	(km) Aquaculture demonstration				
17	facility; principal repayment and				
18	interest	PR-S	A	256,100	256,200
19	(q) Principal repayment and interest;				
20	segregated revenues	SEG	S	-0-	-0-
21	(r) Interest rebates on obligation				
22	proceeds; conservation fund	SEG	S	-0-	-0-
23	(s) Interest rebates on obligation				
24	proceeds; transportation fund	SEG	S	-0-	-0-

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	(t) Interest rebates on obligation				
2	proceeds; veterans trust fund	SEG	S	-0-	-0-
3	(w) Bonding services	SEG	S	1,024,200	1,024,200
4		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			21,553,100	27,993,300
	PROGRAM REVENUE			927,500	2,345,900
	OTHER			(-0-)	(-0-)
	SERVICE			(927,500)	(2,345,900)
	SEGREGATED REVENUE			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			23,504,800	31,363,400
5	(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
6	(q) Funding in lieu of borrowing	SEG	C	-0-	-0-
7	(r) Interest on veterans obligations	SEG	C	-0-	-0-
8		(4) PROGRAM TOTALS			
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9	(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				
10	(g) Financial consulting services	PR	C	-0-	-0-
11		(5) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
12		20.867 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			30,636,800	34,852,000
	PROGRAM REVENUE			927,500	2,345,900
	OTHER			(-0-)	(-0-)
	SERVICE			(927,500)	(2,345,900)
	SEGREGATED REVENUE			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			32,588,500	38,222,100

SENATE BILL 59**SECTION 126**

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
1	20.875 Budget Stabilization Fund				
2	(1) TRANSFERS TO FUND				
3	(a) General fund transfer	GPR	S	-0-	-0-
4		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
5	(2) TRANSFERS FROM FUND				
6	(q) Budget stabilization fund transfer	SEG	A	-0-	-0-
7		(2) PROGRAM TOTALS			
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
8		20.875 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9		General Appropriations			
10		FUNCTIONAL AREA TOTALS			
	GENERAL PURPOSE REVENUE			2,678,268,100	2,960,934,500
	PROGRAM REVENUE			111,627,500	89,045,900
	FEDERAL			(-0-)	(-0-)
	OTHER			(25,000,000)	(-0-)
	SERVICE			(86,627,500)	(89,045,900)
	SEGREGATED REVENUE			301,421,800	303,240,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(301,421,800)	(303,240,300)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			3,091,317,400	3,353,220,700
	STATE TOTALS			40,741,776,200	42,748,725,600
	GENERAL PURPOSE REVENUE			18,453,458,100	19,821,154,700
	PROGRAM REVENUE			17,470,584,500	17,894,142,900
	FEDERAL			(11,177,308,600)	(11,528,869,500)
	OTHER			(5,356,056,300)	(5,424,874,700)
	SERVICE			(937,219,600)	(940,398,700)
	SEGREGATED REVENUE			4,817,733,600	5,033,428,000
	FEDERAL			(948,575,200)	(943,656,800)

SENATE BILL 59

SECTION 126

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2019-2020	2020-2021
OTHER			(3,643,085,900)	(3,853,298,700)
SERVICE			(110,746,900)	(121,146,900)
LOCAL			(115,325,600)	(115,325,600)

1 **SECTION 127.** 20.115 (1) (gb) of the statutes is amended to read:
 2 20.115 (1) (gb) *Food, lodging, and recreation.* ~~The amounts in the schedule for~~
 3 ~~the regulation of food, lodging, and recreation under chs. 93, 97 and 98.~~ All moneys
 4 received under ss. 93.06 (1r) and (1w), 93.09, 93.11, 93.12, 97.17, 97.175, 97.20, 97.21,
 5 97.22, 97.24, 97.27, 97.29, 97.30 (3) (a), (b), and (c) and (3s), 97.41, 97.60 to 97.65,
 6 97.67, 98.145 and 98.146 for the regulation of food, lodging, and recreation ~~shall be~~
 7 ~~credited to this appropriation~~ under chs. 93, 97, and 98.

8 **SECTION 128.** 20.115 (3) (c) of the statutes is created to read:
 9 20.115 (3) (c) *Farmer mental health assistance.* The amounts in the schedule
 10 for mental health assistance to farmers and farm families.

11 **SECTION 129.** 20.115 (4) (d) of the statutes is amended to read:
 12 20.115 (4) (d) *Dairy industry promotion.* The amounts in the schedule for
 13 promoting the growth of the dairy industry by providing grants and loans to dairy
 14 producers and by providing grants to local organizations that coordinate grazing.

15 **SECTION 130.** 20.115 (7) (ge) of the statutes is created to read:
 16 20.115 (7) (ge) *Licensing and support services for dispensaries.* All moneys
 17 received under s. 94.57 (5) to license and regulate dispensaries, and to register
 18 laboratories, under s. 94.57.

19 **SECTION 131.** 20.155 (3) (a) of the statutes is created to read:

SENATE BILL 59**SECTION 131**

1 20.155 (3) (a) *Broadband expansion grants; general purpose revenue.*
2 Biennially, the amounts in the schedule for broadband expansion grants under s.
3 196.504.

4 **SECTION 132.** 20.155 (3) (r) of the statutes is amended to read:

5 20.155 (3) (r) *Broadband expansion grants; transfers.* From the universal
6 service fund, all moneys transferred under s. 196.218 (3) (a) 2s. a., 2015 Wisconsin
7 Act 55, section 9236 (1v), and 2017 Wisconsin Act 59, section 9237 (1) and (2) (a), and
8 2019 Wisconsin Act ... (this act), section 9201 (1), for broadband expansion grants
9 under s. 196.504.

10 **SECTION 133.** 20.165 (1) (gc) of the statutes is repealed.

11 **SECTION 134.** 20.192 (1) (a) of the statutes is amended to read:

12 20.192 (1) (a) *Operations and programs.* A sum sufficient in each fiscal year
13 2017–18 equal to the amount obtained by subtracting from ~~\$35,250,700~~ \$41,550,700
14 an amount equal to the sum of the amounts expended in that fiscal year from the
15 appropriations under pars. (r) and (s); ~~and in fiscal year 2018–19 equal to the amount~~
16 ~~obtained by subtracting from \$41,550,700 the sum of the amounts expended in that~~
17 ~~fiscal year from the appropriations under pars. (r) and (s);~~ for the operations of the
18 Wisconsin Economic Development Corporation and for funding economic
19 development programs developed and implemented under s. 238.03. No more than
20 \$16,512,500 may be expended from this appropriation in any fiscal year, and ~~no~~
21 moneys may be expended from this appropriation ~~unless the balance of~~ only if there
22 are no unencumbered moneys available in the appropriation account under par. (r)
23 is \$0.

24 **SECTION 135.** 20.225 (1) (g) of the statutes is amended to read:

SENATE BILL 59**SECTION 135**

1 20.225 (1) (g) *Gifts, grants, contracts, leases, instructional material, and*
2 *copyrights*. Except as provided in par. (i), all moneys received from gifts, grants,
3 contracts, the lease of excess capacity, the sale of instructional material under s.
4 39.11 (16), and the use of copyrights under s. 39.115 (1), to carry out the purposes for
5 which received.

6 **SECTION 136.** 20.235 (1) (fj) of the statutes is amended to read:

7 20.235 (1) (fj) *Handicapped Impaired student grants*. Biennially, the amounts
8 in the schedule for ~~handicapped~~ impaired student grants under s. 39.435 (5).

9 **SECTION 137.** 20.255 (1) (ep) of the statutes is amended to read:

10 20.255 (1) (ep) *Mental health and school climate training program programs*
11 *and grants*. The amounts in the schedule for the mental health and school climate
12 training program programs under s. ~~115.28 (63)~~ 115.362 (1) and to award grants
13 under s. 115.362 (2).

14 **SECTION 138.** 20.255 (1) (hg) of the statutes is amended to read:

15 20.255 (1) (hg) *Personnel licensure, teacher supply, information and analysis*
16 *and teacher improvement*. The amounts in the schedule to fund licensure
17 administrative costs under s. ~~ss.~~ 115.28 (7) (d) and 118.19 (10), teacher supply,
18 information and analysis costs under s. 115.29 (5), and teacher improvement under
19 s. 115.41. ~~Ninety percent of all~~ All moneys received from the licensure of school and
20 public library personnel under s. 115.28 (7) (d), and all moneys received under s.
21 115.41, shall be credited to this appropriation.

22 **SECTION 139.** 20.255 (1) (kt) of the statutes is created to read:

23 20.255 (1) (kt) *Tribal language revitalization grant program operations*. The
24 amounts in the schedule to pay operational and administrative costs incurred by the
25 Great Lakes Inter-Tribal Council, Inc., to implement and administer the tribal

SENATE BILL 59**SECTION 139**

1 language revitalization grant programs under s. 115.745. All moneys transferred
2 from the appropriation account under s. 20.505 (8) (hm) 5m. shall be credited to this
3 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered
4 balance on June 30 of each year shall revert to the appropriation account under s.
5 20.505 (8) (hm).

6 **SECTION 140.** 20.255 (2) (ac) of the statutes is amended to read:

7 20.255 (2) (ac) *General equalization aids.* ~~The amounts in the schedule A sum~~
8 sufficient for the payment of educational aids under ss. 121.08, 121.09, 121.095, and
9 121.105, ~~121.137~~ and subch. VI of ch. 121 equal to the amount determined by the joint
10 committee on finance under s. 121.15 (3m) (c) in the 2020-21 fiscal year and
11 biennially thereafter, and equal to the amount determined by law in the 2021-22
12 fiscal year and biennially thereafter.

13 **SECTION 141.** 20.255 (2) (ag) of the statutes is created to read:

14 20.255 (2) (ag) *Hold harmless aid.* A sum sufficient for hold harmless aid to
15 school districts under s. 121.10.

16 **SECTION 142.** 20.255 (2) (ah) of the statutes is created to read:

17 20.255 (2) (ah) *Mathematics partnership grant.* The amounts in the schedule
18 for aid to a 1st class city school district under s. 119.313.

19 **SECTION 143.** 20.255 (2) (aw) of the statutes is repealed.

20 **SECTION 144.** 20.255 (2) (az) of the statutes is amended to read:

21 20.255 (2) (az) *Special Needs Scholarship Program.* A sum sufficient to make
22 the payments under s. 115.7915 (4m) (a), ~~(em)~~, and (e) and (4p).

23 **SECTION 145.** 20.255 (2) (bd) of the statutes is amended to read:

24 20.255 (2) (bd) *Additional special education aid.* ~~The amounts in the schedule~~
25 for A sum sufficient for the payment of aid under s. 115.881.

SENATE BILL 59**SECTION 146**

1 **SECTION 146.** 20.255 (2) (be) of the statutes is repealed.

2 **SECTION 147.** 20.255 (2) (cb) of the statutes is created to read:

3 20.255 (2) (cb) *Bilingual-bicultural education; grants.* The amounts in the
4 schedule for bilingual-bicultural education grants under s. 115.958.

5 **SECTION 148.** 20.255 (2) (cc) of the statutes is amended to read:

6 20.255 (2) (cc) *Bilingual-bicultural education aids.* The amounts in the
7 schedule for bilingual-bicultural education programs under subch. VII of ch. 115 s.
8 115.995.

9 **SECTION 149.** 20.255 (2) (cd) of the statutes is created to read:

10 20.255 (2) (cd) *Bilingual-bicultural education supplemental aid.* The amounts
11 in the schedule for bilingual-bicultural education aid under s. 115.957.

12 **SECTION 150.** 20.255 (2) (ce) of the statutes is created to read:

13 20.255 (2) (ce) *Bilingual-bicultural education; targeted aid.* The amounts in
14 the schedule for aid under s. 115.994.

15 **SECTION 151.** 20.255 (2) (cg) of the statutes is amended to read:

16 20.255 (2) (cg) *Tuition payments; full-time open enrollment transfer payments.*
17 The amounts in the schedule for payment of tuition under subch. V of ch. 121 and
18 full-time open enrollment transfer payments under s. 118.51 (16) (b) 2. and (17) (c)
19 2. and ~~(em) 2.~~

20 **SECTION 152.** 20.255 (2) (co) of the statutes is created to read:

21 20.255 (2) (co) *Water filtration grants.* The amounts in the schedule for grants
22 to school districts under s. 115.335.

23 **SECTION 153.** 20.255 (2) (cv) of the statutes is created to read:

24 20.255 (2) (cv) *Driver education aid.* The amounts in the schedule for driver
25 education aid under s. 121.42.

SENATE BILL 59**SECTION 154**

1 **SECTION 154.** 20.255 (2) (cy) of the statutes is amended to read:

2 20.255 (2) (cy) *Aid for transportation; open enrollment and early college credit*
3 *program.* The amounts in the schedule to reimburse parents for the costs of
4 transportation of open enrollment pupils under ss. 118.51 (14) (b) and 118.52 (11) (b)
5 and for the payment of state aid under s. 118.55 (7g) for the transportation of pupils
6 attending a course at an institution of higher education and receiving credit for the
7 course under s. 118.55 (3) (b).

8 **SECTION 155.** 20.255 (2) (da) of the statutes is amended to read:

9 20.255 (2) (da) *Aid for school mental health programs.* The amounts in the
10 schedule for aid to school districts and independent charter schools employ, hire, and
11 retain pupil services professionals under s. 115.364.

12 **SECTION 156.** 20.255 (2) (dg) of the statutes is repealed.

13 **SECTION 157.** 20.255 (2) (dh) of the statutes is created to read:

14 20.255 (2) (dh) *Community engagement grants; urban school districts.* The
15 amounts in the schedule for community engagement grants under s. 115.449.

16 **SECTION 158.** 20.255 (2) (di) of the statutes is created to read:

17 20.255 (2) (di) *Principal training and support; urban school districts.* The
18 amounts in the schedule for grants under s. 115.28 (66).

19 **SECTION 159.** 20.255 (2) (dj) of the statutes is amended to read:

20 20.255 (2) (dj) *Summer school programs; grants; urban school districts.* The
21 amounts in the schedule for grants to school boards districts for summer school grant
22 programs under s. 115.447.

23 **SECTION 160.** 20.255 (2) (dk) of the statutes is created to read:

SENATE BILL 59**SECTION 160**

1 20.255 (2) (dk) *After-school and out-of-school-time programs; grants.*
2 Biennially, the amounts in the schedule for after-school and out-of-school-time
3 program grants under s. 115.446.

4 **SECTION 161.** 20.255 (2) (dm) of the statutes is created to read:

5 20.255 (2) (dm) *Early childhood education grants; urban school districts.* The
6 amounts in the schedule for early childhood education grants under s. 115.448.

7 **SECTION 162.** 20.255 (2) (eb) of the statutes is repealed.

8 **SECTION 163.** 20.255 (2) (ej) of the statutes is created to read:

9 20.255 (2) (ej) *Minority teacher grant program.* The amounts in the schedule
10 for grants to recruit minority teachers under s. 115.417.

11 **SECTION 164.** 20.255 (2) (fs) of the statutes is repealed.

12 **SECTION 165.** 20.255 (2) (fy) of the statutes is amended to read:

13 20.255 (2) (fy) *Grants to support gifted and talented pupils.* The amounts in
14 the schedule for grants for the to support of programs for gifted and talented pupils
15 under s. 118.35 (4).

16 **SECTION 166.** 20.255 (2) (q) of the statutes is repealed.

17 **SECTION 167.** 20.255 (3) (fr) of the statutes is amended to read:

18 20.255 (3) (fr) *Wisconsin Reading Corps.* The amounts in the schedule for
19 payments to Wisconsin Reading Corps under s. 115.28 (65). ~~No moneys may be~~
20 ~~encumbered under this paragraph after June 30, 2019.~~

21 **SECTION 168.** 20.285 (1) (f) of the statutes is created to read:

22 20.285 (1) (f) *Nurse educators.* As a continuing appropriation, the amounts in
23 the schedule to fund the costs of the program established under s. 36.615 (1).

24 **SECTION 169.** 20.285 (1) (qm) of the statutes is amended to read:

SENATE BILL 59**SECTION 169**

1 20.285 (1) (qm) *Grants for forestry programs.* From the conservation fund, of
2 the amounts in the schedule, ~~\$78,000~~ annually for the University of
3 Wisconsin-Stevens Point paper science program and the remaining balance for
4 grants to forest cooperatives under s. 36.56.

5 **SECTION 170.** 20.285 (1) (rs) of the statutes is created to read:

6 20.285 (1) (rs) *Environmental education grants.* From the conservation fund,
7 the amounts in the schedule for the University of Wisconsin-Stevens Point to award
8 environmental education grants under s. 36.57.

9 **SECTION 171.** 20.320 (1) (q) of the statutes is amended to read:

10 20.320 (1) (q) *Clean water fund program revenue obligation funding.* As a
11 continuing appropriation, all proceeds from revenue obligations issued for the clean
12 water fund program under subch. II or IV of ch. 18, as authorized under s. 281.59 (4)
13 and deposited in the fund in the state treasury created under s. 18.57 (1), providing
14 for reserves and for expenses of issuance and management of the revenue
15 obligations, and to make payments under an agreement or ancillary arrangement
16 entered into under s. 18.55 (6) with respect to such revenue obligations issued under
17 s. 281.59 (4), and the remainder to be transferred to the environmental improvement
18 fund for the purposes of the clean water fund program under s. 281.58. Estimated
19 disbursements under this paragraph shall not be included in the schedule under s.
20 20.005.

21 **SECTION 172.** 20.320 (1) (r) of the statutes is amended to read:

22 20.320 (1) (r) *Clean water fund program repayment of revenue obligations.*
23 From the environmental improvement fund, a sum sufficient to repay the fund in the
24 state treasury created under s. 18.57 (1) the amount needed to retire revenue
25 obligations issued for the clean water fund program under subch. II or IV of ch. 18,

SENATE BILL 59**SECTION 172**

1 as authorized under s. 281.59 (4), and to make payments under an agreement or
2 ancillary arrangement entered into under s. 18.55 (6) with respect to such revenue
3 obligations issued under s. 281.59 (4).

4 **SECTION 173.** 20.320 (1) (u) of the statutes is amended to read:

5 20.320 (1) (u) *Principal repayment and interest — clean water fund program*
6 *revenue obligation repayment.* From the fund in the state treasury created under s.
7 18.57 (1), all moneys received by the fund and not transferred under s. 281.59 (4) (c)
8 to the environmental improvement fund, for the purpose of the retirement of revenue
9 obligations, providing for reserves and for operations relating to the management
10 and retirement of revenue obligations issued for the clean water fund program under
11 subch. II or IV of ch. 18, as authorized under s. 281.59 (4), and to make payments
12 under an agreement or ancillary arrangement entered into under s. 18.55 (6) with
13 respect to such revenue obligations issued under s. 281.59 (4). All moneys received
14 are irrevocably appropriated in accordance with subch. II of ch. 18 and further
15 established in resolutions authorizing the issuance of the revenue obligations and
16 setting forth the distribution of funds to be received thereafter.

17 **SECTION 174.** 20.320 (2) (q) of the statutes is created to read:

18 20.320 (2) (q) *Safe drinking water loan program revenue obligation funding.*
19 As a continuing appropriation, all proceeds from revenue obligations issued for the
20 safe drinking water loan program under subch. II or IV of ch. 18, as authorized under
21 s. 281.59 (4) and deposited in the fund in the state treasury created under s. 18.57
22 (1), providing for reserves and for expenses of issuance and management of the
23 revenue obligations, and to make payments under an agreement or ancillary
24 arrangement entered into under s. 18.55 (6) with respect to such revenue obligations
25 issued under s. 281.59 (4), and the remainder to be transferred to the environmental

SENATE BILL 59**SECTION 174**

1 improvement fund for the purposes of the safe drinking water loan program under
2 s. 281.61. Estimated disbursements under this paragraph shall not be included in
3 the schedule under s. 20.005.

4 **SECTION 175.** 20.320 (2) (r) of the statutes is created to read:

5 20.320 (2) (r) *Safe drinking water loan program repayment of revenue*
6 *obligations.* From the environmental improvement fund, a sum sufficient to repay
7 the fund in the state treasury created under s. 18.57 (1) the amount needed to retire
8 revenue obligations issued for the safe drinking water loan program under subch. II
9 or IV of ch. 18, as authorized under s. 281.59 (4), and to make payments under an
10 agreement or ancillary arrangement entered into under s. 18.55 (6) with respect to
11 such revenue obligations issued under s. 281.59 (4).

12 **SECTION 176.** 20.320 (2) (u) of the statutes is created to read:

13 20.320 (2) (u) *Principal repayment and interest — safe drinking water loan*
14 *program revenue obligation repayment.* From the fund in the state treasury created
15 under s. 18.57 (1), all moneys received by the fund and not transferred under s.
16 281.59 (4) (c) to the environmental improvement fund, for the purpose of the
17 retirement of revenue obligations, providing for reserves and for operations relating
18 to the management and retirement of revenue obligations issued for the safe
19 drinking water loan program under subch. II or IV of ch. 18, as authorized under s.
20 281.59 (4), and to make payments under an agreement or ancillary arrangement
21 entered into under s. 18.55 (6) with respect to such revenue obligations issued under
22 s. 281.59 (4). All moneys received are irrevocably appropriated in accordance with
23 subch. II of ch. 18 and further established in resolutions authorizing the issuance of
24 the revenue obligations and setting forth the distribution of funds to be received
25 thereafter.

SENATE BILL 59**SECTION 177**

1 **SECTION 177.** 20.370 (3) (ak) of the statutes is repealed.

2 **SECTION 178.** 20.370 (3) (ma) of the statutes is amended to read:

3 20.370 (3) (ma) *General program operations — state funds.* From the general
4 fund, the amounts in the schedule for regulatory and enforcement operations under
5 chs. 30, 31 and 280 to 299 and ss. 44.47, 59.692, 59.693, 61.351, 61.353, 61.354,
6 62.231, 62.233, 62.234 and 87.30, for reimbursement of the conservation fund for
7 expenses incurred for actions taken under s. 323.12 (2) (c), ~~and~~ for enforcement of the
8 treaty-based, off-reservation rights to fish, hunt, and gather held by members of
9 federally recognized American Indian tribes or bands, for snowmobile enforcement
10 operations under ss. 350.055, 350.12 (4) (a) 2m., 3., and 3m., and 350.155, and for
11 safety training and fatality reporting.

12 **SECTION 179.** 20.370 (4) (dw) of the statutes is amended to read:

13 20.370 (4) (dw) *Solid waste management — environmental repair; petroleum*
14 *spills; administration.* From the petroleum inspection fund, the amounts in the
15 schedule for the administration of ss. s. 292.63 and 292.64.

16 **SECTION 180.** 20.370 (7) (cu) of the statutes is created to read:

17 20.370 (7) (cu) *Principal repayment and interest — water pollution control*
18 *grants.* From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u)
19 for the payment of principal and interest costs incurred in providing funds under s.
20 20.866 (2) (tj) for water pollution control infrastructure project grants under s.
21 281.54 and to make payments under an agreement or ancillary arrangement entered
22 into under s. 18.06 (8) (a).

23 **SECTION 181.** 20.370 (9) (ag) of the statutes is created to read:

24 20.370 (9) (ag) *Water resources — concentrated animal feedings operations.*
25 From the general fund, all moneys received under s. 283.31 (8) (am) and all moneys

SENATE BILL 59**SECTION 181**

1 required under s. 283.31 (8) (b) to be credited to this appropriation account for
2 implementing and enforcing s. 281.31 in relation to concentrated animal feeding
3 operations.

4 **SECTION 182.** 20.380 (3) (k) of the statutes is created to read:

5 20.380 (3) (k) *Art in state buildings; funds received from other state agencies.*

6 All moneys received from other state agencies under s. 41.58 (2), less moneys
7 transferred to par. (ka), for the art in state buildings program under s. 41.58.

8 **SECTION 183.** 20.380 (3) (ka) of the statutes is created to read:

9 20.380 (3) (ka) *Administration of art in state buildings program.* All moneys
10 transferred from the appropriation under par. (k) for administration of the art in
11 state buildings program under s. 41.58.

12 **SECTION 184.** 20.395 (1) (bt) of the statutes is created to read:

13 20.395 (1) (bt) *Transit capital assistance grants.* As a continuing
14 appropriation, the amounts in the schedule for transit capital assistance grants
15 under s. 85.203.

16 **SECTION 185.** 20.395 (3) (et) of the statutes is amended to read:

17 20.395 (3) (et) *Intelligent transportation systems and traffic control signals,*
18 *state funds.* As a continuing appropriation, the amounts in the schedule for the
19 installation, replacement, or rehabilitation of traffic control signals and intelligent
20 transportation systems. ~~No moneys may be encumbered from this appropriation~~
21 ~~account after June 30, 2021.~~

22 **SECTION 186.** 20.395 (3) (eu) of the statutes is amended to read:

23 20.395 (3) (eu) *Intelligent transportation systems and traffic control signals,*
24 *local funds.* All moneys received from any local unit of government or other sources
25 for the installation, replacement, or rehabilitation of traffic control signals and

SENATE BILL 59**SECTION 186**

1 intelligent transportation systems, for such purposes. ~~No moneys may be~~
2 ~~encumbered from this appropriation account after June 30, 2021.~~

3 **SECTION 187.** 20.395 (3) (ez) of the statutes is amended to read:

4 20.395 (3) (ez) *Intelligent transportation systems and traffic control signals,*
5 *federal funds.* All moneys received from the federal government for the installation,
6 replacement, or rehabilitation of traffic control signals and intelligent
7 transportation systems, for such purposes. ~~No moneys may be encumbered from this~~
8 ~~appropriation account after June 30, 2021.~~

9 **SECTION 188.** 20.435 (1) (bk) of the statutes is created to read:

10 20.435 (1) (bk) *Healthy aging grant program.* The amounts in the schedule for
11 grants to an entity that conducts programs in healthy aging.

12 **SECTION 189.** 20.435 (1) (cr) of the statutes is created to read:

13 20.435 (1) (cr) *Minority health grants.* The amounts in the schedule for the
14 minority health program under s. 250.20 (3) and (4).

15 **SECTION 190.** 20.435 (1) (fj) of the statutes is repealed.

16 **SECTION 191.** 20.435 (1) (kb) of the statutes is repealed.

17 **SECTION 192.** 20.435 (2) (gk) of the statutes is amended to read:

18 20.435 (2) (gk) *Institutional operations and charges.* The amounts in the
19 schedule for care, other than under s. 51.06 (1r), provided by the centers for the
20 developmentally disabled, to reimburse the cost of providing the services and to
21 remit any credit balances to county departments that occur on and after
22 July 1, 1978, in accordance with s. 51.437 (4rm) (c); for care, other than under s.
23 46.043, provided by the mental health institutes, to reimburse the cost of providing
24 the services and to remit any credit balances to county departments that occur on and
25 after January 1, 1979, in accordance with s. 51.42 (3) (as) 2.; for care of juveniles

SENATE BILL 59**SECTION 192**

1 placed at the Mendota juvenile treatment center for whom counties are financially
2 responsible under s. 938.357 (3) (d), to reimburse the cost of providing that care; for
3 maintenance of state-owned housing at centers for the developmentally disabled
4 and mental health institutes; for repair or replacement of property damaged at the
5 mental health institutes or at centers for the developmentally disabled; for
6 reimbursing the total cost of using, producing, and providing services, products, and
7 care; and to transfer to the appropriation account under sub. (5) (kp) for funding
8 centers. All moneys received as payments from medical assistance on and after
9 August 1, 1978; as payments from all other sources including other payments under
10 s. 46.10 and payments under s. 51.437 (4rm) (c) received on and after July 1, 1978;
11 as medical assistance payments, other payments under s. 46.10, and payments
12 under s. 51.42 (3) (as) 2. received on and after January 1, 1979; as payments from
13 counties for the care of juveniles placed at the Mendota juvenile treatment center;
14 as payments for the rental of state-owned housing and other institutional facilities
15 at centers for the developmentally disabled and mental health institutes; for the sale
16 of electricity, steam, or chilled water; as payments in restitution of property damaged
17 at the mental health institutes or at centers for the developmentally disabled; for the
18 sale of surplus property, including vehicles, at the mental health institutes or at
19 centers for the developmentally disabled; and for other services, products, and care
20 shall be credited to this appropriation, except that any payment under s. 46.10
21 received for the care or treatment of patients admitted under s. 51.10, 51.15, or 51.20
22 for which the state is liable under s. 51.05 (3), of forensic patients committed under
23 ch. 971 or 975, admitted under ch. 975, or transferred under s. 51.35 (3), or of patients
24 transferred from a state prison under s. 51.37 (5), to the Mendota Mental Health
25 Institute or the Winnebago Mental Health Institute shall be treated as general

SENATE BILL 59**SECTION 192**

1 purpose revenue — earned, as defined under s. 20.001 (4); and except that moneys
2 received under s. 51.06 (6) may be expended only as provided in s. 13.101 (17).

3 **SECTION 193.** 20.435 (4) (b) of the statutes is amended to read:

4 20.435 (4) (b) *Medical Assistance program benefits.* Biennially, the amounts
5 in the schedule to provide a portion of the state share of Medical Assistance program
6 benefits administered under subch. IV of ch. 49, for a portion of the Badger Care
7 health care program under s. 49.665, to provide a portion of the Medical Assistance
8 program benefits administered under subch. IV of ch. 49 that are not also provided
9 under par. (o), ~~to fund the pilot project under s. 46.27 (9) and (10), to provide a portion~~
10 ~~of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund~~
11 ~~services provided by resource centers under s. 46.283, for services under the family~~
12 ~~care benefit under s. 46.284 (5), for the community options program under s. 46.27,~~
13 ~~2017 stats., for assisting victims of diseases, as provided in ss. 49.68, 49.683, and~~
14 ~~49.685, for distributing grants under s. 146.64, and for reduction of any operating~~
15 ~~deficits as specified in 2005 Wisconsin Act 15, section 3. Notwithstanding s. 20.002~~
16 ~~(1), the department may transfer from this appropriation account to the~~
17 ~~appropriation account under sub. (5) (kc) funds in the amount of and for the purposes~~
18 ~~specified in s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the~~
19 ~~department may credit or deposit into this appropriation account and may transfer~~
20 ~~between fiscal years funds that it transfers from the appropriation account under~~
21 ~~sub. (5) (kc) for the purposes specified in s. 46.485 (3r).~~

22 **SECTION 194.** 20.435 (4) (bd) of the statutes is amended to read:

23 20.435 (4) (bd) *Long-term care programs.* The amounts in the schedule ~~for~~
24 ~~assessments, case planning, services, administration and risk reserve escrow~~
25 ~~accounts under s. 46.27, for pilot projects under s. 46.271 (1), to fund services~~

SENATE BILL 59**SECTION 194**

1 provided by resource centers other entities under s. 46.283 (5), for services under the
2 family care program under s. 46.284 (5), ~~for services and supports under s. 46.2803~~
3 ~~(2), and~~ and for services provided under the children's community options program under
4 s. 46.272, ~~and for the payment of premiums under s. 49.472 (5)~~. Notwithstanding ss.
5 20.001 (3) (a) and 20.002 (1), the department may under this paragraph transfer
6 moneys between fiscal years. ~~Except for moneys authorized for transfer under this~~
7 ~~appropriation or under s. 46.27 (7) (fm) or (g), all moneys under this appropriation~~
8 ~~that are allocated under s. 46.27 and are not spent or encumbered by counties or by~~
9 ~~the department by December 31 of each year shall lapse to the general fund on the~~
10 ~~succeeding January 1 unless transferred to the next calendar year by the joint~~
11 ~~committee on finance.~~

12 **SECTION 195.** 20.435 (4) (bf) of the statutes is amended to read:

13 20.435 (4) (bf) *Graduate medical training support grants.* As a continuing
14 appropriation, the amounts in the schedule to award grants to rural hospitals under
15 s. 146.63 and to support graduate medical training programs under s. 146.64.

16 **SECTION 196.** 20.435 (4) (bq) of the statutes is repealed.

17 **SECTION 197.** 20.435 (4) (gm) of the statutes is amended to read:

18 20.435 (4) (gm) *Medical assistance; provider refunds and collections.* All
19 moneys received from provider refunds, third party liability payments, drug rebates,
20 audit recoveries, and other collections related to expenditures made from pars. (b),
21 (jz), and (w), except for those moneys deposited in the appropriation accounts under
22 par. (im) or (in) regardless of the fiscal year in which the expenditure from par. (b),
23 (jz), or (w) is made, to provide a portion of the state share of Medical Assistance
24 program benefits administered under subch. IV of ch. 49; to provide a portion of the
25 Badger Care health care program under s. 49.665; to provide a portion of the Medical

SENATE BILL 59**SECTION 197**

1 Assistance program benefits administered under subch. IV of ch. 49 that are not also
2 provided under par. (o); ~~to fund the pilot project under s. 46.27 (9) and (10);~~ to fund
3 services provided by resource centers under s. 46.283; to fund services under the
4 family care benefit under s. 46.284 (5); and to assist victims of diseases, as provided
5 in ss. 49.68, 49.683, and 49.685.

6 **SECTION 198.** 20.435 (4) (hp) of the statutes is amended to read:

7 20.435 (4) (hp) *Disabled children's long-term support waivers.* All moneys
8 received under ss. 46.03 (18) and 46.10 for services for children reimbursed under a
9 waiver under s. ~~46.27 (11)~~, 46.275, or 46.278 or provided under the disabled children's
10 long-term support program, as defined in s. 46.011 (1g), for distribution to counties
11 according to a formula developed by the department as a portion of the state share
12 of payments for services for children under the waiver under s. 46.278 or for services
13 provided under the disabled children's long-term support program.

14 **SECTION 199.** 20.435 (4) (im) of the statutes is amended to read:

15 20.435 (4) (im) *Medical assistance; correct payment recovery; collections;*
16 *community services; other recoveries.* All moneys received from the recovery of
17 correct medical assistance payments under ss. 49.496 and 49.849, all moneys
18 received as collections and other recoveries from providers, drug manufacturers, and
19 other 3rd parties under medical assistance performance-based contracts, all moneys
20 received from the recovery of costs of care under ss. 46.27 (7g), 2017 stats., and 49.849
21 for enrollees who are ineligible for Medical Assistance, all moneys not appropriated
22 under par. (in), and all moneys credited to this appropriation account under s. 49.89
23 (7) (f), for payments to counties and tribal governing bodies under s. 49.496 (4) (a),
24 for payment of claims under s. 49.849 (5), for payments to the federal government for
25 its share of medical assistance benefits recovered, for the state share of medical

SENATE BILL 59**SECTION 199**

1 assistance benefits provided under subch. IV of ch. 49, for payments to care
2 management organizations for provision of the family care benefit under s. 46.284
3 (5), for payments for long-term community support services funded under s. 46.27
4 (7) as provided in s. 46.27 (7g) (e) and 49.849 (6) (b), 2017 stats., for administration
5 of the waiver program under s. 46.99, and for costs related to collections and other
6 recoveries.

7 **SECTION 200.** 20.435 (4) (in) of the statutes is amended to read:

8 20.435 (4) (in) *Community options program; family care; recovery of costs*
9 *administration.* From the moneys received from the recovery of costs of care under
10 ss. 46.27 (7g), 2017 stats., and 49.849 for enrollees who are ineligible for medical
11 assistance, the amounts in the schedule for administration of the recovery of costs
12 of the care.

13 **SECTION 201.** 20.435 (4) (jw) of the statutes is amended to read:

14 20.435 (4) (jw) *BadgerCare Plus and hospital assessment.* All moneys received
15 from payment of enrollment fees under the program under s. 49.45 (23), all moneys
16 transferred under s. 50.38 (9), all moneys transferred from the appropriation account
17 under par. (jz), and 10 percent of all moneys received from penalty assessments
18 under s. 49.471 (9) (c), for administration of the program under s. 49.45 (23), to
19 provide a portion of the state share of administrative costs for the BadgerCare Plus
20 Medical Assistance program under s. 49.471, and for administration of the hospital
21 assessment under s. 50.38.

22 **SECTION 202.** 20.435 (4) (w) of the statutes is amended to read:

23 20.435 (4) (w) *Medical Assistance trust fund.* From the Medical Assistance
24 trust fund, biennially, the amounts in the schedule for meeting costs of medical
25 assistance administered under ss. 46.27, 46.275 (5), 46.278 (6), 46.283 (5), 46.284 (5),

SENATE BILL 59**SECTION 202**

1 49.45, and 49.472 (6), for refunds under s. 50.38 (6) (a) and (6m) (a), and for
2 administrative costs associated with augmenting the amount of federal moneys
3 received under 42 CFR 433.51.

4 **SECTION 203.** 20.435 (5) (cf) of the statutes is amended to read:

5 20.435 (5) (cf) ~~Mobile crisis team~~ Crisis program enhancement grants.

6 Biennially, the amounts in the schedule for awarding grants to counties or regions
7 to establish certified or enhance crisis programs ~~that create mental health mobile~~
8 ~~crisis teams~~ under s. 46.536.

9 **SECTION 204.** 20.435 (5) (ct) of the statutes is created to read:

10 20.435 (5) (ct) *Mental health consultation program.* The amounts in the
11 schedule for developing a plan for a mental health consultation program under s.
12 51.441. No moneys may be encumbered under this paragraph after June 30, 2021.

13 **SECTION 205.** 20.435 (5) (dg) of the statutes is created to read:

14 20.435 (5) (dg) *Regional crisis stabilization facilities.* The amounts in the
15 schedule to provide grants to regional crisis stabilization facilities under s. 51.03 (7).

16 **SECTION 206.** 20.435 (6) (gd) of the statutes is created to read:

17 20.435 (6) (gd) *Medical cannabis registry.* All moneys received as fees under
18 s. 146.44 (2) (a) 4. and (ac) 3. and (4m), for the purposes of the Medical Cannabis
19 Registry Program under s. 146.44.

20 **SECTION 207.** 20.435 (6) (jm) of the statutes is amended to read:

21 20.435 (6) (jm) *Licensing and support services.* The amounts in the schedule
22 for the purposes specified in ss. 48.685 (2) (am) ~~and~~, (b), and (ba), (3) (a) ~~and~~, (b), and
23 (c), and (5) (a), 48.686 (2) (am), (3) (am) and (bm), and (5) (a), 49.45 (47), 50.02 (2),
24 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b), and (5), 50.13, 50.135, 50.36 (2),
25 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.981, and 146.40 (4r) (b) and (er), and

SENATE BILL 59**SECTION 207**

1 subch. VI of ch. 50 and to conduct health facilities plan and rule development
2 activities, for accrediting nursing homes, convalescent homes, and homes for the
3 aged, to conduct capital construction and remodeling plan reviews under ss. 50.02
4 (2) (b) and 50.36 (2), and for the costs of inspecting, licensing or certifying, and
5 approving facilities, issuing permits, and providing technical assistance, that are not
6 specified under any other paragraph in this subsection. All moneys received under
7 ss. 48.685 (8), 48.686 (2) (ag), 49.45 (42) (c), 49.45 (47) (c), 50.02 (2), 50.025, 50.065
8 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c), and 50.981,
9 all moneys received from fees for the costs of inspecting, licensing or certifying, and
10 approving facilities, issuing permits, and providing technical assistance, that are not
11 specified under any other paragraph in this subsection, and all moneys received
12 under s. 50.135 (2) shall be credited to this appropriation account.

13 **SECTION 208.** 20.435 (7) (b) of the statutes is amended to read:

14 20.435 (7) (b) *Community aids and Medical Assistance payments.* The
15 amounts in the schedule for human services and community mental health services
16 under s. 46.40, to fund services provided by resource centers under s. 46.283 (5), to
17 fund activities in support of resource center operations, for services under the family
18 care benefit under s. 46.284 (5), for Medical Assistance payment adjustments under
19 s. 49.45 (52) (a) for services described in s. 49.45 (52) (a) 1., for Medical Assistance
20 payments under s. 49.45 (6tw), and for Medical Assistance payments under s. 49.45
21 (53) for services described in s. 49.45 (53) that are provided before January 1, 2012.
22 Social services disbursements under s. 46.03 (20) (b) may be made from this
23 appropriation. Refunds received relating to payments made under s. 46.03 (20) (b)
24 for the provision of services for which moneys are appropriated under this paragraph
25 shall be returned to this appropriation. Notwithstanding ss. 20.001 (3) (a) and

SENATE BILL 59**SECTION 208**

1 20.002 (1), the department of health services may transfer funds between fiscal years
2 under this paragraph. The department shall deposit into this appropriation funds
3 it recovers under ss. 46.495 (2) (b) and 51.423 (15), from prior year audit adjustments
4 including those resulting from audits of services under s. 46.26, 1993 stats., or s.
5 46.27, 2017 stats. Except for amounts authorized to be carried forward under s.
6 46.45, all funds recovered under ss. 46.495 (2) (b) and 51.423 (15) and all funds
7 allocated under s. 46.40 and not spent or encumbered by December 31 of each year
8 shall lapse to the general fund on the succeeding January 1 unless carried forward
9 to the next calendar year by the joint committee on finance.

10 **SECTION 209.** 20.437 (1) (bd) of the statutes is renumbered 20.437 (1) (js) and
11 amended to read:

12 20.437 (1) (js) *Tribal family services grants.* The amounts in the schedule for
13 tribal family services grants under s. 48.487. All moneys transferred from the
14 appropriation account under s. 20.505 (8) (hm) 12. shall be credited to this
15 appropriation account. Notwithstanding s. 20.001 (3) (b), the unencumbered
16 balance on June 30 of each odd-numbered year shall revert to the appropriation
17 account under s. 20.505 (8) (hm).

18 **SECTION 210.** 20.437 (1) (cL) of the statutes is created to read:

19 20.437 (1) (cL) *Seventeen-year-old juvenile justice aids.* A sum sufficient for
20 the purposes under s. 48.5275.

21 **SECTION 211.** 20.437 (1) (cn) of the statutes is created to read:

22 20.437 (1) (cn) *County facility start-up costs.* The amounts in the schedule for
23 the purposes under s. 48.5276.

24 **SECTION 212.** 20.437 (1) (cx) of the statutes is amended to read:

SENATE BILL 59**SECTION 212**

1 20.437 (1) (cx) *Child welfare services; aids.* The amounts in the schedule for
2 providing services to children and families under s. 48.48 (17) in a county having a
3 population of 750,000 or more, for the cost of subsidized guardianship payments
4 under s. 48.623 (1) or (6), and, to the extent that a demonstration project authorized
5 under 42 USC 1320a-9 reduces the cost of providing out-of-home care for children
6 in that county, for services for children and families under s. 48.563 (4) in other
7 counties having a population of less than 750,000.

8 **SECTION 213.** 20.437 (1) (dd) of the statutes is amended to read:

9 20.437 (1) (dd) *State out-of-home care, guardianship, and adoption services.*
10 The amounts in the schedule for foster care, institutional child care, and subsidized
11 adoptions under ss. 48.48 (12) and 48.52, for the cost of care for children under s.
12 49.19 (10) (d), ~~for the cost of subsidized guardianship payments under s. 48.623 (1)~~
13 ~~or (6)~~, for the cost of placements of children 18 years of age or over in residential care
14 centers for children and youth under voluntary agreements under s. 48.366 (3) or
15 under orders that terminate as provided in s. 48.355 (4) (b) 4., 48.357 (6) (a) 4., or
16 48.365 (5) (b) 4., for the cost of the foster care monitoring system, for the cost of
17 services to children with special needs who are under the guardianship of the
18 department to prepare those children for adoption, and for the cost of postadoption
19 services to children with special needs.

20 **SECTION 214.** 20.437 (1) (fm) of the statutes is repealed.

21 **SECTION 215.** 20.437 (1) (jm) of the statutes is amended to read:

22 20.437 (1) (jm) *Licensing activities.* All moneys received from licensing
23 activities under ss. 48.60, 48.62, 48.625, and 938.22 (7) and from fees under ss.
24 48.615, 48.625, 48.685 (8), and 938.22 (7) (b) and (c), for the costs of licensing child
25 welfare agencies under s. 48.60, foster homes under s. 48.62, group homes under s.

SENATE BILL 59**SECTION 215**

1 48.625, and shelter care facilities under s. 938.22 (7) and for the purposes specified
2 in s. 48.685 (2) (am) ~~and, (b), and (ba), (3) (a) and, (b), and (c),~~ and (5) (a) with respect
3 to those entities.

4 **SECTION 216.** 20.437 (1) (mx) of the statutes is amended to read:

5 20.437 (1) (mx) *Federal aid; Milwaukee child welfare services aids.* All federal
6 moneys received for providing services to children and families under s. 48.48 (17),
7 to carry out the purposes for which received and for the cost of subsidized
8 guardianship payments under s. 48.623 (1) or (6).

9 **SECTION 217.** 20.437 (1) (pd) of the statutes is amended to read:

10 20.437 (1) (pd) *Federal aid; state out-of-home care, ~~guardianship,~~ and*
11 *adoption services.* All federal moneys received for meeting the costs of providing
12 foster care, institutional child care, and subsidized adoptions under ss. 48.48 (12)
13 and 48.52, the cost of care for children under s. 49.19 (10) (d), ~~the cost of subsidized~~
14 ~~guardianship payments under s. 48.623 (1) or (6),~~ the cost of placements of children
15 18 years of age or over in residential care centers for children and youth under
16 voluntary agreements under s. 48.366 (3) or under orders that terminate as provided
17 in s. 48.355 (4) (b) 4., 48.357 (6) (a) 4., or 48.365 (5) (b) 4., the cost of services to
18 children with special needs who are under the guardianship of the department to
19 prepare those children for adoption, and the cost of postadoption services to children
20 with special needs. Disbursements for foster care under s. 49.32 (2) and for the
21 purposes described under s. 48.627 may be made from this appropriation.

22 **SECTION 218.** 20.437 (1) (q) of the statutes is repealed.

23 **SECTION 219.** 20.437 (2) (ef) of the statutes is created to read:

24 20.437 (2) (ef) *Transform Milwaukee Jobs for Childless Adults.* The amounts
25 in the schedule for the program under s. 49.164.

SENATE BILL 59**SECTION 220**

1 **SECTION 220.** 20.437 (2) (em) of the statutes is repealed.

2 **SECTION 221.** 20.445 (1) (aL) of the statutes is repealed.

3 **SECTION 222.** 20.445 (1) (b) of the statutes is amended to read:

4 20.445 (1) (b) *Workforce training; programs, grants, ~~and services,~~ and*
5 *contracts.* The amounts in the schedule for the workforce training programs, grants,
6 and services under s. 106.27 (1), (1g), (1j), ~~and (1r),~~ and (1u) and for the costs
7 associated with contracts entered into under s. 47.07.

8 **SECTION 223.** 20.445 (1) (bg) of the statutes is repealed.

9 **SECTION 224.** 20.445 (1) (bm) of the statutes is amended to read:

10 20.445 (1) (bm) *Workforce training; administration.* Biennially, the amounts
11 in the schedule for the administration of the local youth apprenticeship grant
12 program under s. 106.13 (3m), the youth summer jobs program under s. 106.18, the
13 employment transit assistance grant program under s. 106.26, the workforce
14 training program under s. 106.27, ~~the teacher development program grants under~~
15 ~~s. 106.272, the career and technical education incentive grant program under s.~~
16 ~~106.273, the technical education equipment grant program under s. 106.275, and the~~
17 apprentice programs under subch. I of ch. 106.

18 **SECTION 225.** 20.445 (1) (bt) of the statutes is repealed.

19 **SECTION 226.** 20.445 (1) (bz) of the statutes is renumbered 20.255 (2) (ck) and
20 amended to read:

21 20.255 (2) (ck) *Career and technical education incentive grants.* The amounts
22 in the schedule for the career and technical education incentive grants under s.
23 ~~106.273~~ 115.457 (3).

24 **SECTION 227.** 20.445 (1) (c) of the statutes is renumbered 20.255 (3) (ck) and
25 amended to read:

SENATE BILL 59**SECTION 227**

1 20.255 (3) (ck) *Career and technical education completion awards*. A sum
2 sufficient for the career and technical education completion awards under s. 106.273
3 115.457 (4).

4 **SECTION 228.** 20.445 (1) (cg) of the statutes is renumbered 20.255 (2) (cL) and
5 amended to read:

6 20.255 (2) (cL) *Technical education equipment grants*. The amounts in the
7 schedule for the technical education equipment grants under s. 106.275 115.458.

8 **SECTION 229.** 20.445 (1) (d) of the statutes is repealed.

9 **SECTION 230.** 20.445 (1) (dg) of the statutes is renumbered 20.255 (2) (em) and
10 amended to read:

11 20.255 (2) (em) *Teacher Grants for teacher development program grants,*
12 *training, and recruitment*. The amounts in the schedule for the grants for teacher
13 development program grants, training, and recruitment under s. 106.272 118.196 (4)
14 and (5).

15 **SECTION 231.** 20.445 (5) (n) of the statutes is amended to read:

16 20.445 (5) (n) *Federal program aids and operations*. All moneys received from
17 the federal government, as authorized by the governor under s. 16.54, for the state
18 administration of continuing programs and all federal moneys received for the
19 purchase of goods and services under ch. 47 and for the purchase of vocational
20 rehabilitation programs for individuals and organizations, to be expended for the
21 purposes specified. The From the moneys received by the department under this
22 paragraph from the social security administration under 42 USC 422 (d) and 1382d
23 (d), the department shall, in each fiscal year, transfer \$600,000 of the moneys from
24 the account under this paragraph or the amount received, whichever is less, to the
25 appropriation account under s. 20.435 (1) (kc).

SENATE BILL 59**SECTION 232**

1 **SECTION 232.** 20.455 (1) (hn) of the statutes is created to read:

2 20.455 (1) (hn) *Payments to relators.* All moneys received by the department
3 that are owed to a relator, to provide payments owed to a relator.

4 **SECTION 233.** 20.455 (2) (ek) of the statutes is created to read:

5 20.455 (2) (ek) *Alternatives to incarceration grant program.* The amounts in
6 the schedule to provide grants under s. 165.95 (2) to counties that are not a recipient
7 of a grant under the alternatives to incarceration grant program on the effective date
8 of this paragraph [LRB inserts date].

9 **SECTION 234.** 20.455 (2) (en) of the statutes is created to read:

10 20.455 (2) (en) *Diversion pilot program.* The amounts in the schedule to create
11 a diversion pilot program for nonviolent offenders to be diverted to a treatment
12 option.

13 **SECTION 235.** 20.455 (2) (en) of the statutes, as created by 2019 Wisconsin Act
14 (this act), is repealed.

15 **SECTION 236.** 20.455 (2) (f) of the statutes is renumbered 20.255 (2) (f) and
16 amended to read:

17 20.255 (2) (f) *School safety.* As a continuing appropriation, the amounts in the
18 schedule to provide grants under s. 165.88 115.945 (2).

19 **SECTION 237.** 20.455 (2) (gb) of the statutes is amended to read:

20 20.455 (2) (gb) *Gifts and grants.* ~~The amounts in the schedule to carry out the~~
21 ~~purposes for which gifts and grants are made and received.~~ All moneys received from
22 gifts and grants, other than moneys received for and credited to another
23 appropriation account under this subsection, ~~shall be credited to this appropriation~~
24 ~~account to carry out the purposes for which gifts and grants are made and received.~~

25 **SECTION 238.** 20.455 (2) (hd) of the statutes is amended to read:

SENATE BILL 59**SECTION 238**

1 20.455 (2) (hd) *Internet crimes against children*. All moneys transferred under
2 ~~2015 Wisconsin Act 369, section 12m (1) and under 2017 Wisconsin Act 59, section~~
3 ~~9228 (1p) and under 2019 Wisconsin Act ... (this act), section 9227 (1)~~ shall be
4 credited to this appropriation account for criminal investigative operations and law
5 enforcement relating to Internet crimes against children, prosecution of Internet
6 crimes against children, and activities of state and local Internet crimes against
7 children task forces.

8 **SECTION 239.** 20.455 (2) (im) of the statutes is amended to read:

9 20.455 (2) (im) *Training to school staff*. All moneys received from fees collected
10 under s. ~~165.28 (3)~~ 165.25 (20) to provide training to school staff under s. ~~165.28 (3)~~
11 165.25 (20).

12 **SECTION 240.** 20.455 (2) (jc) of the statutes is renumbered 20.455 (2) (bm) and
13 amended to read:

14 20.455 (2) (bm) *Law enforcement overtime grants*. The amounts in the schedule
15 for grants under s. 165.986 (7). ~~All moneys transferred under 2017 Wisconsin Act~~
16 ~~59, section 9228 (9p) shall be credited to this appropriation account.~~

17 **SECTION 241.** 20.455 (3) (g) of the statutes is amended to read:

18 20.455 (3) (g) *Gifts, grants and proceeds*. ~~The amounts in the schedule to carry~~
19 ~~out the purposes for which gifts and grants are made and collected.~~ All moneys
20 received from gifts and grants and all proceeds from services, conferences, and sales
21 of publications and promotional materials to carry out the purposes for which gifts
22 and grants are made, received, or collected, except as provided in sub. (2) (gm) and
23 (gp) and to transfer to s. 20.505 (1) (kg), at the discretion of the attorney general, an
24 amount not to exceed \$98,300 annually, ~~shall be credited to this appropriation~~
25 account.

SENATE BILL 59**SECTION 242**

1 **SECTION 242.** 20.455 (3) (h) of the statutes is created to read:

2 20.455 (3) (h) *Settlements with a specified purpose.* All moneys received from
3 settlement funds that have a purpose specified by the terms of the settlement shall
4 be credited to this appropriation account to carry out the purposes for which the
5 settlement was received.

6 **SECTION 243.** 20.455 (3) (i) of the statutes is created to read:

7 20.455 (3) (i) *Settlements without a specified purpose.* All moneys received from
8 settlement funds that do not have a purpose specified by the terms of the settlement
9 shall be credited to this appropriation account to be used at the discretion of the
10 attorney general.

11 **SECTION 244.** 20.465 (1) (h) of the statutes is amended to read:

12 20.465 (1) (h) *Intergovernmental services.* ~~The amounts in the schedule to~~
13 ~~provide services to local units of government for fire, crash and rescue emergencies~~
14 ~~and to provide assistance under s. 323.80.~~ All moneys received from local units of
15 government for services provided for fire, crash, and rescue emergencies and as
16 reimbursement from other states and territories for any losses, damages, or
17 expenses incurred when units or members of the Wisconsin national guard are
18 activated in state status to provide assistance under s. 323.80 shall be credited to this
19 appropriation, to provide services to local units of government for fire, crash, and
20 rescue emergencies and to provide assistance under s. 323.80.

21 **SECTION 245.** 20.465 (3) (gm) of the statutes is created to read:

22 20.465 (3) (gm) *Provincial emergency assistance.* All moneys received under
23 s. 323.81 (9) as reimbursement from the Canadian provinces of Alberta, Manitoba,
24 Ontario, and Saskatchewan and other provinces for any losses, damages, or expenses
25 incurred to provide assistance under s. 323.81.

SENATE BILL 59**SECTION 246**

1 **SECTION 246.** 20.465 (3) (h) of the statutes is amended to read:

2 20.465 (3) (h) *Interstate emergency assistance.* ~~The amounts in the schedule~~
3 ~~to provide assistance under s. 323.80.~~ All moneys received under s. 323.80 (9) as
4 reimbursement from other states and territories for any losses, damages, or
5 expenses incurred when the division of emergency management provides assistance
6 under s. 323.80 shall be credited to this appropriation account, to provide assistance
7 under s. 323.80.

8 **SECTION 247.** 20.465 (3) (km) of the statutes is renumbered 20.395 (5) (km) and
9 amended to read:

10 20.395 (5) (km) *Interoperable communications system.* ~~The~~ From the general
11 fund, the amounts in the schedule to operate a statewide public safety interoperable
12 communication system. All moneys transferred from the appropriation account
13 under s. 20.505 (1) (id) 2. shall be credited to this appropriation account.
14 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
15 shall be transferred to the appropriation account under s. 20.505 (1) (id).

16 **SECTION 248.** 20.465 (3) (ks) of the statutes is renumbered 20.395 (5) (qs) and
17 amended to read:

18 20.395 (5) (qs) *Public safety interoperable communication system; state fees.*
19 The amounts in the schedule to operate a statewide public safety interoperable
20 communication system. ~~All moneys received from public safety agencies that are~~
21 ~~state agencies as fees under s. 323.29 (3) (b) 1. shall be credited to this appropriation~~
22 ~~account.~~

23 **SECTION 249.** 20.465 (3) (L) of the statutes is renumbered 20.395 (5) (qL) and
24 amended to read:

SENATE BILL 59**SECTION 249**

1 20.395 (5) (qL) *Public safety interoperable communication system; general*
2 *usage fees.* The amounts in the schedule to operate a statewide public safety
3 interoperable communication system. ~~All moneys received from users as fees under~~
4 ~~s. 323.29 (3) (b) 2. shall be credited to this appropriation account.~~

5 **SECTION 250.** 20.465 (3) (q) of the statutes is renumbered 20.395 (5) (q).

6 **SECTION 251.** 20.465 (3) (qm) of the statutes is renumbered 20.395 (5) (qm) and
7 amended to read:

8 20.395 (5) (qm) *Next Generation 911.* From the police and fire protection fund,
9 the amounts in the schedule for the department to make and administer contracts
10 under s. ~~256.35 (3s) (b)~~ 85.125 (2) and for the 911 subcommittee to administer its
11 duties under s. ~~256.35 (3s) (d)~~ 85.125 (4).

12 **SECTION 252.** 20.485 (1) (d) of the statutes is renumbered 20.485 (4) (a).

13 **SECTION 253.** 20.485 (1) (g) of the statutes is amended to read:

14 20.485 (1) (g) *Home exchange.* ~~The amounts in the schedule for the purchase~~
15 ~~of the necessary materials, supplies and equipment for the operation of the home~~
16 ~~exchange, and compensation for members' labor.~~ All moneys received from the sale
17 of products authorized by s. 45.51 (7) ~~shall be credited to this appropriation, for the~~
18 purchase of the necessary materials, supplies, and equipment for the operation of the
19 home exchange, and compensation for members' labor.

20 **SECTION 254.** 20.485 (1) (gk) of the statutes is amended to read:

21 20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the
22 care of the members of the Wisconsin veterans homes under s. 45.50, for the payment
23 of stipends under s. 45.50 (2m) (f), for the transfer of moneys to the appropriation
24 account under s. 20.435 (4) (ky) for payment of the state share of the medical
25 assistance costs related to the provision of stipends under s. 45.50 (2m) (f), for the

SENATE BILL 59**SECTION 254**

1 payment of assistance to indigent veterans under s. 45.43 to allow them to reside at
2 the Wisconsin Veterans Home at Union Grove, for the transfer of moneys to the
3 appropriation accounts under pars. (kc), ~~(kg)~~, and (kj), and for the payment of grants
4 under s. 45.82. Not more than 1 percent of the moneys credited to this appropriation
5 account may be used for the payment of assistance to indigent veterans under s.
6 45.43. All moneys received under par. (m) and s. 45.51 (7) (b) and (8) and all moneys
7 received for the care of members under medical assistance, as defined in s. 49.43 (8),
8 shall be credited to this appropriation account. Except for the moneys transferred
9 under this paragraph to the appropriation account under par. (kc), no moneys may
10 be expended from this appropriation for the purposes specified in par. (kc).

11 **SECTION 255.** 20.485 (1) (kg) of the statutes is repealed.

12 **SECTION 256.** 20.485 (2) (db) of the statutes is renumbered 20.855 (4) (bv) and
13 amended to read:

14 20.855 (4) (bv) *General fund supplement to veterans trust fund.* From the
15 general fund, ~~the amounts in the schedule~~ a sum sufficient to be paid into the
16 veterans trust fund to supplement the fund if it contains insufficient moneys, as
17 determined by the secretary of administration, to be used for veterans programs.

18 **SECTION 257.** 20.485 (2) (qs) of the statutes is created to read:

19 20.485 (2) (qs) *Veterans outreach and recovery program.* Biennially, the
20 amounts in the schedule to provide outreach, mental health services, and support
21 under s. 45.48.

22 **SECTION 258.** 20.485 (2) (yn) of the statutes is amended to read:

23 20.485 (2) (yn) *Veterans trust fund loans and expenses.* Biennially, the amounts
24 in the schedule for the purpose of providing loans under s. 45.42 and for the payment
25 of expenses and other payments as a consequence of being a mortgagee or owner

SENATE BILL 59**SECTION 258**

1 under home improvement loans made under s. 45.79 (7) (c), 1997 stats., or under s.
2 45.351 (2), 1995 stats., s. 45.352, 1971 stats., s. 45.356, 2003 stats., s. 45.80, 1989
3 stats., and s. 45.42. All moneys received under ~~ss. 45.37 (7) (e) and s. 45.42 (8) (a) and~~
4 (b) for the purpose of providing loans under the personal loan program under s. 45.42
5 shall be credited to this appropriation account. All payments of interest and
6 repayments of principal for loans made under s. 45.351 (2), 1995 stats., s. 45.352,
7 1971 stats., s. 45.356, 2003 stats., s. 45.79 (7) (c), 1997 stats., s. 45.80, 1989 stats.,
8 and s. 45.42 shall revert to the veterans trust fund.

9 **SECTION 259.** 20.485 (2) (yo) of the statutes is amended to read:

10 20.485 (2) (yo) *Debt payment.* A sum sufficient for the payment of obligations
11 incurred for moneys received under s. 45.42 (8) ~~(a) and (b).~~

12 **SECTION 260.** 20.485 (3) of the statutes is repealed.

13 **SECTION 261.** 20.485 (4) (g) of the statutes is amended to read:

14 20.485 (4) (g) *Cemetery operations.* ~~The amounts in the schedule for the care~~
15 ~~and operation of the veterans memorial cemeteries under s. 45.61 other than those~~
16 ~~costs provided under pars. (q) and (r).~~ All moneys received under s. 45.61 (3) shall
17 be credited to this appropriation account, for the care and operation of the veterans
18 memorial cemeteries under s. 45.61 other than those costs provided under pars. (q)
19 and (r).

20 **SECTION 262.** 20.505 (1) (en) of the statutes is created to read:

21 20.505 (1) (en) *Census activities.* Biennially, the amounts in the schedule for
22 U.S. census activities and preparation.

23 **SECTION 263.** 20.505 (1) (ge) of the statutes is renumbered 20.155 (1) (gg) and
24 amended to read:

SENATE BILL 59**SECTION 263**

1 20.155 (1) (gg) *High-voltage transmission line annual impact fee distributions.*
2 All moneys received from the payment of fees under the rules promulgated under s.
3 ~~16.969~~ 196.492 (2) (a) for distributions to towns, villages and cities under s. ~~16.969~~
4 196.492 (3) (a).

5 **SECTION 264.** 20.505 (1) (gs) of the statutes is renumbered 20.155 (1) (gr) and
6 amended to read:

7 20.155 (1) (gr) *High-voltage transmission line environmental impact fee*
8 *distributions.* All moneys received from the payment of fees under the rules
9 promulgated under s. ~~16.969~~ 196.492 (2) (b) for distributions to counties, towns,
10 villages and cities under s. ~~16.969~~ 196.492 (3) (b).

11 **SECTION 265.** 20.505 (1) (id) 2. of the statutes is amended to read:

12 20.505 (1) (id) 2. The amount transferred to s. ~~20.465 (3)~~ 20.395 (5) (km) shall
13 be the amount in the schedule under s. ~~20.465 (3)~~ 20.395 (5) (km).

14 **SECTION 266.** 20.505 (1) (jf) of the statutes is created to read:

15 20.505 (1) (jf) *Procurement and risk management services.* All moneys received
16 under s. 16.004 (25) from local governmental units and private organizations for
17 services relating to procurement and risk management, for the purposes for which
18 received.

19 **SECTION 267.** 20.505 (1) (kb) of the statutes is amended to read:

20 20.505 (1) (kb) *Transportation, ~~and records, and document services.~~* The
21 amounts in the schedule to provide state vehicle and aircraft fleet, mail
22 transportation, ~~document sales,~~ and records services primarily to state agencies; to
23 ~~transfer the proceeds of document sales to state agencies publishing documents;~~ and
24 to provide for the general program operations of the public records board under s.
25 16.61. All moneys received from the provision of state vehicle and aircraft fleet, mail

SENATE BILL 59**SECTION 267**

1 transportation, ~~document sales,~~ and records services primarily to state agencies,
2 ~~from documents sold on behalf of state agencies,~~ and from services provided to state
3 agencies by the public records board shall be credited to this appropriation account,
4 except that the proceeds of the sale provided for in 2001 Wisconsin Act 16, section
5 9401 (20j) shall be deposited in the general fund as general purpose revenue —
6 earned.

7 **SECTION 268.** 20.505 (1) (kL) of the statutes is amended to read:

8 20.505 (1) (kL) *Printing, mail, communication, document sales, and*
9 *information technology services; state agencies; veterans services.* The amounts in the
10 schedule to provide document sales, printing, mail processing, electronic
11 communications, information technology development, management, and
12 processing services, but not enterprise resource planning system services under s.
13 16.971 (2) (cf), to state agencies and veterans services under s. 16.973 (9). All moneys
14 received for the provision of such document sales services and services under ss.
15 16.971, 16.972, 16.973, 16.974 (3), and 16.997 (2) (d), other than moneys received and
16 disbursed under ss. par. (ip) and s. 20.225 (1) (kb) and 20.505 (1) (ip), shall be credited
17 to this appropriation account.

18 **SECTION 269.** 20.505 (1) (kp) of the statutes is created to read:

19 20.505 (1) (kp) *Youth wellness center.* The amounts in the schedule to provide
20 funding to American Indian tribes to create architectural plans for a youth wellness
21 center. All moneys transferred from the appropriation account under sub. (8) (hm)
22 14. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a),
23 the unencumbered balance on June 30 of each year shall revert to the appropriation
24 account under sub. (8) (hm).

25 **SECTION 270.** 20.505 (1) (s) of the statutes is amended to read:

SENATE BILL 59**SECTION 270**

1 20.505 (1) (s) *Diesel truck idling reduction grant administration.* From the
2 petroleum inspection fund, the amounts in the schedule for administering the Diesel
3 Truck Idling Reduction Grant Program under s. 16.956. ~~No funds may be~~
4 ~~encumbered under this paragraph after December 31, 2021.~~

5 **SECTION 271.** 20.505 (1) (sa) of the statutes is amended to read:

6 20.505 (1) (sa) *Diesel truck idling reduction grants.* From the petroleum
7 inspection fund, the amounts in the schedule for diesel truck idling reduction grants
8 under s. 16.956. ~~No funds may be encumbered under this paragraph after June 30,~~
9 ~~2020.~~

10 **SECTION 272.** 20.505 (2) (ki) of the statutes is amended to read:

11 20.505 (2) (ki) *Risk management administration.* ~~The amounts in the schedule~~
12 ~~from~~ All moneys transferred under par. (k) for the administration of state risk
13 management programs for worker's compensation claims, losses of and damage to
14 state property and state liability. Notwithstanding s. 20.001 (3) (a) (c), the
15 unencumbered balance of this appropriation at the end of each fiscal year shall be
16 transferred to the appropriation under par. (k).

17 **SECTION 273.** 20.505 (4) (m) of the statutes is created to read:

18 20.505 (4) (m) *Federal aid; office of sustainability and clean energy.* All moneys
19 received from the federal government as authorized by the governor under s. 16.54
20 for the purposes of funding programs administered under s. 16.954.

21 **SECTION 274.** 20.505 (4) (q) of the statutes is created to read:

22 20.505 (4) (q) *Clean energy grants.* From the environmental fund, the amounts
23 in the schedule for grants under s. 16.954 (4).

24 **SECTION 275.** 20.505 (4) (s) of the statutes, as affected by 2017 Wisconsin Acts
25 136 and 142, is amended to read:

SENATE BILL 59**SECTION 275**

1 20.505 (4) (s) *Telecommunications access for educational agencies;*
2 *infrastructure grants, and training grants for teachers and librarians.* Biennially,
3 from the universal service fund, the amounts in the schedule to make payments to
4 telecommunications providers under contracts under s. 16.971 (13), (14), and (15) to
5 the extent that the amounts due are not paid from the appropriation under sub. (1)
6 (is), and to make payments to telecommunications providers under contracts under
7 s. 16.971 (16) to the extent that the amounts due are not paid from the appropriation
8 under sub. (1) (kL), ~~to make grants to school district consortia under s. 16.997 (7), and~~
9 ~~to make educational technology teacher training grants and librarian training~~
10 ~~grants under s. 16.996~~ and to make information technology infrastructure grants
11 under s. 16.9945.

12 **SECTION 276.** 20.505 (7) (bp) of the statutes is created to read:

13 20.505 (7) (bp) *Housing quality standards grants.* The amounts in the schedule
14 for housing quality standards grants under s. 16.3077.

15 **SECTION 277.** 20.505 (7) (ft) of the statutes is repealed.

16 **SECTION 278.** 20.505 (8) (hm) 5m. of the statutes is created to read:

17 20.505 (8) (hm) 5m. The amount transferred to s. 20.255 (1) (kt) shall be the
18 amount in the schedule under s. 20.255 (1) (kt).

19 **SECTION 279.** 20.505 (8) (hm) 6e. of the statutes is repealed.

20 **SECTION 280.** 20.505 (8) (hm) 8k. of the statutes is repealed.

21 **SECTION 281.** 20.505 (8) (hm) 12. of the statutes is created to read:

22 20.505 (8) (hm) 12. The amount transferred to s. 20.437 (1) (js) shall be the
23 amount in the schedule under s. 20.437 (1) (js).

24 **SECTION 282.** 20.505 (8) (hm) 14. of the statutes is created to read:

SENATE BILL 59**SECTION 282**

1 20.505 (8) (hm) 14. The amount transferred to sub. (1) (kp) shall be the amount
2 in the schedule under sub. (1) (kp).

3 **SECTION 283.** 20.515 (1) (gm) of the statutes is repealed.

4 **SECTION 284.** 20.515 (1) (m) of the statutes is repealed.

5 **SECTION 285.** 20.515 (1) (sr) of the statutes is repealed.

6 **SECTION 286.** 20.515 (1) (um) of the statutes is repealed.

7 **SECTION 287.** 20.515 (1) (ut) of the statutes is repealed.

8 **SECTION 288.** 20.585 (1) (c) of the statutes is created to read:

9 20.585 (1) (c) *General program operations; general purpose revenue.* The
10 amounts in the schedule for general program operations.

11 **SECTION 289.** 20.765 (3) (bd) of the statutes is created to read:

12 20.765 (3) (bd) *Legislative reference bureau; redistricting.* For the legislative
13 reference bureau, biennially, the amounts in the schedule for redistricting
14 operations under subch. I of ch. 4.

15 **SECTION 290.** 20.835 (1) (r) of the statutes is amended to read:

16 20.835 (1) (r) *County and municipal aid account; police and fire protection*
17 *fund.* From the police and fire protection fund, after deducting the amounts
18 appropriated from that fund under ss. 20.155 (3) (t) and ~~20.465 (3)~~ 20.395 (5) (q) and
19 (qm), all moneys received from the fees collected under s. 196.025 (6) to make the
20 payments under s. 79.035.

21 **SECTION 291.** 20.835 (2) (d) of the statutes is amended to read:

22 20.835 (2) (d) *Research credit.* A sum sufficient to make the payments under
23 ss. 71.07 (4k) (e) 2. a. and am., 71.28 (4) (k) 1. and 1m., and 71.47 (4) (k) 1. and 1m.

24 **SECTION 292.** 20.855 (4) (h) of the statutes is amended to read:

SENATE BILL 59**SECTION 292**

1 20.855 (4) (h) *Volkswagen settlement funds*. All moneys received from the
2 trustee of the settlement funds, as defined in s. 16.047 (1) (a), for the replacement of
3 vehicles in the state fleet under s. 16.047 (2) and for the grants under s. 16.047 (4m).
4 ~~No more than \$21,000,000 may be expended from this appropriation in fiscal year~~
5 ~~2017-18~~. No moneys may be expended from this appropriation after June 30, 2027.

6 **SECTION 293.** 20.866 (1) (u) of the statutes is amended to read:

7 20.866 (1) (u) *Principal repayment and interest*. A sum sufficient from moneys
8 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (s), 20.190 (1)
9 (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),
10 20.255 (1) (d), 20.285 (1) (d), (gj), and (je), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7)
11 (aa), (ad), (ag), (aq), (ar), (at), (au), (bq), (br), (cb), (cc), (cd), (cg), (cq), (cr), (cs), (ct), (ea),
12 (eq), and (er), 20.395 (6) (af), (aq), (ar), and (au), 20.410 (1) (e), (ec), and (ko) and (3)
13 (e) and (fm), 20.435 (2) (ee), 20.465 (1) (d), 20.485 (1) (f) and (go), ~~(3) (t)~~ and (4) (qm),
14 20.505 (4) (es), (et), (ha), and (hb) and (5) (c), (g), and (kc), 20.855 (8) (a), and 20.867
15 (1) (a) and (b) and (3) (a), (b), (bb), (bc), (bd), (be), (bf), (bg), (bh), (bj), (bL), (bm), (bn),
16 (bq), (br), (bt), (bu), (bv), (bw), (bx), (cb), (cd), (cf), (ch), (cj), (cq), (cr), (cs), (g), (h), (i),
17 (kd), and (q) for the payment of principal, interest, premium due, if any, and payment
18 due, if any, under an agreement or ancillary arrangement entered into under s. 18.06
19 (8) (a) relating to any public debt contracted under subchs. I and IV of ch. 18.

20 **SECTION 294.** 20.866 (2) (ta) of the statutes is amended to read:

21 20.866 (2) (ta) *Natural resources; Warren Knowles-Gaylord Nelson*
22 *stewardship 2000 program*. From the capital improvement fund a sum sufficient for
23 the Warren Knowles-Gaylord Nelson stewardship 2000 program under s. 23.0917.
24 The state may contract public debt in an amount not to exceed \$1,046,250,000 for this
25 program. Except as provided in s. 23.0917 (4g) (b), (4m) (k), (5), (5g), and (5m), the

SENATE BILL 59**SECTION 294**

1 amounts obligated, as defined in s. 23.0917 (1) (e), under this paragraph may not
2 exceed \$46,000,000 in fiscal year 2000-01, may not exceed \$46,000,000 in fiscal year
3 2001-02, may not exceed \$60,000,000 in each fiscal year beginning with fiscal year
4 2002-03 and ending with fiscal year 2009-10, may not exceed \$86,000,000 in fiscal
5 year 2010-11, may not exceed \$60,000,000 in fiscal year 2011-12, may not exceed
6 \$60,000,000 in fiscal year 2012-13, may not exceed \$47,500,000 in fiscal year
7 2013-14, may not exceed \$54,500,000 in fiscal year 2014-15, and may not exceed
8 \$33,250,000 in each fiscal year beginning with 2015-16 and ending with fiscal year
9 ~~2019-20~~ 2021-22.

10 **SECTION 295.** 20.866 (2) (tc) of the statutes is amended to read:

11 20.866 (2) (tc) *Clean water fund program.* From the capital improvement fund,
12 a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred
13 to the environmental improvement fund for the purposes of the clean water fund
14 program under ss. 281.58 and 281.59. The state may contract public debt in an
15 amount not to exceed ~~\$646,283,200~~ \$659,783,200 for this purpose. Of this amount,
16 the amount needed to meet the requirements for state deposits under 33 USC 1382
17 is allocated for those deposits. Of this amount, \$8,250,000 is allocated to fund the
18 minority business development and training program under s. 200.49 (2) (b).
19 Moneys from this appropriation account may be expended for the purposes of s.
20 281.57 (10m) and (10r) only in the amount by which the department of natural
21 resources and the department of administration determine that moneys available
22 under par. (tn) are insufficient for the purposes of s. 281.57 (10m) and (10r).

23 **SECTION 296.** 20.866 (2) (td) of the statutes is amended to read:

24 20.866 (2) (td) *Safe drinking water loan program.* From the capital
25 improvement fund, a sum sufficient to be transferred to the environmental

SENATE BILL 59**SECTION 296**

1 improvement fund for the safe drinking water loan program under s. 281.61. The
2 state may contract public debt in an amount not to exceed ~~\$71,400,000~~ \$114,950,000
3 for this purpose.

4 **SECTION 297.** 20.866 (2) (tf) of the statutes is amended to read:

5 20.866 (2) (tf) *Natural resources; nonpoint source.* From the capital
6 improvement fund, a sum sufficient for the department of natural resources to fund
7 nonpoint source water pollution abatement projects under s. 281.65 (4c) and (4e).
8 The state may contract public debt in an amount not to exceed ~~\$44,050,000~~
9 \$50,550,000 for this purpose.

10 **SECTION 298.** 20.866 (2) (th) of the statutes is amended to read:

11 20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing.* From
12 the capital improvement fund, a sum sufficient for the department of natural
13 resources to provide cost-sharing grants for urban nonpoint source water pollution
14 abatement and storm water management projects under s. 281.66, to provide
15 municipal flood control and riparian restoration cost-sharing grants under s.
16 281.665, and to make the grant under 2007 Wisconsin Act 20, section 9135 (1i). The
17 state may contract public debt in an amount not to exceed ~~\$53,600,000~~ \$57,600,000
18 for this purpose. Of this amount, \$500,000 is allocated in fiscal biennium 2001-03
19 for dam rehabilitation grants under s. 31.387.

20 **SECTION 299.** 20.866 (2) (ti) of the statutes is amended to read:

21 20.866 (2) (ti) *Natural resources; contaminated sediment removal.* From the
22 capital improvement fund, a sum sufficient for the department of natural resources
23 to fund removal of contaminated sediment under s. 281.87. The state may contract
24 public debt in an amount not to exceed ~~\$32,000,000~~ \$57,000,000 for this purpose.

25 **SECTION 300.** 20.866 (2) (tj) of the statutes is created to read:

SENATE BILL 59**SECTION 300**

1 20.866 (2) (tj) *Natural resources; total maximum daily load grants.* From the
2 capital improvement fund, a sum sufficient for the department of natural resources
3 to provide funds for water pollution control infrastructure project grants under s.
4 281.54. The state may contract public debt in an amount not to exceed \$4,000,000
5 for this purpose.

6 **SECTION 301.** 20.866 (2) (tx) of the statutes is amended to read:

7 20.866 (2) (tx) *Natural resources; dam safety projects.* From the capital
8 improvement fund, a sum sufficient for the department of natural resources to
9 provide financial assistance to counties, cities, villages, towns, and public inland
10 lake protection and rehabilitation districts for dam safety projects under s. 31.385.
11 The state may contract public debt in an amount not to exceed ~~\$25,500,000~~
12 \$29,500,000 for this purpose.

13 **SECTION 302.** 20.866 (2) (ugm) of the statutes is amended to read:

14 20.866 (2) (ugm) *Transportation; major interstate bridge construction.* From
15 the capital improvement fund, a sum sufficient for the department of transportation
16 to fund major interstate bridge projects under s. 84.016. The state may contract
17 public debt in an amount not to exceed ~~\$245,000,000~~ \$272,000,000 for this purpose.

18 **SECTION 303.** 20.866 (2) (up) of the statutes is amended to read:

19 20.866 (2) (up) *Transportation; rail passenger route development.* From the
20 capital improvement fund, a sum sufficient for the department of transportation to
21 fund rail passenger route development under s. 85.061 (3). The state may contract
22 public debt in an amount not to exceed ~~\$79,000,000~~ \$124,000,000 for this purpose.
23 Of this amount, not more than \$10,000,000 may be used to fund the purposes
24 specified in s. 85.061 (3) (a) 2. and 3.

25 **SECTION 304.** 20.866 (2) (uup) of the statutes is amended to read:

SENATE BILL 59**SECTION 304**

1 20.866 (2) (uup) *Transportation; southeast rehabilitation projects, southeast*
2 *megaprojects, and high-cost bridge projects.* From the capital improvement fund, a
3 sum sufficient for the department of transportation to fund the Marquette
4 interchange reconstruction project under s. 84.014, as provided under s. 84.555, the
5 reconstruction of the I 94 north-south corridor and the zoo interchange, as provided
6 under s. 84.555 (1m), southeast Wisconsin freeway megaprojects under s. 84.0145,
7 as provided under s. 84.555 (1m), and high-cost state highway bridge projects under
8 s. 84.017, as provided under s. 84.555 (1m). The state may contract public debt in
9 an amount not to exceed \$704,750,000 for these purposes. In addition, the state may
10 contract public debt in an amount not to exceed \$107,000,000 for the reconstruction
11 of the Zoo interchange and I 94 north-south corridor, as provided under s. 84.555
12 (1m), as southeast Wisconsin freeway megaprojects under s. 84.0145, in an amount
13 not to exceed ~~\$216,800,000~~ \$206,800,000 for high-cost state highway bridge projects
14 under s. 84.017, as provided under s. 84.555 (1m), and in an amount not to exceed
15 \$300,000,000 for southeast Wisconsin freeway megaprojects under s. 84.0145, as
16 provided under s. 84.555 (1m), and in an amount not to exceed \$65,000,000 for the
17 reconstruction of the Zoo interchange, as provided under s. 84.555 (1m), as a
18 southeast Wisconsin freeway megaproject under s. 84.0145.

19 **SECTION 305.** 20.866 (2) (uv) of the statutes is amended to read:

20 20.866 (2) (uv) *Transportation, harbor improvements.* From the capital
21 improvement fund, a sum sufficient for the department of transportation to provide
22 grants for harbor improvements. The state may contract public debt in an amount
23 not to exceed ~~\$120,000,000~~ \$159,000,000 for this purpose.

24 **SECTION 306.** 20.866 (2) (uw) of the statutes is amended to read:

SENATE BILL 59**SECTION 306**

1 20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the
2 capital improvement fund, a sum sufficient for the department of transportation to
3 acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and
4 loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d).
5 The state may contract public debt in an amount not to exceed ~~\$250,300,000~~
6 \$280,300,000 for these purposes.

7 **SECTION 307.** 20.866 (2) (we) of the statutes is amended to read:

8 20.866 (2) (we) *Agriculture; soil and water.* From the capital improvement
9 fund, a sum sufficient for the department of agriculture, trade and consumer
10 protection to provide for soil and water resource management under s. 92.14. The
11 state may contract public debt in an amount not to exceed ~~\$68,075,000~~ \$78,075,000
12 for this purpose.

13 **SECTION 308.** 20.866 (2) (zn) of the statutes is repealed.

14 **SECTION 309.** 20.866 (2) (zo) of the statutes is amended to read:

15 20.866 (2) (zo) *Veterans affairs; refunding bonds.* From the funds and accounts
16 under s. 18.04 (6) (b), a sum sufficient for the department of veterans affairs to fund,
17 refund, or acquire the whole or any part of public debt as set forth in s. 18.04 (5). The
18 building commission may contract public debt in an amount not to exceed
19 \$1,015,000,000 for these purposes, exclusive of any amount issued to fund public
20 debt contracted under ~~par. s. 20.866 (2) (zn), 2017 stats.~~

21 **SECTION 310.** 20.867 (4) (q) of the statutes is amended to read:

22 20.867 (4) (q) *Funding in lieu of borrowing.* As a continuing appropriation, all
23 interest earnings of the capital improvement fund accrued after September 30, 1983,
24 except interest earnings arising from the investment of proceeds of public debt
25 contracted under s. 20.866 (2) (zn), 2017 stats., and s. 20.866 (2) (zo) on and after

SENATE BILL 59**SECTION 310**

1 March 24, 1985, to permit funding in lieu of borrowing for the purposes for which the
2 contracting of public debt is authorized under s. 20.866 (2) before March 24, 1985,
3 and under s. 20.866 (2) (s) to (zm) and (zz) on and after March 24, 1985, and under
4 s. 20.866 (2) (s) to (tz), (ug) to (ut), (uv) to (zm) and (zz) on and after August 9, 1989;
5 and to permit funding for the purposes for which the contracting of public debt is
6 authorized under s. 20.866 (2) (u) and (uu), regardless of the borrowing limits under
7 s. 20.866 (2) (u) and (uu), on and after August 9, 1989. Expenditures from this
8 appropriation for each purpose under s. 20.866 (2) (s) to (zm) and (zz) may not exceed
9 the net interest earnings attributable to the corresponding account created under s.
10 18.08 (1) (b). Net interest earnings shall be allocated quarterly to accounts created
11 under s. 18.08 (1) (b), on the basis of the average daily balance of each account during
12 the quarter, except that accounts with a negative average daily balance shall not
13 receive any interest earnings for that quarter. Balances attributable to accounts
14 created under s. 18.08 (1) (b) may temporarily be utilized to support the expenditures
15 of other accounts, pending the sale of public debt to provide funds for the program
16 purposes of other accounts. Notwithstanding s. 20.866 (2) (s) to (zm) and (zz) or any
17 nonstatutory state building program project enumeration, this appropriation may
18 be used in lieu of borrowing under s. 20.866 (2) (s) to (zm) and (zz) on and after March
19 25, 1985, and in lieu of borrowing under s. 20.866 (2) (s) to (tz), (ug) to (ut), (uv) to
20 (zm) and (zz) on and after August 9, 1989; and may be used regardless of the
21 borrowing limits under s. 20.866 (2) (u) and (uu) on and after August 9, 1989.

22 **SECTION 311.** 20.867 (4) (r) of the statutes is amended to read:

23 20.867 (4) (r) *Interest on veterans obligations.* As a continuing appropriation,
24 all interest earnings arising from the investment of proceeds of public debt
25 contracted under s. 20.866 (2) (zn), 2017 stats., and s. 20.866 (2) (zo) on and after

SENATE BILL 59**SECTION 311**

1 March 24, 1985 and all amounts transferred under 1985 Wisconsin Act 6, section 27,
2 to permit the payment of debt service on the public debt.

3 **SECTION 312.** 20.923 (4) (c) 2m. of the statutes is created to read:

4 20.923 (4) (c) 2m. Administration, department of; office of sustainability and
5 clean energy: director.

6 **SECTION 313.** 20.923 (4) (c) 6. of the statutes is repealed.

7 **SECTION 314.** 20.923 (4) (e) 4. of the statutes is amended to read:

8 20.923 (4) (e) 4. ~~Administration~~ Workforce development, department of: labor
9 and industry review commission: member and chairperson.

10 **SECTION 315.** 20.924 (1) (em) of the statutes is amended to read:

11 20.924 (1) (em) May substitute any available source of funding in whole or in
12 part for borrowing authority under s. 20.866 (2) (s) to ~~(zm)~~ and (zz) that is authorized
13 to be used to fund a project enumerated under the authorized state building program.

14 **SECTION 316.** 20.930 of the statutes is amended to read:

15 **20.930 Attorney fees.** Except as provided in ss. 5.05 (2m) (c) 7., 19.49 (2) (b)
16 6., ~~46.27 (7g) (h)~~, 49.496 (3) (f), and 49.682 (6), no state agency in the executive branch
17 may employ any attorney until such employment has been approved by the governor.

18 **SECTION 317.** 20.9315 of the statutes is created to read:

19 **20.9315 False claims; actions by or on behalf of state. (1)** In this section:

20 (b) "Claim" means any request or demand, whether under a contract or
21 otherwise, for money or property and whether the state has title to the money or
22 property, that is presented to an officer, employee, agent, or other representative of
23 the state or to a contractor, grantee, or other person if the money or property is to be
24 spent or used on the state's behalf or to advance a state program or interest, and if
25 the state provides any portion of the money or property which is requested or

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1 demanded, or if the state will reimburse directly or indirectly such contractor,
2 grantee, or other person for any portion of the money or property which is requested
3 or demanded. "Claim" includes a request or demand for services from a state agency
4 or as part of a state program. "Claim" does not include requests or demands for
5 money or property that the state has paid to an individual as compensation for state
6 employment or as an income subsidy with no restriction on that individual's use of
7 the money or property.

8 (d) "Knowingly" means, with respect to information, having actual knowledge
9 of the information, acting in deliberate ignorance of the truth or falsity of the
10 information, or acting in reckless disregard of the truth or falsity of the information.
11 "Knowingly" does not mean specifically intending to defraud.

12 (de) "Material" means having a natural tendency to influence, or be capable of
13 influencing, the payment or receipt of money or property or the receipt of services.

14 (dm) "Medical assistance" has the meaning given under s. 49.43 (8).

15 (dr) "Obligation" has the meaning given in 31 USC 3729 (b) (3).

16 (dt) "Original source" has the meaning given in 31 USC 3730 (e) (4) (B).

17 (e) "Proceeds" includes damages, civil penalties, surcharges, payments for costs
18 of compliance, and any other economic benefit realized by this state as a result of an
19 action or settlement of a claim.

20 **(2)** Except as provided in sub. (3), any person who does any of the following is
21 liable to this state for 3 times the amount of the damages that were sustained by the
22 state or would have been sustained by the state, whichever is greater, because of the
23 actions of the person, and shall forfeit, for each violation, an amount within the range
24 specified under 31 USC 3729 (a):

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1 (a) Knowingly presents or causes to be presented a false or fraudulent claim
2 to a state agency, including a false or fraudulent claim for medical assistance.

3 (b) Knowingly makes, uses, or causes to be made or used, a false record or
4 statement material to a false or fraudulent claim to a state agency, including a false
5 or fraudulent claim for medical assistance.

6 (dg) Knowingly makes, uses, or causes to be made or used, a false record or
7 statement material to an obligation to pay or transmit money or property to the
8 Medical Assistance program, or knowingly conceals or knowingly and improperly
9 avoids or decreases an obligation to pay or transmit money or property to the Medical
10 Assistance program.

11 (dm) Knowingly makes, uses, or causes to be made or used a false record or
12 statement material to an obligation to pay or transmit money or property to a state
13 agency, or knowingly conceals or knowingly and improperly avoids or decreases an
14 obligation to pay or transmit money or property to a state agency.

15 (dr) Conspires to commit a violation under par. (a), (b), (dg), or (dm).

16 **(3)** The court may assess against a person who violates sub. (2) not less than
17 2 nor more than 3 times the amount of the damages sustained by the state because
18 of the acts of the person, and shall not assess any forfeiture, if the court finds all of
19 the following:

20 (a) The person who commits the acts furnished the attorney general with all
21 information known to the person about the acts within 30 days after the date on
22 which the person obtained the information.

23 (b) The person fully cooperated with any investigation of the acts by this state.

24 (c) At the time that the person furnished the attorney general with information
25 concerning the acts, no criminal prosecution or civil or administrative enforcement

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1 action had been commenced with respect to any such act, and the person did not have
2 actual knowledge of the existence of any investigation into any such act.

3 (5) (a) Except as provided in subs. (10) and (12), any person may bring a civil
4 action as a qui tam plaintiff against a person who commits an act in violation of sub.
5 (2) for the person and the state in the name of the state.

6 (b) The plaintiff shall serve upon the attorney general a copy of the complaint
7 and documents disclosing substantially all material evidence and information that
8 the person possesses. The plaintiff shall file a copy of the complaint with the court
9 for inspection in camera. Except as provided in par. (c), the complaint shall remain
10 under seal for a period of 60 days from the date of filing, and shall not be served upon
11 the defendant until the court so orders. Within 60 days from the date of service upon
12 the attorney general of the complaint, evidence, and information under this
13 paragraph, the attorney general may intervene in the action.

14 (bm) Any complaint filed by the state in intervention, whether filed separately
15 or as an amendment to the qui tam plaintiff's complaint, shall relate back to the filing
16 date of the qui tam plaintiff's complaint, to the extent that the state's claim arises
17 out of the conduct, transactions, or occurrences set forth, or attempted to be set forth,
18 in the qui tam plaintiff's complaint.

19 (c) The attorney general may, for good cause shown, move the court for one or
20 more extensions of the period during which a complaint in an action under this
21 subsection remains under seal.

22 (d) Before the expiration of the period during which the complaint remains
23 under seal, the attorney general shall do one of the following:

24 1. Proceed with the action or an alternate remedy under sub. (10), in which case
25 the action or proceeding under sub. (10) shall be prosecuted by the state.

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1 2. Notify the court that he or she declines to proceed with the action, in which
2 case the person bringing the action may proceed with the action.

3 (e) If a person brings a valid action under this subsection, no person other than
4 the state may intervene or bring a related action while the original action is pending
5 based upon the same facts underlying the pending action.

6 (f) In any action or other proceeding under sub. (10) brought under this
7 subsection, the plaintiff is required to prove all essential elements of the cause of
8 action or complaint, including damages, by a preponderance of the evidence.

9 **(6)** If the state proceeds with an action under sub. (5) or an alternate remedy
10 under sub. (10), the state has primary responsibility for prosecuting the action or
11 proceeding under sub. (10). The state is not bound by any act of the person bringing
12 the action, but that person has the right to continue as a party to the action.

13 **(7)** (b) With the approval of the governor, the attorney general may compromise
14 and settle an action under sub. (5) or an administrative proceeding under sub. (10)
15 to which the state is a party, notwithstanding objection of the person bringing the
16 action, if the court determines, after affording to the person bringing the action the
17 right to a hearing at which the person is afforded the opportunity to present evidence
18 in opposition to the proposed settlement, that the proposed settlement is fair,
19 adequate, and reasonable considering the relevant circumstances pertaining to the
20 violation.

21 (c) Upon a showing by the state that unrestricted participation in the
22 prosecution of an action under sub. (5) or an alternate proceeding to which the state
23 is a party by the person bringing the action would interfere with or unduly delay the
24 prosecution of the action or proceeding, or would result in consideration of

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1 repetitious or irrelevant evidence or evidence presented for purposes of harassment,
2 the court may limit the person's participation in the prosecution, such as:

- 3 1. Limiting the number of witnesses that the person may call.
- 4 2. Limiting the length of the testimony of the witnesses.
- 5 3. Limiting the cross-examination of witnesses by the person.
- 6 4. Otherwise limiting the participation by the person in the prosecution of the
7 action or proceeding.

8 (d) Upon showing by a defendant that unrestricted participation in the
9 prosecution of an action under sub. (5) or alternate proceeding under sub. (10) to
10 which the state is a party by the person bringing the action would result in
11 harassment or would cause the defendant undue burden or unnecessary expense, the
12 court may limit the person's participation in the prosecution.

13 (8) Except as provided in sub. (7), if the state elects not to participate in an
14 action filed under sub. (5), the person bringing the action may prosecute the action.
15 If the attorney general so requests, the attorney general shall, at the state's expense,
16 be served with copies of all pleadings and deposition transcripts in the action. If the
17 person bringing the action initiates prosecution of the action, the court, without
18 limiting the status and rights of that person, may permit the state to intervene at a
19 later date upon showing by the state of good cause for the proposed intervention.

20 (9) Whether or not the state participates in an action under sub. (5), upon
21 showing in camera by the attorney general that discovery by the person bringing the
22 action would interfere with the state's ongoing investigation or prosecution of a
23 criminal or civil matter arising out of the same facts as the facts upon which the
24 action is based, the court may stay such discovery in whole or in part for a period of
25 not more than 60 days. The court may extend the period of any such stay upon

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1 further showing in camera by the attorney general that the state has pursued the
2 criminal or civil investigation of the matter with reasonable diligence and the
3 proposed discovery in the action brought under sub. (5) will interfere with the
4 ongoing criminal or civil investigation or prosecution.

5 (10) The attorney general may pursue a claim relating to an alleged violation
6 of sub. (2) through an alternate remedy available to the state or any state agency,
7 including an administrative proceeding to assess a civil forfeiture. If the attorney
8 general elects any such alternate remedy, the attorney general shall serve timely
9 notice of his or her election upon the person bringing the action under sub. (5), and
10 that person has the same rights in the alternate venue as the person would have had
11 if the action had continued under sub. (5). Any finding of fact or conclusion of law
12 made by a court or by a state agency in the alternate venue that has become final is
13 conclusive upon all parties named in an action under sub. (5). For purposes of this
14 subsection, a finding or conclusion is final if it has been finally determined on appeal,
15 if all time for filing an appeal or petition for review with respect to the finding or
16 conclusion has expired, or if the finding or conclusion is not subject to judicial review.

17 (11) (a) Except as provided in pars. (b) and (e), if the state proceeds with an
18 action brought by a person under sub. (5) or the state pursues an alternate remedy
19 relating to the same acts under sub. (10), the person who brings the action shall
20 receive at least 15 percent but not more than 25 percent of the proceeds of the action
21 or settlement of the claim, depending upon the extent to which the person
22 contributed to the prosecution of the action or claim.

23 (b) Except as provided in par. (e), if an action or claim is one in which the court
24 or other adjudicator finds to be based primarily upon disclosures of specific
25 information not provided by the person who brings an action under sub. (5) relating

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1 to allegations or transactions specifically in a criminal, civil, or administrative
2 hearing, or in a legislative or administrative report, hearing, audit, or investigation,
3 or report made by the news media, the court or other adjudicator may award such
4 amount as it considers appropriate, but not more than 10 percent of the proceeds of
5 the action or settlement of the claim, depending upon the significance of the
6 information and the role of the person bringing the action in advancing the
7 prosecution of the action or claim.

8 (c) Except as provided in par. (e), in addition to any amount received under par.
9 (a) or (b), a person bringing an action under sub. (5) shall be awarded his or her
10 reasonable expenses necessarily incurred in bringing the action together with the
11 person's costs and reasonable actual attorney fees. The court or other adjudicator
12 shall assess any award under this paragraph against the defendant.

13 (d) Except as provided in par. (e), if the state does not proceed with an action
14 or an alternate proceeding under sub. (10), the person bringing the action shall
15 receive an amount that the court decides is reasonable for collection of the civil
16 penalty and damages. The amount shall be not less than 25 percent and not more
17 than 30 percent of the proceeds of the action and shall be paid from the proceeds. In
18 addition, the person shall be paid his or her expenses, costs, and fees under par. (c).

19 (e) Whether or not the state proceeds with the action or an alternate proceeding
20 under sub. (10), if the court or other adjudicator finds that an action under sub. (5)
21 was brought by a person who planned or initiated the violation upon which the action
22 or proceeding is based, then the court may, to the extent that the court considers
23 appropriate, reduce the share of the proceeds of the action that the person would
24 otherwise receive under par. (a), (b), or (d), taking into account the role of that person
25 in advancing the prosecution of the action or claim and any other relevant

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1 circumstance pertaining to the violation, except that if the person bringing the action
2 is convicted of criminal conduct arising from his or her role in a violation of sub. (2),
3 the court or other adjudicator shall dismiss the person as a party and the person shall
4 not receive any share of the proceeds of the action or claim or any expenses, costs, and
5 fees under par. (c).

6 (12) Except if the action is brought by the attorney general or the person
7 bringing the action is an original source of the information, the court shall dismiss
8 an action or claim under this section, unless opposed by the state, if substantially the
9 same allegations or transactions as alleged in the action or claim were publicly
10 disclosed in any of the following ways:

11 (a) In a federal criminal, civil, or administrative hearing in which the state or
12 its agent is a party.

13 (b) In a congressional, government accountability office, or other federal report,
14 hearing, audit, or investigation.

15 (c) From the news media.

16 (13) The state is not liable for any expenses incurred by a private person in
17 bringing an action under sub. (5).

18 (14) Any employee, contractor, or agent who is discharged, demoted,
19 suspended, threatened, harassed, or in any other manner discriminated against in
20 the terms and conditions of employment because of lawful actions taken by the
21 employee, contractor, agent, or by others in furtherance of an action or claim filed
22 under this section or on behalf of the employee, contractor, or agent, including
23 investigation for, initiation of, testimony for, or assistance in an action or claim filed
24 or to be filed under sub. (5) is entitled to all necessary relief to make the employee,
25 contractor, or agent whole. Such relief shall in each case include reinstatement with

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1 the same seniority status that the employee, contractor, or agent would have had but
2 for the discrimination, 2 times the amount of back pay, interest on the back pay at
3 the legal rate, and compensation for any special damages sustained as a result of the
4 discrimination, including costs and reasonable attorney fees. An employee,
5 contractor, or agent may bring an action to obtain the relief to which the employee,
6 contractor, or agent is entitled under this subsection within 3 years after the date the
7 retaliation occurred.

8 (15) A civil action may be brought based upon acts occurring prior to the
9 effective date of this subsection ... [LRB inserts date], if the action is brought within
10 the period specified in s. 893.9815.

11 (16) A judgment of guilty entered against a defendant in a criminal action in
12 which the defendant is charged with fraud or making false statements estops the
13 defendant from denying the essential elements of the offense in any action under sub.
14 (5) that involves the same elements as in the criminal action.

15 (17) The remedies provided for under this section are in addition to any other
16 remedies provided for under any other law or available under the common law.

17 (18) This section shall be liberally construed and applied to promote the public
18 interest and to effect the congressional intent in enacting 31 USC 3729 to 3733, as
19 reflected in the act and the legislative history of the act.

20 **SECTION 318.** 20.940 of the statutes is repealed.

21 **SECTION 319.** 23.09 (2) (d) (intro.) of the statutes is amended to read:

22 23.09 (2) (d) *Lands, acquisition.* (intro.) Acquire by purchase, lease or
23 agreement, and receive by gifts or devise, lands or waters suitable for the purposes
24 enumerated in this paragraph, and maintain such lands and waters for such
25 purposes; and, ~~except for the purpose specified under subd. 12.,~~ may condemn lands

SENATE BILL 59**SECTION 319**

1 or waters suitable for such purposes after obtaining approval of the appropriate
2 standing committees of each house of the legislature as determined by the presiding
3 officer thereof:

4 **SECTION 320.** 23.0915 (2c) (d) of the statutes is amended to read:

5 23.0915 (2c) (d) No moneys may be committed for expenditure from the
6 appropriation under s. 20.866 (2) (tz) after June 30, ~~2020~~ 2022.

7 **SECTION 321.** 23.0917 (3) (a) of the statutes is amended to read:

8 23.0917 (3) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
9 ~~2019-20~~ 2021-22, the department may obligate moneys under the subprogram for
10 land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and
11 grants for these purposes under s. 23.096, except as provided under ss. 23.197 (2m),
12 (3m) (b), (7m), and (8) and 23.198 (1) (a).

13 **SECTION 322.** 23.0917 (3) (bm) of the statutes is amended to read:

14 23.0917 (3) (bm) During the period beginning with fiscal year 2001-02 and
15 ending with fiscal year ~~2019-20~~ 2021-22, in obligating money under the subprogram
16 for land acquisition, the department shall set aside not less than a total of \$ 2,000,000
17 that may be obligated only to provide matching funds for grants awarded to the
18 department for the purchase of land or easements under 16 USC 2103c.

19 **SECTION 323.** 23.0917 (3) (br) 2. of the statutes is amended to read:

20 23.0917 (3) (br) 2. For each fiscal year beginning with 2015-16 and ending with
21 ~~2019-20~~ 2021-22, \$7,000,000.

22 **SECTION 324.** 23.0917 (3) (bt) 2. of the statutes is amended to read:

23 23.0917 (3) (bt) 2. For each fiscal year beginning with 2015-16 and ending with
24 fiscal year ~~2019-20~~ 2021-22, \$9,000,000.

25 **SECTION 325.** 23.0917 (3) (bw) of the statutes is amended to read:

SENATE BILL 59**SECTION 325**

1 23.0917 (3) (bw) In obligating moneys under the subprogram for land
2 acquisition, the department shall set aside \$5,000,000 for each fiscal year beginning
3 with 2015-16 and ending with ~~2019-20~~ 2021-22 to be obligated only to provide
4 grants to counties under s. 23.0953.

5 **SECTION 326.** 23.0917 (3) (dm) 7. of the statutes is amended to read:

6 23.0917 (3) (dm) 7. For each fiscal year beginning with 2015-16 and ending
7 with fiscal year ~~2019-20~~ 2021-22, \$21,000,000.

8 **SECTION 327.** 23.0917 (4) (a) of the statutes is amended to read:

9 23.0917 (4) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
10 ~~2019-20~~ 2021-22, the department may obligate moneys under the subprogram for
11 property development and local assistance. Moneys obligated under this
12 subprogram may be only used for nature-based outdoor recreation, except as
13 provided under par. (cm).

14 **SECTION 328.** 23.0917 (4) (d) 1m. e. of the statutes is amended to read:

15 23.0917 (4) (d) 1m. e. For each fiscal year beginning with 2015-16 and ending
16 with fiscal year ~~2019-20~~ 2021-22, \$9,750,000.

17 **SECTION 329.** 23.0917 (4) (d) 2r. of the statutes is amended to read:

18 23.0917 (4) (d) 2r. Beginning with fiscal year 2013-14 and ending with fiscal
19 year ~~2019-20~~ 2021-22, the department shall obligate \$6,000,000 in each fiscal year
20 for local assistance.

21 **SECTION 330.** 23.0917 (4) (d) 3. a. and b. of the statutes are amended to read:

22 23.0917 (4) (d) 3. a. Beginning with fiscal year 2013-14 and ending with fiscal
23 year 2014-15, \$7,000,000 in each fiscal year.

24 b. Beginning with fiscal year 2015-16 and ending with fiscal year ~~2019-20~~
25 2021-22, \$3,750,000 in each fiscal year.

SENATE BILL 59**SECTION 331**

1 **SECTION 331.** 23.0917 (4j) (b) of the statutes is amended to read:

2 23.0917 (**4j**) (b) For fiscal year 2007-08, the department may not obligate more
3 than \$1,500,000 for cost-sharing with local governmental units for recreational
4 boating projects under s. 30.92. For each fiscal year beginning with fiscal year
5 2008-09 and ending with fiscal year ~~2019-20~~ 2021-22, the department may not
6 obligate more than \$2,500,000 for cost-sharing with local governmental units for
7 recreational boating projects under s. 30.92.

8 **SECTION 332.** 23.0917 (5g) (a) of the statutes is amended to read:

9 23.0917 (**5g**) (a) Except as provided in pars. (b), (c), (d), and (e), if for a given
10 fiscal year, the department obligates an amount from the moneys appropriated
11 under s. 20.866 (2) (ta) for a subprogram under sub. (3) or (4) that is less than the
12 annual bonding authority under that subprogram for that given fiscal year, the
13 department may not obligate the unobligated amount in subsequent fiscal years.
14 This subsection applies beginning with fiscal year 2011-12 and ending with fiscal
15 year ~~2019-20~~ 2021-22.

16 **SECTION 333.** 23.0917 (12) of the statutes is amended to read:

17 23.0917 (**12**) EXPENDITURES AFTER ~~2020~~ 2022. No moneys may be obligated from
18 the appropriation under s. 20.866 (2) (ta) after June 30, ~~2020~~ 2022.

19 **SECTION 334.** 23.0953 (2) (a) (intro.) of the statutes is amended to read:

20 23.0953 (**2**) (a) (intro.) Beginning with fiscal year 2010-11 and ending with
21 fiscal year ~~2019-20~~ 2021-22, the department shall establish a grant program under
22 which the department may award a grant to a county for any of the following:

23 **SECTION 335.** 23.096 (2m) (intro.) of the statutes is amended to read:

24 23.096 (**2m**) (intro.) Notwithstanding sub. (2) (b), in each fiscal year beginning
25 with fiscal year 2010-11 and ending with fiscal year ~~2019-20~~ 2021-22, the

SENATE BILL 59**SECTION 335**

1 department may award grants under this section that equal up to 75 percent of the
2 acquisition costs of the property if the natural resources board determines that all
3 of the following apply:

4 **SECTION 336.** 25.17 (1) (ge) of the statutes is repealed.

5 **SECTION 337.** 25.17 (1) (xp) of the statutes is repealed.

6 **SECTION 338.** 25.36 (1) of the statutes is amended to read:

7 25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred
8 by law shall constitute the veterans trust fund which shall be used for the lending
9 of money to the mortgage loan repayment fund under s. 45.37 (5) (a) 12. and for the
10 veterans programs under ss. 20.485 (2) (m), (tm), (u), and (z), and (5) (mn), (v), (vo),
11 and (zm), 45.03 (19), 45.07, 45.20, 45.21, 45.40 (1m), 45.41, 45.42, 45.43, and 45.82
12 and administered by the department of veterans affairs, including all moneys
13 received from the federal government for the benefit of veterans or their dependents,
14 and for the veteran grant jobs pilot program under s. 38.31 administered by the
15 technical college system board; all moneys paid as interest on and repayment of loans
16 under the post-war rehabilitation fund; soldiers rehabilitation fund, veterans
17 housing funds as they existed prior to July 1, 1961; all moneys paid as interest on
18 and repayment of loans under this fund; all moneys paid as expenses for, interest on,
19 and repayment of veterans trust fund stabilization loans under s. 45.356, 1995 stats.;;
20 all moneys paid as expenses for, interest on, and repayment of veterans personal
21 loans; the net proceeds from the sale of mortgaged properties related to veterans
22 personal loans; all mortgages issued with the proceeds of the 1981 veterans home
23 loan revenue bond issuance purchased with moneys in the veterans trust fund; all
24 moneys received from the state investment board under s. 45.42 (8) (b); all moneys
25 received from the veterans mortgage loan repayment fund under s. 45.37 (7) (a) and

SENATE BILL 59**SECTION 338**

1 (e); and all gifts of money received by the board of veterans affairs for the purposes
2 of this fund.

3 **SECTION 339.** 25.43 (3) of the statutes is amended to read:

4 25.43 (3) Except for the purpose of investment as provided in s. 25.17 (2) (d),
5 the environmental improvement fund may be used only for the purposes authorized
6 under ss. 20.320 (1) (r), (s), (sm), (t), and (x) and (2) ~~(r)~~, (s), and (x), 20.370 (4) (mt),
7 (mx) and (nz), (8) (mr) and (9) (mt), (mx) and (ny), 20.505 (1) (v), (x) and (y), 281.58,
8 281.59, 281.60, 281.61, 281.62, and 283.31.

9 **SECTION 340.** 25.47 (4m) of the statutes is amended to read:

10 25.47 (4m) The payments under s. ~~292.64~~ 168.225 (3).

11 **SECTION 341.** 25.79 of the statutes is repealed.

12 **SECTION 342.** 27.01 (2) (a) of the statutes is amended to read:

13 27.01 (2) (a) Acquire by purchase, lease or agreement lands or waters suitable
14 for state park purposes and may acquire such lands and waters by condemnation
15 after obtaining approval of the senate and assembly committees on natural
16 resources. ~~The power of condemnation may not be used for the purpose of~~
17 ~~establishing or extending a recreational trail; a bicycle way, as defined in s. 340.01~~
18 ~~(5s); a bicycle lane, as defined in s. 340.01 (5e); or a pedestrian way, as defined in s.~~
19 ~~346.02 (8) (a).~~

20 **SECTION 343.** 27.019 (10) of the statutes is amended to read:

21 27.019 (10) ACQUISITION OF LAND. Any county in which there does not exist a
22 county park commission acting through its rural planning committee may acquire
23 by gift, grant, devise, donation, purchase, condemnation or otherwise, with the
24 consent of the county board, a sufficient tract or tracts of land for the reservation for
25 public use of river fronts, lake shores, picnic groves, outlook points from hilltops,

SENATE BILL 59**SECTION 343**

1 places of special historic interest, memorial grounds, parks, playgrounds, sites for
2 public buildings, and reservations in and about and along and leading to any or all
3 of the same, and to develop and maintain the same for public use. ~~The power of~~
4 ~~condemnation may not be used for the purpose of establishing or extending a~~
5 ~~recreational trail; a bicycle way, as defined in s. 340.01 (5s); a bicycle lane, as defined~~
6 ~~in s. 340.01 (5e); or a pedestrian way, as defined in s. 346.02 (8) (a).~~

7 **SECTION 344.** 27.05 (3) of the statutes is amended to read:

8 27.05 (3) Acquire, in the name of the county, by purchase, land contract, lease,
9 condemnation, or otherwise, with the approval and consent of the county board, such
10 tracts of land or public ways as it deems suitable for park purposes; including lands
11 in any other county not more than three-fourths of a mile from the county line; but
12 no land so acquired shall be disposed of by the county without the consent of said
13 commission, and all moneys received for any such lands, or any materials, so
14 disposed of, shall be paid into the county park fund hereinafter established. ~~The~~
15 ~~power of condemnation may not be used for the purpose of establishing or extending~~
16 ~~a recreational trail; a bicycle way, as defined in s. 340.01 (5s); a bicycle lane, as~~
17 ~~defined in s. 340.01 (5e); or a pedestrian way, as defined in s. 346.02 (8) (a).~~

18 **SECTION 345.** 27.065 (1) (a) of the statutes is amended to read:

19 27.065 (1) (a) The county board of any county which shall have adopted a
20 county system of parks or a county system of streets and parkways, pursuant to s.
21 27.04, may acquire the lands necessary for carrying out all or part of such plan by
22 gift, purchase, condemnation or otherwise; provided, however, that no lands shall be
23 acquired by condemnation unless and until the common council of the city or the
24 board of trustees of the village or the board of supervisors of the town wherein such
25 land is situated shall consent thereto. ~~The power of condemnation may not be used~~

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1 ~~for the purpose of establishing or extending a recreational trail; a bicycle way, as~~
2 ~~defined in s. 340.01 (5s); a bicycle lane, as defined in s. 340.01 (5e); or a pedestrian~~
3 ~~way, as defined in s. 346.02 (8) (a).~~ The cost of acquiring such lands by purchase or
4 condemnation may be paid in whole or in part by the county or by the property to be
5 benefited thereby, as the county board shall direct but in no case shall the amount
6 assessed to any parcel of real estate exceed the benefits accruing thereto; provided,
7 that no assessment for paying the cost of acquiring lands may be levied or collected
8 against the property to be benefited until the governing body of the city, village or
9 town where such lands are located has by resolution determined that the public
10 welfare will be promoted thereby. Title to all lands acquired hereunder shall be an
11 estate in fee simple.

12 **SECTION 346.** 27.08 (2) (b) of the statutes is amended to read:

13 27.08 (2) (b) To acquire in the name of the city for park, parkway, boulevard or
14 pleasure drive purposes by gift, devise, bequest or condemnation, either absolutely
15 or in trust, money, real or personal property, or any incorporeal right or privilege;
16 ~~except that no lands may be acquired by condemnation for the purpose of~~
17 ~~establishing or extending a recreational trail; a bicycle way, as defined in s. 340.01~~
18 ~~(5s); a bicycle lane, as defined in s. 340.01 (5e); or a pedestrian way, as defined in s.~~
19 ~~346.02 (8) (a).~~ Gifts to any city of money or other property, real or personal, either
20 absolutely or in trust, for park, parkway, boulevard or pleasure drive purposes shall
21 be accepted only after they shall have been recommended by the board to the common
22 council and approved by said council by resolution. Subject to the approval of the
23 common council the board may execute every trust imposed upon the use of property
24 or property rights by the deed, testament or other conveyance transferring the title
25 of such property to the city for park, parkway, boulevard or pleasure drive purposes.

SENATE BILL 59**SECTION 347**

1 **SECTION 347.** 27.08 (2) (c) of the statutes is amended to read:

2 27.08 (2) (c) Subject to the approval of the common council to buy or lease lands
3 in the name of the city for park, parkway, boulevard or pleasure drive purposes
4 within or without the city and, with the approval of the common council, to sell or
5 exchange property no longer required for its purposes. Every city is authorized, upon
6 recommendation of its officers, board or body having the control and management
7 of its public parks, to acquire by condemnation in the name of the city such lands
8 within or without its corporate boundaries as it may need for public parks, parkways,
9 boulevards and pleasure drives. ~~The power of condemnation may not be used for the~~
10 ~~purpose of establishing or extending a recreational trail; a bicycle way, as defined in~~
11 ~~s. 340.01 (5s); a bicycle lane, as defined in s. 340.01 (5e); or a pedestrian way, as~~
12 ~~defined in s. 346.02 (8) (a).~~

13 **SECTION 348.** 29.024 (11) of the statutes is created to read:

14 29.024 (11) AUTOMATIC REISSUANCE OF APPROVALS. The department may develop
15 a system under which, when a person purchases an approval, the person may opt to
16 automatically purchase the same approval for subsequent years. The department
17 may contract with a 3rd party to store customer information in order to carry out this
18 system.

19 **SECTION 349.** 32.015 of the statutes is repealed.

20 **SECTION 350.** 32.51 (1) (intro.) of the statutes is amended to read:

21 32.51 (1) PURPOSES. (intro.) In addition to the powers granted under subch. I
22 ~~and subject to the limitations under s. 32.015,~~ any city may condemn or otherwise
23 acquire property under this subchapter for:

24 **SECTION 351.** 35.93 (2) (b) 3. im. of the statutes is repealed.

25 **SECTION 352.** 36.11 (3) (a) of the statutes is amended to read:

SENATE BILL 59**SECTION 352**

1 36.11 (3) (a) ~~The~~ Subject to s. 36.25 (56), the board shall establish the policies
2 for admission within the system and within these policies each institution shall
3 establish specific requirements for admission to its courses of instruction. No
4 sectarian or partisan tests or any tests based upon race, religion, national origin of
5 U.S. citizens or sex shall ever be allowed in the admission of students thereto.

6 **SECTION 353.** 36.11 (3) (b) of the statutes is amended to read:

7 36.11 (3) (b) Subject to s. 36.31 (2m), the board shall establish policies for the
8 appropriate transfer of credits between institutions within the system, including
9 postsecondary credits earned by a high school pupil enrolled in a course at an
10 institution within the system under the program under s. ~~118.55~~ 36.25 (56). If the
11 board determines that postsecondary credits earned by a high school pupil under the
12 program under s. ~~118.55~~ 36.25 (56) are not transferable under this paragraph, the
13 board shall permit the individual to take an examination to determine the
14 individual's competency in the subject area of the course and, if the individual
15 receives a passing score on the examination, shall award equivalent credits to the
16 individual.

17 **SECTION 354.** 36.11 (3) (c) of the statutes is amended to read:

18 36.11 (3) (c) Subject to s. 36.31 (2m), the board may establish policies for the
19 appropriate transfer of credits with other educational institutions outside the
20 system, including postsecondary credits earned by a high school pupil enrolled in a
21 course at an educational institution outside the system through the program under
22 s. ~~118.55~~ 36.25 (56). If the board determines that postsecondary credits earned by
23 a high school pupil under the program under s. ~~118.55~~ 36.25 (56) are not transferable
24 under this paragraph, the board shall permit the individual to take an examination
25 to determine the individual's competency in the subject area of the course and, if the

SENATE BILL 59**SECTION 354**

1 individual receives a passing score on the examination, shall award equivalent
2 credits to the individual.

3 **SECTION 355.** 36.112 (1) of the statutes is renumbered 36.112 (1) (intro.) and
4 amended to read:

5 36.112 (1) ~~DEFINITION~~ DEFINITIONS. (intro.) In this section:

6 (a) Notwithstanding s. 36.05 (9), “institution” includes the extension. means
7 any of the following:

8 **SECTION 356.** 36.112 (1) (a) 1., 2. and 3. and (b) of the statutes are created to
9 read:

10 36.112 (1) (a) 1. Any university, including any branch campus associated with
11 the university as a result of the system restructuring.

12 2. Any operational unit of the University of Wisconsin-Madison assigned
13 former functions of the University of Wisconsin-Extension as a result of the system
14 restructuring.

15 3. Any operational unit of system administration assigned former functions of
16 the University of Wisconsin-Extension as a result of the system restructuring.

17 (b) “System restructuring” means the system’s restructuring plan approved by
18 the Higher Learning Commission on or about June 28, 2018.

19 **SECTION 357.** 36.112 (2) (b) of the statutes is amended to read:

20 36.112 (2) (b) For each goal specified in par. (a), the Board of Regents shall
21 identify at least 4 metrics to measure an institution’s progress toward meeting the
22 goal. As the Board of Regents determines is appropriate, the board may specify
23 different metrics for ~~the extension~~ an institution described in sub. (1) (a) 2. or 3.

24 **SECTION 358.** 36.112 (7) (c) of the statutes is amended to read:

SENATE BILL 59**SECTION 358**

1 36.112 (7) (c) Approve a peer group for each institution that includes
2 institutions of higher education with comparable missions and service populations.

3 This paragraph does not apply to an institution described in sub. (1) (a) 2. or 3.

4 **SECTION 359.** 36.115 (9) of the statutes is created to read:

5 36.115 (9) From the appropriation account under s. 20.285 (1) (a), the Board
6 of Regents shall allocate \$1,500,000 in fiscal year 2019-20 and \$2,000,000 in each
7 fiscal year thereafter for extension county-based agriculture positions.

8 **SECTION 360.** 36.25 (56) of the statutes is created to read:

9 36.25 (56) DUAL ENROLLMENT PROGRAM. (a) In this subsection, “transcripted
10 credit” means that the institution in which a high school student is enrolled under
11 this subsection awards postsecondary credit for successful course completion and
12 issues a transcript from the institution documenting successful completion of the
13 course and the credits awarded for the course, if such a transcript is requested.

14 (b) The board shall establish policies and implement a program under which
15 students attending high school in this state are admitted to the system as nondegree
16 students and may enroll in courses of instruction offered for transcripted credit at
17 any institution if all of the following apply:

- 18 1. The student meets the requirements and prerequisites of the course.
19 2. There is space available in the course.

20 (c) In establishing the policies and implementing the program under par. (b),
21 the board shall consult with the department of public instruction and coordinate
22 with the school districts and the governing bodies of private schools where the high
23 school students are enrolled.

24 (d) 1. A public school student who intends to enroll in an institution under this
25 subsection shall notify the school board of the school district in which he or she is

SENATE BILL 59**SECTION 360**

1 enrolled and a student attending a private school who intends to enroll in an
2 institution under this subsection shall notify the governing body of the private school
3 he or she attends of that intention no later than March 1 if the student intends to
4 enroll in the fall semester, and no later than October 1 if the student intends to enroll
5 in the spring semester. The notice shall include the titles of the courses in which the
6 student intends to enroll and the number of credits of each course, and shall specify
7 whether the student will be taking the courses for high school credit as well as
8 postsecondary credit.

9 2. If the public school student specifies in the notice under subd. 1. that he or
10 she intends to take a course at an institution for high school credit, the school board
11 shall determine whether the course satisfies any of the high school graduation
12 requirements under s. 118.33 and the number of high school credits to award the
13 student for the course, if any. If the student attending a private school specifies in
14 the notice under subd. 1. that he or she intends to take a course at an institution for
15 high school credit, the governing body of the participating private school shall
16 determine whether the course satisfies any requirements necessary for high school
17 graduation and the number of high school credits to award the student for the course,
18 if any. In cooperation with the system, the state superintendent shall develop
19 guidelines to assist school districts and participating private schools in making the
20 determinations. The school board or governing body shall notify the student of its
21 determinations, in writing, before the beginning of the semester in which the student
22 will be enrolled. If the public school student disagrees with the school board's
23 decision regarding satisfaction of high school graduation requirements or the
24 number of high school credits to be awarded, the student may appeal the school
25 board's decision to the state superintendent within 30 days after the decision. The

SENATE BILL 59**SECTION 360**

1 state superintendent's decision shall be final and is not subject to review under
2 subch. III of ch. 227. If the student attending a participating private school disagrees
3 with any decision of a governing body under this subdivision, the student may appeal
4 the decision to the governing body within 30 days after the decision.

5 (e) The board may not charge any tuition, academic fees, or segregated fees to
6 any high school student, or to the school district or private school in which the
7 student is enrolled, in connection with the student's participation in the program
8 under par. (b) or the student's enrollment in any course under this program.

9 (f) The board shall implement the program under this subsection no later than
10 30 days after the effective date of this paragraph ... [LRB inserts date]. If at the time
11 the board implements the program under this subsection the institution in which a
12 student is or will be enrolled has already received payment of any tuition, academic
13 fees, or segregated fees as provided in s. 118.55 (5) or (6), 2017 stats., for the first
14 semester commencing after the effective date of this paragraph ... [LRB inserts
15 date], the board shall refund all such tuition and fees received.

16 **SECTION 361.** 36.25 (57) of the statutes is created to read:

17 36.25 (57) UNIVERSITY OF WISCONSIN-STEVENS POINT PAPER SCIENCE PROGRAM.
18 The Board of Regents shall ensure that at least 1.0 full-time equivalent position,
19 funded from the appropriation under s. 20.285 (1) (qm), is created in the paper
20 science program at the University of Wisconsin-Stevens Point.

21 **SECTION 362.** 36.25 (58) of the statutes is created to read:

22 36.25 (58) ADDITIONAL FUNDING FOR UW COLLEGES. From the appropriation
23 under s. 20.285 (1) (a), the board shall allocate at least \$2,500,000 in each fiscal year
24 to the University of Wisconsin Colleges for student support services. The amount
25 allocated under this subsection is in addition to any other amount that is allocated

SENATE BILL 59**SECTION 362**

1 to the University of Wisconsin Colleges under s. 36.09 (1) (h) or 36.112 or as part of
2 any other formula or method for the board's distribution of funds to the system's
3 various institutions. The allocation of funding under this subsection shall be a bona
4 fide increase of funding to the University of Wisconsin Colleges above the level that
5 would otherwise be provided in the absence of this subsection.

6 **SECTION 363.** 36.27 (1) (a) of the statutes is amended to read:

7 36.27 (1) (a) Subject to par. (b) and s. 36.25 (56) (e), the board may establish for
8 different classes of students differing tuition and fees incidental to enrollment in
9 educational programs or use of facilities in the system. Except as otherwise provided
10 in this section, the board may charge any student who is not exempted by this section
11 a nonresident tuition. The Subject to s. 36.25 (56) (e), the board may establish special
12 rates of tuition and fees for the extension and summer sessions and such other
13 studies or courses of instruction as the board deems advisable.

14 **SECTION 364.** 36.27 (2) (cr) of the statutes is created to read:

15 36.27 (2) (cr) A person who is a citizen of a country other than the United States
16 is entitled to the exemption under par. (a) if that person meets all of the following
17 requirements:

18 1. The person graduated from a high school in this state or received a
19 declaration of equivalency of high school graduation from this state.

20 2. The person was continuously present in this state for at least 3 years
21 following the first day of attending a high school in this state or immediately
22 preceding receipt of a declaration of equivalency of high school graduation.

23 3. The person enrolls in an institution and provides that institution with proof
24 that the person has filed or will file an application for a permanent resident visa with
25 U.S. Citizenship and Immigration Services as soon as the person is eligible to do so.

SENATE BILL 59**SECTION 365**

1 **SECTION 365.** 36.57 of the statutes is created to read:

2 **36.57 Environmental education grants. (1)** In this section:

3 (a) “Corporation” means a nonstock corporation organized under ch. 181 that
4 is a nonprofit corporation, as defined in s. 181.0103 (17).

5 (b) “Lake sanitary district” has the meaning given in s. 30.50 (4q).

6 (c) “Public agency” means a county, city, village, town, public inland lake
7 protection and rehabilitation district, lake sanitary district, or school district or an
8 agency of this state or of a county, city, village, town, public inland lake protection
9 and rehabilitation district, lake sanitary district, or school district.

10 **(2)** (a) Subject to pars. (b) and (c) and sub. (3) (b), from the appropriation under
11 s. 20.285 (1) (rs), the University of Wisconsin–Stevens Point shall award grants to
12 corporations and public agencies for the development, dissemination, and
13 presentation of environmental education programs. Programs shall be funded on an
14 18-month basis.

15 (b) No grant may be awarded under this section unless the grant recipient
16 matches at least 25 percent of the amount of the grant. Private funds and in-kind
17 contributions may be applied to meet the matching requirement. Grants under this
18 section may not be used to replace funding available from other sources.

19 (c) No more than one-third of the total amount awarded in grants under this
20 section in any fiscal year may be awarded to state agencies.

21 **(3)** (a) The University of Wisconsin–Stevens Point shall consult with all of the
22 following to assist in identifying needs and establishing priorities for environmental
23 education, including needs for teacher training, curriculum development and the
24 development and dissemination of curriculum materials:

25 1. The state superintendent of public instruction.

SENATE BILL 59**SECTION 365**

1 2. Other system institutions with expertise in the field of environmental
2 education.

3 3. Conservation and environmental groups, including youth organizations and
4 nature and environmental centers.

5 (b) In consultation with the chancellor and faculty of the University of
6 Wisconsin-Stevens Point, the board shall promulgate rules establishing the criteria
7 and procedures for the awarding of grants under sub. (2). The University of
8 Wisconsin-Stevens Point shall use the priorities established under par. (a) for
9 awarding grants if the amount in the appropriation account under s. 20.285 (1) (rs)
10 in any fiscal year is insufficient to fund all applications for grants under this section.

11 (4) In addition to making grants under this section funded from the
12 appropriation account under s. 20.285 (1) (rs), the University of Wisconsin-Stevens
13 Point shall seek private funds for the purpose of making grants under this section
14 from the appropriation under s. 20.285 (1) (ge).

15 **SECTION 366.** 36.60 (2) (a) 2. of the statutes is amended to read:

16 36.60 (2) (a) 2. The board may repay, on behalf of a physician or dentist who
17 agrees under sub. (3) to practice in a rural area, up to \$100,000 in educational loans
18 obtained by the physician or dentist from a public or private lending institution for
19 education in an accredited school of medicine or dentistry or for postgraduate
20 medical or dental training.

21 **SECTION 367.** 36.60 (4m) (intro.) of the statutes is amended to read:

22 36.60 (4m) LOAN REPAYMENT; RURAL PHYSICIANS AND DENTISTS. (intro.) If a
23 physician or dentist agrees under sub. (3) to practice in a rural area, principal and
24 interest due on the loan, exclusive of any penalties, may be repaid by the board at
25 the following rate:

SENATE BILL 59**SECTION 368**

1 **SECTION 368.** 36.61 (1) (ak) of the statutes is created to read:

2 36.61 (1) (ak) “Dental therapist” means an individual licensed under s. 447.04
3 (1m).

4 **SECTION 369.** 36.61 (1) (b) of the statutes is amended to read:

5 36.61 (1) (b) “Health care provider” means a dental therapist, dental hygienist,
6 physician assistant, nurse-midwife, or nurse practitioner.

7 **SECTION 370.** 36.61 (3) (a) of the statutes is amended to read:

8 36.61 (3) (a) The board shall enter into a written agreement with the health
9 care provider. In the agreement, the health care provider shall agree to practice at
10 least 32 clinic hours per week for 3 years in one or more eligible practice areas in this
11 state or in a rural area, except that a health care provider in the expanded loan
12 assistance program under sub. (8) who is not a dental therapist or dental hygienist
13 may only agree to practice at a public or private nonprofit entity in a health
14 professional shortage area.

15 **SECTION 371.** 36.61 (5) (b) 1. of the statutes is amended to read:

16 36.61 (5) (b) 1. The degree to which there is an extremely high need for medical
17 care in the eligible practice area, health professional shortage area, or rural area in
18 which an eligible applicant who is not a dental therapist or dental hygienist desires
19 to practice and the degree to which there is an extremely high need for dental care
20 in the dental health shortage area or rural area in which an eligible applicant who
21 is a dental therapist or dental hygienist desires to practice.

22 **SECTION 372.** 36.61 (8) (c) 3. of the statutes is amended to read:

23 36.61 (8) (c) 3. Practice at a public or private nonprofit entity in a health
24 professional shortage area, if the health care provider is not a dental therapist or

SENATE BILL 59**SECTION 372**

1 dental hygienist, or in a dental health shortage area, if the health care provider is
2 a dental therapist or dental hygienist.

3 **SECTION 373.** 36.615 of the statutes is created to read:

4 **36.615 Nurse educators. (1)** Subject to sub. (2), the Board of Regents shall
5 establish a program for providing all of the following:

6 (a) Fellowships to students who enroll in programs for degrees in doctor of
7 nursing practice or doctor of philosophy in nursing.

8 (b) Postdoctoral fellowships to recruit faculty for system nursing programs.

9 (c) Educational loan repayment assistance to recruit and retain faculty for
10 system nursing programs.

11 **(2)** The program established under sub. (1) shall require individuals who
12 receive fellowships under sub. (1) (a) or (b) or assistance under sub. (1) (c) to make
13 a commitment to teach for 3 consecutive years in a system nursing program.

14 **(3)** Costs associated with the program established under sub. (1) shall be
15 funded from the appropriation under s. 20.285 (1) (f).

16 **SECTION 374.** 38.001 (3) (e) of the statutes is amended to read:

17 38.001 **(3)** (e) Provide education and services which address barriers created
18 by stereotyping and discriminating and assist individuals with disabilities,
19 minorities, women, and the ~~handicapped~~ or disadvantaged to participate in the work
20 force and the full range of technical college programs and activities.

21 **SECTION 375.** 38.04 (11) (a) 2. of the statutes is amended to read:

22 38.04 **(11)** (a) 2. In consultation with the state superintendent of public
23 instruction, the board shall establish, by rule, a uniform format for district boards
24 to use in reporting the number of pupils attending district schools under ~~ss. 38.12~~
25 ~~(14)~~ and s. 118.15 (1) (b), (cm), and (d) and in reporting pupil participation in

SENATE BILL 59**SECTION 375**

1 technical preparation programs under s. 118.34, including the number of courses
2 taken for advanced standing in the district's associate degree program and for
3 ~~technical college credit.~~

4 **SECTION 376.** 38.04 (21) (a) of the statutes is amended to read:

5 38.04 (21) (a) The number of pupils who attended district schools under ss.
6 ~~38.12 (14) and s.~~ 118.15 (1) (b), (c), and (d) in the previous school year.

7 **SECTION 377.** 38.04 (21) (c) of the statutes is repealed.

8 **SECTION 378.** 38.12 (14) of the statutes is repealed.

9 **SECTION 379.** 38.12 (15) of the statutes is created to read:

10 38.12 (15) DUAL ENROLLMENT PROGRAM. (a) In this subsection, "transcripted
11 credit" means that the technical college in which a high school student is enrolled
12 under this subsection awards postsecondary credit for successful course completion
13 and issues a transcript from the technical college documenting successful completion
14 of the course and the credits awarded for the course, if such a transcript is requested.

15 (b) Each district board shall establish policies and implement a program under
16 which students attending high school in this state and residing in the district are
17 admitted to the technical colleges of the district as nondegree students and may
18 enroll in courses of instruction offered for transcripted credit at any such technical
19 college if all of the following apply:

- 20 1. The student meets the requirements and prerequisites of the course.
21 2. There is space available in the course.

22 (c) In establishing the policies and implementing the program under par. (b),
23 the district board shall consult with the department of public instruction and
24 coordinate with the school districts and the governing bodies of private schools where
25 the high school students are enrolled.

SENATE BILL 59**SECTION 379**

1 (d) 1. A public school student who intends to enroll in a technical college under
2 this subsection shall notify the school board of the school district in which he or she
3 is enrolled and a student attending a private school who intends to enroll in a
4 technical college under this subsection shall notify the governing body of the private
5 school he or she attends of that intention no later than March 1 if the student intends
6 to enroll in the fall semester, and no later than October 1 if the student intends to
7 enroll in the spring semester. The notice shall include the titles of the courses in
8 which the student intends to enroll and the number of credits of each course, and
9 shall specify whether the student will be taking the courses for high school credit as
10 well as postsecondary credit.

11 2. If the public school student specifies in the notice under subd. 1. that he or
12 she intends to take a course at a technical college for high school credit, the school
13 board shall determine whether the course satisfies any of the high school graduation
14 requirements under s. 118.33 and the number of high school credits to award the
15 student for the course, if any. If the student attending a private school specifies in
16 the notice under subd. 1. that he or she intends to take a course at a technical college
17 for high school credit, the governing body of the participating private school shall
18 determine whether the course satisfies any requirements necessary for high school
19 graduation and the number of high school credits to award the student for the course,
20 if any. In cooperation with the board and district boards, the state superintendent
21 shall develop guidelines to assist school districts and participating private schools
22 in making the determinations. The school board or governing body shall notify the
23 student of its determinations, in writing, before the beginning of the semester in
24 which the student will be enrolled. If the public school student disagrees with the
25 school board's decision regarding satisfaction of high school graduation

SENATE BILL 59**SECTION 379**

1 requirements or the number of high school credits to be awarded, the student may
2 appeal the school board's decision to the state superintendent within 30 days after
3 the decision. The state superintendent's decision shall be final and is not subject to
4 review under subch. III of ch. 227. If the student attending a participating private
5 school disagrees with any decision of a governing body under this subdivision, the
6 student may appeal the decision to the governing body within 30 days after the
7 decision.

8 (e) Notwithstanding s. 38.24 (1m), the district board may not charge any fees
9 to any high school student, or to the school district or private school in which the
10 student is enrolled, in connection with the student's participation in the program
11 under par. (b) or the student's enrollment in any course under this program.

12 (f) The district board shall implement the program under this subsection no
13 later than 30 days after the effective date of this paragraph [LRB inserts date].
14 If at the time the district board implements the program under this subsection the
15 district board of the technical college in which a student is or will be enrolled has
16 already received payment of fees as provided in s. 38.12 (14) (d), 2017 stats., for the
17 first semester commencing after the effective date of this paragraph [LRB inserts
18 date], the district board shall refund all such fees received.

19 **SECTION 380.** 38.16 (3) (be) of the statutes is amended to read:

20 38.16 (3) (be) Notwithstanding sub. (1), no district board may increase its
21 revenue in the 2014-15 school year or in any school year thereafter by a percentage
22 that exceeds 2 percent, or the district's valuation factor, whichever is greater, except
23 as provided in pars. (bg) and (br).

24 **SECTION 381.** 38.22 (1) (intro.) of the statutes is amended to read:

SENATE BILL 59**SECTION 381**

1 38.22 (1) (intro.) Except as provided in subs. (1m) and (1s) and s. 38.12 ~~(14)~~ (15),
2 every person who is at least the age specified in s. 118.15 (1) (b) is eligible to attend
3 a technical college if the person is:

4 **SECTION 382.** 38.22 (6) (e) of the statutes is created to read:

5 38.22 (6) (e) Any person who is a citizen of a country other than the United
6 States if that person meets all of the following requirements:

7 1. The person graduated from a high school in this state or received a
8 declaration of equivalency of high school graduation from this state.

9 2. The person was continuously present in this state for at least 3 years
10 following the first day of attending a high school in this state or immediately
11 preceding receipt of a declaration of equivalency of high school graduation.

12 3. The person enrolls in a district school and provides the district board with
13 proof that the person has filed or will file an application for a permanent resident visa
14 with U.S. Citizenship and Immigration Services as soon as the person is eligible to
15 do so.

16 **SECTION 383.** 38.27 (1) (a) of the statutes is amended to read:

17 38.27 (1) (a) The creation or expansion of adult high school, adult basic
18 education and English as a 2nd language courses. The board shall give priority to
19 courses serving students with disabilities or minority, unemployed, or
20 ~~disadvantaged or handicapped~~ students.

21 **SECTION 384.** 38.28 (1m) (a) 1. of the statutes is amended to read:

22 38.28 (1m) (a) 1. "District aidable cost" means the annual cost of operating a
23 technical college district, including debt service charges for district bonds and
24 promissory notes for building programs or capital equipment, but excluding all
25 expenditures relating to auxiliary enterprises and community service programs, all

SENATE BILL 59**SECTION 384**

1 expenditures funded by or reimbursed with federal revenues, all receipts under ss.
2 38.12 (9) ~~and (14)~~, 38.14 (3) and (9), and 118.15 (2) (a), all receipts from grants
3 awarded under ss. 38.04 (8), (28), and (31), 38.14 (11), 38.26, 38.27, 38.31, 38.33,
4 38.38, and 38.42, all fees collected under s. 38.24, and driver education and chauffeur
5 training aids.

6 **SECTION 385.** 38.38 of the statutes is amended to read:

7 **38.38 Services for handicapped students with disabilities.** Annually the
8 board may award a grant to each district board, from the appropriation under s.
9 20.292 (1) (f), to assist in funding transitional services for handicapped students with
10 disabilities. Each district board shall contribute matching funds equal to 25 percent
11 of the amount awarded.

12 **SECTION 386.** 39.11 (16) of the statutes is created to read:

13 39.11 (16) When appropriate and related to the programs of the state
14 educational radio and television network, procure or publish instructional material.
15 A reasonable handling charge may be established to cover the costs of providing this
16 material.

17 **SECTION 387.** 39.285 (1) (b) of the statutes is amended to read:

18 39.285 (1) (b) If the board determines during a fiscal year that any formula
19 approved under par. (a) during the prior fiscal year needs to be modified during the
20 fiscal year in order to expend the entire amount appropriated for grants to students
21 under s. 39.30 or 39.435, except s. 39.435 (2) or (5), in that fiscal year, the board shall
22 ~~submit may implement the modified formula to the joint committee on finance. If~~
23 ~~the cochairpersons of the committee do not notify the board that the committee has~~
24 ~~scheduled a meeting for the purpose of reviewing the modified formula within 14~~
25 ~~working days after the date of the submittal, the modified formula may be~~

SENATE BILL 59**SECTION 387**

1 ~~implemented as proposed by the board. If, within 14 working days after the date of~~
2 ~~the submittal, the cochairpersons of the committee notify the board that the~~
3 ~~committee has scheduled a meeting for the purpose of reviewing the modified~~
4 ~~formula, the modified formula may be implemented only upon approval of the~~
5 ~~committee.~~

6 **SECTION 388.** 39.36 (title) of the statutes is amended to read:

7 **39.36 (title) Repayment of stipends for teachers of the handicapped**
8 **impaired.**

9 **SECTION 389.** 39.40 (5) of the statutes is amended to read:

10 **39.40 (5) The board may not make loans under sub. (2) after the effective date**
11 **of this subsection ... [LRB inserts date].** The board shall administer the repayment
12 and forgiveness of loans made under sub. (2) on or before the effective date of this
13 **subsection ... [LRB inserts date] and under s. 36.25 (16), 1993 stats.** The board shall
14 treat such loans made under s. 36.25 (16), 1993 stats., as if they had been made under
15 sub. (2).

16 **SECTION 390.** 39.435 (2) of the statutes is renumbered 39.435 (2) (a) and
17 amended to read:

18 **39.435 (2) (a)** The board shall award talent incentive grants to uniquely needy
19 students enrolled at least half-time as first-time freshmen at public and private
20 nonprofit institutions of higher education located in this state and to sophomores,
21 juniors, and seniors who received such grants as freshmen. No grant under this
22 ~~subsection~~ paragraph may exceed \$1,800 for any academic year. The board may
23 award a grant under this ~~subsection~~ paragraph to the same student for up to 10
24 semesters or their equivalent, but may not award such a grant to the same student
25 more than 6 years after the initial grant is awarded to that student. A student need

SENATE BILL 59**SECTION 390**

1 not maintain continuous enrollment at an institution of higher education to remain
2 eligible for a grant under this ~~subsection~~ paragraph. The board shall promulgate
3 rules establishing eligibility criteria for grants under this ~~subsection~~ paragraph.

4 **SECTION 391.** 39.435 (2) (b) of the statutes is created to read:

5 39.435 (2) (b) Before the end of a fiscal biennium, the board may make
6 supplemental talent incentive grants to students to whom the board has awarded
7 talent incentive grants under par. (a) in that fiscal biennium, but only if the board
8 determines that, after the board makes all of the grants under par. (a) in that fiscal
9 biennium, moneys are available in the appropriation account under s. 20.235 (1) (fd)
10 for grants under this paragraph.

11 **SECTION 392.** 39.435 (5) of the statutes is amended to read:

12 39.435 (5) The board shall ensure that grants under this section are made
13 available to students attending private or public institutions in this state who are
14 deaf or hard of hearing or visually ~~handicapped~~ impaired and who demonstrate need.
15 Grants may also be made available to such ~~handicapped~~ students attending private
16 or public institutions in other states under criteria established by the board. In
17 determining the financial need of these students special consideration shall be given
18 to their unique and unusual costs.

19 **SECTION 393.** 40.01 (2) of the statutes is amended to read:

20 40.01 (2) PURPOSE. The public employee trust fund is a public trust and shall
21 be managed, administered, invested and otherwise dealt with solely for the purpose
22 of ensuring the fulfillment at the lowest possible cost of the benefit commitments to
23 participants, as set forth in this chapter, and shall not be used for any other purpose.
24 Revenues collected for and balances in the accounts of a specific benefit plan shall
25 be used only for the purposes of that benefit plan, including amounts allocated under

SENATE BILL 59**SECTION 393**

1 s. ~~20.515 (1) (um) or (ut)~~ or 40.04 (2), and shall not be used for the purposes of any
2 other benefit plan. Each member of the employee trust funds board shall be a trustee
3 of the fund and the fund shall be administered by the department of employee trust
4 funds. All statutes relating to the fund shall be construed liberally in furtherance
5 of the purposes set forth in this section.

6 **SECTION 394.** 40.03 (1) (cm) of the statutes is created to read:

7 40.03 (1) (cm) Shall appoint an internal auditor. The internal auditor shall
8 report directly to the board.

9 **SECTION 395.** 40.03 (1) (i) of the statutes is amended to read:

10 40.03 (1) (i) May determine that some or all of the disability annuities and
11 death benefits provided from the Wisconsin retirement system shall instead be
12 provided through group insurance plans ~~to be established by the group insurance~~
13 ~~board~~ either as separate plans or as integral parts of the group life and income
14 continuation insurance plans established under this chapter.

15 **SECTION 396.** 40.03 (1) (p) of the statutes is amended to read:

16 40.03 (1) (p) May, upon the recommendation of the actuary, transfer in whole
17 or in part the assets and reserves held in any account described in s. 40.04 (9) to a
18 different account described in s. 40.04 (9), for the purpose of providing any group
19 insurance benefit ~~offered by the group insurance board~~.

20 **SECTION 397.** 40.03 (1) (q) of the statutes is created to read:

21 40.03 (1) (q) For the purpose of the group income continuation insurance plan
22 established under ss. 40.61 and 40.62 and the group long-term disability insurance
23 plan established under s. 40.64:

SENATE BILL 59**SECTION 397**

1 1. May, on behalf of the state, enter into a contract or contracts with one or more
2 insurers authorized to transact insurance business in this state for the purpose of
3 providing the plans.

4 2. May, wholly or partially in lieu of subd. 1., on behalf of the state, provide the
5 plans on a self-insured basis.

6 3. May take any action as trustees that is considered advisable and not
7 specifically prohibited or delegated to some other governmental agency to carry out
8 the purpose and intent of the plans.

9 4. May apportion all excess moneys becoming available to the board through
10 operation of the plans to reduce premium payments in following contract years or to
11 establish reserves to stabilize costs in subsequent years. If the board determines
12 that the excess became available due to favorable experience of specific groups of
13 employers or specific employee groups, the board may make the apportionment in
14 a manner designated to benefit the specific employers or employee groups only, or to
15 a greater extent than other employers and employee groups.

16 5. Shall take prompt action to liquidate any actuarial or cash deficit that occurs
17 in the accounts and reserves maintained in the fund for the plans.

18 6. Shall accept timely appeals of determinations made by the department
19 affecting any right or benefit under the plans.

20 **SECTION 398.** 40.03 (2) (i) of the statutes is amended to read:

21 40.03 (2) (i) ~~Shall Except as provided under pars. (ig) and (ir), shall promulgate,~~
22 ~~with the approval of the board, all rules, except rules promulgated under par. (ig) or~~
23 ~~(ir), that are required for the efficient administration of the fund or of any of the~~
24 ~~benefit plans established by this chapter. In addition to being approved by the board,~~
25 ~~and shall promulgate rules as necessary for a long-term disability insurance plan~~

SENATE BILL 59**SECTION 398**

1 established under s. 40.64. All rules promulgated under this paragraph are subject
2 to board approval under sub. (1) (m). Except rules promulgated under s. 40.30 (6),
3 the rules promulgated under this paragraph relating to teachers must be approved
4 are subject to approval by the teachers retirement board and under sub. (7) (d).
5 Except rules promulgated under s. 40.30 (6), the rules promulgated under this
6 paragraph relating to participants other than teachers must be approved are subject
7 to approval by the Wisconsin retirement board, except rules promulgated under s.
8 40.30 under sub. (8) (d).

9 **SECTION 399.** 40.03 (2) (ig) of the statutes is amended to read:

10 40.03 (2) (ig) Shall promulgate, with the approval of the group insurance board,
11 all rules required for the administration of the group health, long-term care, income
12 continuation or life insurance plans established under subchs. IV to and VI and
13 health savings accounts under subch. IV.

14 **SECTION 400.** 40.03 (2) (x) of the statutes is repealed.

15 **SECTION 401.** 40.03 (6) (intro.) of the statutes is amended to read:

16 40.03 (6) GROUP INSURANCE BOARD. (intro.) The With respect to the group
17 insurance plans provided for by this chapter other than the group income
18 continuation insurance plan established under ss. 40.61 and 40.62 and the group
19 long-term disability insurance plan established under s. 40.64, the group insurance
20 board:

21 **SECTION 402.** 40.03 (6) (a) 1. of the statutes is amended to read:

22 40.03 (6) (a) 1. Except as provided in par. (m), shall, on behalf of the state, enter
23 into a contract or contracts with one or more insurers authorized to transact
24 insurance business in this state for the purpose of providing the group insurance
25 plans ~~provided for by this chapter; or,~~

SENATE BILL 59**SECTION 403**

1 **SECTION 403.** 40.03 (6) (d) (intro.) of the statutes is amended to read:

2 40.03 (6) (d) (intro.) May take any action as trustees which that is deemed
3 considered advisable and not specifically prohibited or delegated to some other
4 governmental agency; to carry out the purpose and intent of the group insurance
5 plans ~~provided under this chapter~~, including, but not limited to, provisions in the
6 appropriate contracts relating to:

7 **SECTION 404.** 40.03 (6) (i) of the statutes is amended to read:

8 40.03 (6) (i) Shall accept timely appeals of determinations made by the
9 department affecting any right or benefit under any the group insurance plan
10 ~~provided for under this chapter~~ plans that are overseen by the group insurance
11 board.

12 **SECTION 405.** 40.03 (6) (n) of the statutes is created to read:

13 40.03 (6) (n) Notwithstanding par. (L), may contract with any entity to provide
14 health and wellness services to any individual who is covered under a group health
15 insurance plan under subch. IV at health clinics that are established within state
16 facilities.

17 **SECTION 406.** 40.04 (2) (a) of the statutes is amended to read:

18 40.04 (2) (a) An administrative account shall be maintained within the fund
19 from which administrative costs of the department shall be paid, except charges for
20 services performed by the investment board, ~~costs of medical and vocational~~
21 ~~evaluations used in determinations of eligibility for benefits under ss. 40.61, 40.63~~
22 ~~and 40.65 and costs of contracting for insurance data collection and analysis services~~
23 ~~under s. 40.03 (6) (j).~~

24 **SECTION 407.** 40.04 (2) (e) of the statutes is repealed.

25 **SECTION 408.** 40.22 (1) of the statutes is amended to read:

SENATE BILL 59**SECTION 408**

1 40.22 (1) Except as provided in sub. (2) and s. 40.26 (6), each employee
2 currently in the service of, and receiving earnings from, a state agency or other
3 participating employer shall be included within the provisions of the Wisconsin
4 retirement system as a participating employee of that state agency or participating
5 employer.

6 **SECTION 409.** 40.22 (2m) (intro.) of the statutes is amended to read:

7 40.22 (2m) (intro.) An Except as otherwise provided in s. 40.26 (6), an employee
8 who was a participating employee before July 1, 2011, who is not expected to work
9 at least one-third of what is considered full-time employment by the department,
10 as determined by rule, and who is not otherwise excluded under sub. (2) from
11 becoming a participating employee shall become a participating employee if he or she
12 is subsequently employed by the state agency or other participating employer for
13 either of the following periods:

14 **SECTION 410.** 40.22 (2r) (intro.) of the statutes is amended to read:

15 40.22 (2r) (intro.) An Except as otherwise provided in s. 40.26 (6), an employee
16 who was not a participating employee before July 1, 2011, who is not expected to work
17 at least two-thirds of what is considered full-time employment by the department,
18 as determined by rule, and who is not otherwise excluded under sub. (2) from
19 becoming a participating employee shall become a participating employee if he or she
20 is subsequently employed by the state agency or other participating employer for
21 either of the following periods:

22 **SECTION 411.** 40.22 (3) (intro.) of the statutes is amended to read:

23 40.22 (3) (intro.) A Except as otherwise provided in s. 40.26 (6), a person who
24 qualifies as a participating employee shall be included within, and shall be subject
25 to, the Wisconsin retirement system effective on one of the following dates:

SENATE BILL 59**SECTION 412**

1 **SECTION 412.** 40.23 (1) (bm) of the statutes is amended to read:

2 40.23 (1) (bm) If an application by a participant age 55 or over, or by a protective
3 occupation participant age 50 or over, for long-term disability insurance benefits
4 under s. 40.64 is disapproved under rules promulgated by the department, the date
5 which that would have been the effective date for the insurance benefits ~~shall be~~ is
6 the retirement annuity effective date if requested by the applicant within 60 days of
7 the disapproval or, if the disapproval is appealed, within 60 days of the final
8 disposition of the appeal.

9 **SECTION 413.** 40.26 (6) (intro.), (a) and (b) of the statutes are created to read:

10 40.26 (6) (intro.) Subsections (1) to (5) do not apply to a participant who applies
11 for an annuity or lump sum payment during the period in which at least 30 days have
12 elapsed between the participant's termination of employment as a teacher with a
13 school district that is a participating employer, and becoming a teacher as an
14 employee or contractor providing employee services as a teacher with any school
15 district that is a participating employer if all of the following conditions are met:

16 (a) At the time the participant terminates his or her employment as a teacher
17 with a school district, the participant does not have an agreement with any school
18 district that is a participating employer to return to employment as a teacher or enter
19 into a contract to provide employee services as a teacher for the school district.

20 (b) The participant elects on a form provided by the department to not become
21 a participating employee.

22 **SECTION 414.** 40.51 (8) of the statutes is amended to read:

23 40.51 (8) Every health care coverage plan offered by the state under sub. (6)
24 shall comply with ss. 631.89, 631.90, 631.93 (2), 631.95, 632.72 (2), 632.728, 632.746
25 (1) to (8) and (10), 632.747, 632.748, 632.798, 632.83, 632.835, 632.85, 632.853,

SENATE BILL 59**SECTION 414**

1 632.855, 632.867, 632.87 (3) to (6), 632.885, 632.89, 632.895 (5m) and (8) to (17), and
2 632.896.

3 **SECTION 415.** 40.51 (8m) of the statutes is amended to read:

4 40.51 **(8m)** Every health care coverage plan offered by the group insurance
5 board under sub. (7) shall comply with ss. 631.95, 632.728, 632.746 (1) to (8) and (10),
6 632.747, 632.748, 632.798, 632.83, 632.835, 632.85, 632.853, 632.855, 632.867,
7 632.885, 632.89, and 632.895 ~~(11)~~ (8) and (10) to (17).

8 **SECTION 416.** 40.513 (3) (a) of the statutes is amended to read:

9 40.513 **(3)** (a) The employee was eligible for an employer contribution under
10 s. 40.05 (4) (ag) during the 2015 calendar year and elected not to receive health care
11 coverage in that calendar year or in any succeeding calendar year.

12 **SECTION 417.** 40.61 (3) of the statutes is amended to read:

13 40.61 **(3)** ~~Any An~~ employer under s. 40.02 (28), other than the state, may offer
14 to all of its employees an a group income continuation insurance plan through a
15 program offered by the ~~group insurance~~ board. Notwithstanding sub. (2) and ss.
16 40.05 (5) and 40.62, the department may by rule establish different eligibility
17 standards or contribution requirements for ~~such~~ those employees and employers and
18 may by rule limit the categories of employers ~~which~~ that may be included as
19 participating employers under this subchapter.

20 **SECTION 418.** 40.62 (1) of the statutes is amended to read:

21 40.62 **(1)** The ~~group insurance~~ board shall establish an a group income
22 continuation insurance plan providing for full or partial payment of the financial loss
23 of earnings incurred as a result of injury or illness with separate provisions for
24 short-term insurance with a benefit duration of no more than one year and
25 long-term insurance covering injury or illness of indefinite duration. ~~Employees An~~

SENATE BILL 59**SECTION 418**

1 ~~employee~~ insured under the plan ~~shall be~~ is eligible for benefits upon exhaustion of
2 accumulated sick leave and completion of the elimination period established by the
3 ~~group insurance~~ board.

4 **SECTION 419.** 40.64 of the statutes is created to read:

5 **40.64 Long-term disability insurance coverage.** The board may establish
6 a group long-term disability insurance plan.

7 **SECTION 420.** 40.65 (2) (a) of the statutes is amended to read:

8 40.65 (2) (a) This paragraph applies to participants who first apply for benefits
9 before May 3, 1988. Any person desiring a benefit under this section must apply to
10 the department of workforce development, which department shall determine
11 whether the applicant is eligible to receive the benefit and the participant's monthly
12 salary. Appeals from the eligibility decision shall follow the procedures under ss.
13 102.16 to 102.26. If it is determined that an applicant is eligible, the department of
14 workforce development shall notify the department of employee trust funds and
15 shall certify the applicant's monthly salary. If at the time of application for benefits
16 an applicant is still employed in any capacity by the employer in whose employ the
17 disabling injury occurred or disease was contracted, that continued employment
18 shall not affect that applicant's right to have his or her eligibility to receive those
19 benefits determined in proceedings before the ~~division of hearings and appeals in the~~
20 ~~department of administration~~ department of workforce development or the labor and
21 industry review commission or in proceedings in the courts. The department of
22 workforce development may promulgate rules needed to administer this paragraph.

23 **SECTION 421.** 40.65 (2) (b) 3. of the statutes is amended to read:

24 40.65 (2) (b) 3. The department shall determine whether or not the applicant
25 is eligible for benefits under this section on the basis of the evidence in subd. 2. An

SENATE BILL 59**SECTION 421**

1 applicant may appeal a determination under this subdivision to the ~~division of~~
2 ~~hearings and appeals in the department of administration~~ department of workforce
3 development.

4 **SECTION 422.** 40.65 (2) (b) 4. of the statutes is amended to read:

5 40.65 (2) (b) 4. In hearing an appeal under subd. 3., the ~~division of hearings and~~
6 ~~appeals in the department of administration~~ department of workforce development
7 shall follow the procedures under ss. 102.16 to 102.26.

8 **SECTION 423.** 41.51 of the statutes is renumbered 41.51 (intro.) and amended
9 to read:

10 **41.51 Definitions.** (intro.) In this subchapter, ~~unless the context requires~~
11 ~~otherwise, “board”~~:

12 (1) “Board” means the arts board.

13 **SECTION 424.** 41.51 (2) of the statutes is created to read:

14 41.51 (2) “State building” means a permanent structure normally occupied by
15 state employees that is wholly or partially enclosed and that is used for performing
16 or facilitating the performance of the functions of a state agency as defined in s.
17 20.001 (1).

18 **SECTION 425.** 41.51 (3) of the statutes is created to read:

19 41.51 (3) “Work of art” means an original creation of visual art or a reproduction
20 of an original creation of visual art if the reproduction is controlled by the artist of
21 the original work as part of a limited edition.

22 **SECTION 426.** 41.58 of the statutes is created to read:

23 **41.58 Art in state buildings. (1) APPLICABILITY.** This section does not apply
24 to any of the following:

SENATE BILL 59**SECTION 426**

1 (a) A contract for the construction, reconstruction, remodeling of, or addition
2 to a state building if the total construction cost of the project is \$250,000 or less.

3 (b) A state building or space within a state building that is not open to the
4 general public in its normal use.

5 (c) Game farms, fish hatcheries, nurseries, and other production facilities
6 operated by the department of natural resources.

7 **(2) MINIMUM EXPENDITURE REQUIRED.** (a) Except as provided in par. (b), at least
8 two-tenths of 1 percent of the appropriation for the construction, reconstruction,
9 remodeling of, or addition to a state building shall be expended to acquire one or more
10 works of art to be incorporated into the state building or to be displayed in or on the
11 grounds of the state building, and to fund all administrative costs that the board
12 incurs in acquiring the works of art.

13 (b) If a state building to which this section applies is located contiguous to other
14 state buildings, the board, after reviewing the recommendations of the advisory
15 committee appointed under sub. (3), may apply the funds set aside under par. (a) to
16 the acquisition, including all associated administrative costs, of one or more works
17 of art to be incorporated into one or more of the contiguous buildings or to be
18 displayed in or on the grounds of one or more of the contiguous buildings.

19 **(3) ADVISORY COMMITTEE.** (a) For a building project requiring an expenditure
20 under sub. (2) and after selection of the architect for the project, the board shall
21 appoint an advisory committee for the purpose of reviewing and recommending one
22 or more works of art to be incorporated into the state building or displayed in or on
23 the grounds of the state building.

24 (b) The advisory committee shall consist of at least 5 members appointed by the
25 board, including all of the following:

SENATE BILL 59**SECTION 426**

1 1. One member who is a member of the board.

2 2. At least 2 members who are artists, art educators, art administrators,
3 museum directors or curators, art critics, or art collectors.

4 3. At least 2 members who are project managers, architects, users of the
5 building, or members of the building commission.

6 **(4) CONTRACTS WITH ARTISTS.** (a) After reviewing the recommendations of the
7 advisory committee appointed under sub. (3) with respect to a particular building
8 project, the board shall select one or more works of art recommended by the advisory
9 committee to be incorporated into the project. The board shall ensure that the
10 aggregate of all works of art selected under this subsection represents a wide variety
11 of art forms executed by the broadest feasible diversity of artists, except that the
12 board shall give preference to the works of art of artists who are residents of this
13 state.

14 (b) 1. The board shall contract for the procurement of each work of art selected
15 for a building project under this section. Except as provided in subds. 2. and 3., each
16 contract shall provide for sole ownership of the work of art to the state.

17 2. If a work of art selected for a building project under this section is an existing
18 work of art and is no longer subject to the control of the artist originating the work
19 of art, the contract shall assign sole ownership to the state, subject to any existing
20 obligations of the owner to the originating artist.

21 3. If a work of art selected for a building project under this section is owned by
22 the artist originating the work of art or if the work of art has not been executed on
23 the date of the contract, the contract shall assign sole ownership to the state, subject
24 to the following rights that shall be retained by the artist except as otherwise
25 provided in the contract executed under par. (b) 1.:

SENATE BILL 59**SECTION 426**

- 1 a. The right to claim authorship of the work of art.
- 2 b. The right to reproduce the work of art, including all rights secured to the
- 3 artist under federal copyright laws.

4 **(5) BOARD RESPONSIBILITIES.** After acquisition of a work of art under sub. (4),

5 the board shall do all of the following:

- 6 (a) Ensure proper execution of the work of art if it is a new original work of art.
- 7 (b) Ensure that the work of art is properly installed within the public view.
- 8 (c) Cooperate with the building commission and consult with the artist or the
- 9 artist's representative to ensure that the work of art is properly maintained and is
- 10 not artistically altered without the consent of the artist or the artist's representative.
- 11 (d) Ensure that the work of art is maintained and displayed in or on the grounds
- 12 of the state building for at least 25 years, unless, after consultation with the state
- 13 agency making principal use of the building to which the work of art is appurtenant,
- 14 the board finds that earlier removal is in the public interest. When a work of art
- 15 acquired under this section is removed from a state building, the board shall loan the
- 16 work of art to an accredited museum in the state or to an educational or other
- 17 appropriate public institution capable of maintaining and exhibiting the work of art.

18 **SECTION 427.** 45.03 (15) of the statutes is amended to read:

19 **45.03 (15) DEFERRAL OF PAYMENTS AND INTEREST ON LOANS.** When a veteran or

20 a member of the veteran's family makes application for deferment of payment of

21 monthly installments and waiver of interest charges on veterans loans made under

22 this chapter, showing that the ability of the veteran to make payment is materially

23 and adversely affected by reason of military service, the department may, with the

24 approval of the board, defer payment of monthly installments and waive interest

25 charges on veterans loans made under this chapter for the duration of any period of

SENATE BILL 59**SECTION 427**

1 service in the armed forces of the United States during a national emergency or in
2 time of war or under P.L. 87-117 and 6 months from date of discharge or separation
3 and the time for payment may be extended for the same period. ~~However, when funds~~
4 ~~estimated to be received in the veterans mortgage loan repayment fund to pay debt~~
5 ~~service on public debt contracted under s. 20.866 (2) (zn) and (zo) are less than the~~
6 ~~funds estimated to be required for the payment of the debt service, the board may~~
7 ~~grant deferral of payments and interest on loans provided under s. 45.37 only when~~
8 ~~so required by federal law.~~

9 **SECTION 428.** 45.03 (16) (c) 2. (intro.) of the statutes is amended to read:

10 45.03 (16) (c) 2. (intro.) The department shall declare immediately due and
11 payable any loan made after July 29, 1979, under a program administered by the
12 department under s. 45.40 ~~or subch. III~~, if it finds that the loan was granted to an
13 ineligible person due to any of the following circumstances:

14 **SECTION 429.** 45.03 (16) (c) 3. (intro.) of the statutes is amended to read:

15 45.03 (16) (c) 3. (intro.) Loan application forms processed by the department
16 for programs administered under s. 45.40 ~~or subch. III~~ shall do all of the following:

17 **SECTION 430.** 45.03 (16) (c) 4. of the statutes is amended to read:

18 45.03 (16) (c) 4. The department shall incorporate the payment acceleration
19 requirements of subd. 2. in all loan documents for programs administered by the
20 department under s. 45.40 ~~or subch. III~~.

21 **SECTION 431.** Subchapter III of chapter 45 [precedes 45.30] of the statutes is
22 repealed.

23 **SECTION 432.** 45.42 (4) of the statutes is amended to read:

24 45.42 (4) The department may execute necessary instruments, collect interest
25 and principal, compromise indebtedness, sue and be sued, post bonds, and write off

SENATE BILL 59**SECTION 432**

1 indebtedness that it considers uncollectible. If a loan under this section is secured
2 by a real estate mortgage, the department may exercise the rights of owners and
3 mortgagees generally and the rights and powers set forth in s. 45.32, 2017 stats. The
4 department shall pay all interest and principal repaid on the loan into the veterans
5 trust fund.

6 **SECTION 433.** 45.42 (8) (a) of the statutes is repealed.

7 **SECTION 434.** 45.42 (8) (b) of the statutes is renumbered 45.42 (8).

8 **SECTION 435.** 45.48 of the statutes is created to read:

9 **45.48 Veterans outreach and recovery program.** (1) To be funded from
10 the appropriation under s. 20.485 (2) (qs), the department shall administer a
11 program to provide outreach, mental health services, and support to individuals who
12 reside in this state, who may have a mental health condition or substance use
13 disorder, and who meet one of the following conditions:

14 (a) Are serving in the national guard of any state or a reserve component of the
15 U.S. armed forces.

16 (b) Served on active duty in the U.S. armed forces, forces incorporated as part
17 of the U.S. armed forces, a reserve component of the U.S. armed forces, or the
18 national guard of any state and were discharged under conditions other than
19 dishonorable.

20 (2) The eligibility requirements under s. 45.02 do not apply to an individual
21 receiving services under sub. (1).

22 (3) The department may provide payments to facilitate the provision of services
23 under sub. (1).

24 **SECTION 436.** 45.57 of the statutes is amended to read:

SENATE BILL 59**SECTION 436**

1 **45.57 Veterans homes; transfer of funding.** The department may transfer
2 all or part of the unencumbered balance of any of the appropriations under s. 20.485
3 (1) (g), (gd), (gk), or (i) to the veterans trust fund ~~or to the veterans mortgage loan~~
4 ~~repayment fund.~~ The department shall notify the joint committee on finance in
5 writing of any balance transferred under this section.

6 **SECTION 437.** 46.057 (1) of the statutes is amended to read:

7 **46.057 (1)** The department shall establish, maintain, and operate the Mendota
8 juvenile treatment center on the grounds of the Mendota Mental Health Institute.
9 The department may designate staff at the Mendota Mental Health Institute as
10 responsible for administering, and providing services at, the center.
11 Notwithstanding ss. 301.02, 301.03, and 301.36 (1), the department shall operate the
12 Mendota juvenile treatment center as a juvenile correctional facility, as defined in
13 s. 938.02 (10p). The center shall not be considered a hospital, as defined in s. 50.33
14 (2), an inpatient facility, as defined in s. 51.01 (10), a state treatment facility, as
15 defined in s. 51.01 (15), or a treatment facility, as defined in s. 51.01 (19). The center
16 shall provide psychological and psychiatric evaluations and treatment for juveniles
17 whose behavior presents a serious problem to themselves or others in other juvenile
18 correctional facilities or in secured residential care centers for children and youth
19 and whose mental health needs can be met at the center. With the approval of the
20 department of health services, the department of corrections may transfer to the
21 center any juvenile who has been placed in a juvenile correctional facility or a secured
22 residential care center for children and youth under the supervision of the
23 department of corrections under s. 938.183, 938.34 (4h) or (4m), or 938.357 (3), (4),
24 or (5) (e) in the same manner that the department of corrections transfers juveniles
25 between other juvenile correctional facilities. ~~Upon the recommendation of Subject~~

SENATE BILL 59**SECTION 437**

1 to s. 938.357 (3) (c), with the approval of the department of health services, a court
2 may place a juvenile at the center in a proceeding for a change in placement order
3 under s. 938.357 (3).

4 **SECTION 438.** 46.057 (1) of the statutes, as affected by 2017 Wisconsin Act 185,
5 section 15, and 2019 Wisconsin Act ... (this act), is repealed and recreated to read:

6 46.057 (1) The department shall establish, maintain, and operate the Mendota
7 juvenile treatment center on the grounds of the Mendota Mental Health Institute.

8 The department may designate staff at the Mendota Mental Health Institute as
9 responsible for administering, and providing services at, the center.

10 Notwithstanding ss. 301.02, 301.03, and 301.36 (1), the department shall operate the

11 Mendota juvenile treatment center as a juvenile correctional facility, as defined in

12 s. 938.02 (10p). The center shall not be considered a hospital, as defined in s. 50.33

13 (2), an inpatient facility, as defined in s. 51.01 (10), a state treatment facility, as

14 defined in s. 51.01 (15), or a treatment facility, as defined in s. 51.01 (19). The center

15 shall provide psychological and psychiatric evaluations and treatment for juveniles

16 whose behavior presents a serious problem to themselves or others in other juvenile

17 correctional facilities or in secured residential care centers for children and youth

18 and whose mental health needs can be met at the center. With the approval of the

19 department of health services, the department of corrections may transfer to the

20 center any juvenile who has been placed in a juvenile correctional facility or a secured

21 residential care center for children and youth under the supervision of the

22 department of corrections under s. 938.183, 938.34 (4h), or 938.357 (3), (4), or (5) (e)

23 in the same manner that the department of corrections transfers juveniles between

24 other juvenile correctional facilities. Subject to s. 938.357 (3) (c), with the approval

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1 of the department of health services, a court may place a juvenile at the center in a
2 proceeding for a change in placement order under s. 938.357 (3).

3 **SECTION 439.** 46.057 (1m) of the statutes is created to read:

4 46.057 (1m) Only the director of the Mendota Mental Health Institute, or his
5 or her designee, is authorized to make decisions regarding the admission of juveniles
6 to and treatment of juveniles at the center and the release and return of juveniles
7 to the appropriate state or county facility.

8 **SECTION 440.** 46.057 (2) of the statutes is amended to read:

9 46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the
10 department of corrections shall transfer to the appropriation account under s. 20.435
11 (2) (kx) \$1,365,500 in each fiscal year and, from the appropriation account under s.
12 20.410 (3) (hm), the department of corrections shall transfer to the appropriation
13 account under s. 20.435 (2) (kx) ~~\$2,869,200~~ \$3,224,100 in fiscal year ~~2017-18~~
14 2019-20 and ~~\$2,932,600~~ \$5,878,100 in fiscal year ~~2018-19~~ 2020-21, for services for
15 juveniles placed at the Mendota juvenile treatment center. The department of health
16 services may charge the department of corrections not more than the actual cost of
17 providing those services.

18 **SECTION 441.** 46.10 (16) of the statutes is amended to read:

19 46.10 (16) The department shall delegate to county departments under ss.
20 51.42 and 51.437 or the local providers of care and services meeting the standards
21 established by the department under s. 46.036, the responsibilities vested in the
22 department under this section for collection of patient fees for services other than
23 those provided at state facilities, those provided to children that are reimbursed
24 under a waiver under s. ~~46.27 (11)~~, 46.275, 46.278, or 46.2785, or those provided
25 under the disabled children's long-term support program if the county departments

SENATE BILL 59**SECTION 441**

1 or providers meet the conditions that the department determines are appropriate.
2 The department may delegate to county departments under ss. 51.42 and 51.437 the
3 responsibilities vested in the department under this section for collection of patient
4 fees for services provided at the state facilities if the necessary conditions are met.

5 **SECTION 442.** 46.21 (2m) (b) 1. a. of the statutes is amended to read:

6 46.21 **(2m)** (b) 1. a. The powers and duties of the county departments under ss.
7 46.215, 51.42 and 51.437, ~~including the administration of the long-term support~~
8 ~~community options program under s. 46.27, if the county department under s. 46.215~~
9 ~~is designated as the administering agency under s. 46.27 (3) (b) 1.~~

10 **SECTION 443.** 46.21 (2m) (b) 1. b. of the statutes is repealed.

11 **SECTION 444.** 46.215 (1) (m) of the statutes is repealed.

12 **SECTION 445.** 46.22 (1) (b) 1. e. of the statutes is repealed.

13 **SECTION 446.** 46.23 (3) (bm) of the statutes is repealed.

14 **SECTION 447.** 46.269 of the statutes is amended to read:

15 **46.269 Determining financial eligibility for long-term care programs.**

16 To the extent approved by the federal government, the department or its designee
17 shall exclude any assets accumulated in a person's independence account, as defined
18 in s. 49.472 (1) (c), and any income or assets from retirement benefits earned or
19 accumulated from income or employer contributions while employed and receiving
20 ~~state-funded benefits under s. 46.27 or~~ medical assistance under s. 49.472 in
21 determining financial eligibility and cost-sharing requirements, if any, for a
22 long-term care program under s. ~~46.27~~, 46.275, or 46.277, for the family care
23 program that provides the benefit defined in s. 46.2805 (4), for the Family Care
24 Partnership program, or for the self-directed services option, as defined in s. 46.2897
25 (1).

SENATE BILL 59**SECTION 448**

1 **SECTION 448.** 46.27 of the statutes is repealed.

2 **SECTION 449.** 46.271 (1) (c) of the statutes is amended to read:

3 46.271 (1) (c) The department may contract with an aging unit, as defined in
4 s. ~~46.27~~ 46.82 (1) (a), for administration of services under par. (a) if, by resolution,
5 the county board of supervisors of that county so requests the department.

6 **SECTION 450.** 46.275 (3) (e) of the statutes is repealed.

7 **SECTION 451.** 46.275 (5) (b) 7. of the statutes is amended to read:

8 46.275 (5) (b) 7. Provide services in any community-based residential facility
9 unless the county or department uses as a service contract the approved model
10 contract developed under s. 46.27 (2) (j), 2017 stats., or a contract that includes all
11 of the provisions of the approved model contract.

12 **SECTION 452.** 46.277 (1m) (at) of the statutes is amended to read:

13 46.277 (1m) (at) “Private nonprofit agency” ~~has the meaning specified in s.~~
14 ~~46.27 (1) (bm)~~ means a nonprofit corporation, as defined in s. 181.0103 (17), that
15 provides a program of all-inclusive care for the elderly under 42 USC 1395eee or
16 1396u-4.

17 **SECTION 453.** 46.277 (3) (a) of the statutes is amended to read:

18 46.277 (3) (a) ~~Sections 46.27 (3) (b) and Section 46.275 (3) (a) and (c) to (e) apply~~
19 applies to county participation in this program, except that services provided in the
20 program shall substitute for care provided a person in a skilled nursing facility or
21 intermediate care facility who meets the level of care requirements for medical
22 assistance reimbursement to that facility rather than for care provided at a state
23 center for the developmentally disabled. The number of persons who receive services
24 provided by the program under this paragraph may not exceed the number of

SENATE BILL 59**SECTION 453**

1 nursing home beds, other than beds specified in sub. (5g) (b), that are delicensed as
2 part of a plan submitted by the facility and approved by the department.

3 **SECTION 454.** 46.277 (5) (d) 2. (intro.) and b. of the statutes are consolidated,
4 renumbered 46.277 (5) (d) 2. and amended to read:

5 46.277 (5) (d) 2. No county may use funds received under this section to provide
6 residential services in any community-based residential facility, as defined in s.
7 50.01 (1g), unless ~~one of the following applies:~~ ~~b.~~ The ~~the~~ department approves the
8 provision of services in a community-based residential facility that entirely consists
9 of independent apartments, each of which has an individual lockable entrance and
10 exit and individual separate kitchen, bathroom, sleeping and living areas, to
11 individuals who are eligible under this section and are physically disabled or are at
12 least 65 years of age.

13 **SECTION 455.** 46.277 (5) (d) 2. a. of the statutes is repealed.

14 **SECTION 456.** 46.277 (5) (d) 3. of the statutes is amended to read:

15 46.277 (5) (d) 3. If subd. 2. ~~a. or b.~~ applies, no county may use funds received
16 under this section to pay for services provided to a person who resides or intends to
17 reside in a community-based residential facility and who is initially applying for the
18 services, if the projected cost of services for the person, plus the cost of services for
19 existing participants, would cause the county to exceed the limitation under sub. (3)
20 (c). The department may grant an exception to the requirement under this
21 subdivision, under the conditions specified by rule, to avoid hardship to the person.

22 **SECTION 457.** 46.277 (5) (f) of the statutes is amended to read:

23 46.277 (5) (f) No county or private nonprofit agency may use funds received
24 under this subsection to provide services in any community-based residential
25 facility unless the county or agency uses as a service contract the approved model

SENATE BILL 59**SECTION 457**

1 contract developed under s. 46.27 (2) (j), 2017 stats., or a contract that includes all
2 of the provisions of the approved model contract.

3 **SECTION 458.** 46.278 (4) (a) of the statutes is amended to read:

4 46.278 (4) (a) ~~Sections 46.27 (3) (b) and Section 46.275 (3) (a) and (c) to (e) apply~~
5 applies to county participation in a program, except that services provided in the
6 program shall substitute for care provided a person in an intermediate care facility
7 for persons with an intellectual disability or in a brain injury rehabilitation facility
8 who meets the intermediate care facility for persons with an intellectual disability
9 or brain injury rehabilitation facility level of care requirements for medical
10 assistance reimbursement to that facility rather than for care provided at a state
11 center for the developmentally disabled.

12 **SECTION 459.** 46.2803 of the statutes is repealed.

13 **SECTION 460.** 46.2805 (1) (b) of the statutes is amended to read:

14 46.2805 (1) (b) A demonstration program known as the ~~Wisconsin partnership~~
15 Family Care Partnership program under a federal waiver authorized under 42 USC
16 ~~1315~~ 1396n.

17 **SECTION 461.** 46.281 (1d) of the statutes is amended to read:

18 46.281 (1d) **WAIVER REQUEST.** The department shall request from the secretary
19 of the federal department of health and human services any waivers of federal
20 medicaid laws necessary to permit the use of federal moneys to provide the family
21 care benefit and the self-directed services option to recipients of medical assistance.
22 The department shall implement any waiver that is approved and that is consistent
23 with ss. 46.2805 to 46.2895. Regardless of whether a waiver is approved, the
24 department may implement operation of resource centers, care management
25 organizations, and the family care benefit.

SENATE BILL 59**SECTION 462**

1 **SECTION 462.** 46.281 (1n) (d) of the statutes is repealed.

2 **SECTION 463.** 46.281 (3) of the statutes is repealed.

3 **SECTION 464.** 46.2825 of the statutes is repealed.

4 **SECTION 465.** 46.283 (3) (f) of the statutes is amended to read:

5 46.283 (3) (f) Assistance to a person who is eligible for the family care benefit
6 with respect to the person's choice of whether or not to enroll in the self-directed
7 services option, as defined in s. 46.2899 (1), a care management organization for the
8 family care benefit or the Family Care Partnership program, or the program of
9 all-inclusive care for the elderly and, if so, which available long-term care program
10 or care management organization would best meet his or her needs.

11 **SECTION 466.** 46.283 (4) (e) of the statutes is repealed.

12 **SECTION 467.** 46.283 (4) (f) of the statutes is amended to read:

13 46.283 (4) (f) Perform a functional screening and a financial and cost-sharing
14 screening for any resident, ~~as specified in par. (e),~~ who requests a screening and
15 assist any resident who is eligible and chooses to enroll in a care management
16 organization or the self-directed services option to do so.

17 **SECTION 468.** 46.283 (6) (b) 7. of the statutes is repealed.

18 **SECTION 469.** 46.283 (6) (b) 9. of the statutes is amended to read:

19 46.283 (6) (b) 9. Review the number and types of grievances and appeals
20 concerning the long-term care system in the area served by related to the resource
21 center, to determine if a need exists for system changes, and recommend system or
22 other changes if appropriate.

23 **SECTION 470.** 46.283 (6) (b) 10. of the statutes is repealed.

24 **SECTION 471.** 46.285 (intro.) of the statutes is renumbered 46.285 and amended
25 to read:

SENATE BILL 59**SECTION 471**

1 **46.285 Operation of resource center and care management**
2 **organization.** In order to meet federal requirements and assure federal financial
3 participation in funding of the family care benefit, a county, a tribe or band, a
4 long-term care district or an organization, including a private, nonprofit
5 corporation, may not directly operate both a resource center and a care management
6 organization, ~~except as follows:~~

7 **SECTION 472.** 46.285 (1) of the statutes is repealed.

8 **SECTION 473.** 46.285 (2) of the statutes is repealed.

9 **SECTION 474.** 46.286 (3) (b) 2. a. of the statutes is repealed.

10 **SECTION 475.** 46.287 (2) (a) 1. (intro.) of the statutes is amended to read:

11 46.287 (2) (a) 1. (intro.) Except as provided in subd. 2., a client may contest any
12 of the following applicable matters by filing, within 45 days of the failure of a resource
13 center or ~~care management organization~~ county to act on the contested matter
14 within the time frames specified by rule by the department or within 45 days after
15 receipt of notice of a decision in a contested matter, a written request for a hearing
16 under s. 227.44 to the division of hearings and appeals created under s. 15.103 (1):

17 **SECTION 476.** 46.287 (2) (a) 1. d. of the statutes is renumbered 46.287 (2) (a) 1m.

18 b.

19 **SECTION 477.** 46.287 (2) (a) 1. e. of the statutes is repealed.

20 **SECTION 478.** 46.287 (2) (a) 1. f. of the statutes is repealed.

21 **SECTION 479.** 46.287 (2) (a) 1m. of the statutes is created to read:

22 46.287 (2) (a) 1m. Except as provided in subd. 2., a client may contest any of
23 the following adverse benefit determinations by filing, within 90 days of the failure
24 of a care management organization to act on a contested adverse benefit
25 determination within the time frames specified by rule by the department or within

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1 90 days after receipt of notice of a decision upholding the adverse benefit
2 determination, a written request for a hearing under s. 227.44 to the division of
3 hearings and appeals created under s. 15.103 (1):

4 a. Denial of functional eligibility under s. 46.286 (1) as a result of the care
5 management organization's administration of the long-term care functional screen,
6 including a change from a nursing home level of care to a non-nursing home level
7 of care.

8 c. Denial or limited authorization of a requested service, including
9 determinations based on type or level of service, requirements or medical necessity,
10 appropriateness, setting, or effectiveness of a covered benefit.

11 d. Reduction, suspension, or termination of a previously authorized service,
12 unless the service was only authorized for a limited amount or duration and that
13 amount or duration has been completed.

14 e. Denial, in whole or in part, of payment for a service.

15 f. The failure of a care management organization to act within the time frames
16 provided in 42 CFR 438.408 (b) (1) and (2) regarding the standard resolution of
17 grievances and appeals.

18 g. Denial of an enrollee's request to dispute financial liability, including
19 copayments, premiums, deductibles, coinsurance, other cost sharing, and other
20 member financial liabilities.

21 h. Denial of an enrollee, who is a resident of a rural area with only one care
22 management organization, to obtain services outside the care management
23 organization's network of contracted providers.

24 i. Development of a plan of care that is unacceptable to the enrollee because the
25 plan of care requires the enrollee to live in a place that is unacceptable to the enrollee;

SENATE BILL 59**SECTION 479**

1 the plan of care does not provide sufficient care, treatment, or support to meet the
2 enrollee's needs and support the enrollee's identified outcomes; or the plan of care
3 requires the enrollee to accept care, treatment, or support that is unnecessarily
4 restrictive or unwanted by the enrollee.

5 j. Involuntary disenrollment from the care management organization.

6 **SECTION 480.** 46.287 (2) (b) of the statutes is amended to read:

7 46.287 (2) (b) An enrollee may contest a decision, omission or action of a care
8 management organization other than those specified in par. (a), ~~or may contest the~~
9 ~~choice of service provider. In these instances, the enrollee shall first send a written~~
10 ~~request for review by the unit of the department that monitors care management~~
11 ~~organization contracts. This unit shall review and attempt to resolve the dispute.~~
12 1m. by filing a grievance with the care management organization. If the dispute
13 grievance is not resolved to the satisfaction of the enrollee, he or she may request
14 a hearing under the procedures specified in par. (a) 1. (intro.) that the department
15 review the decision of the care management organization.

16 **SECTION 481.** 46.288 (2) (intro.) of the statutes is renumbered 46.288 (2) and
17 amended to read:

18 46.288 (2) Criteria and procedures for determining functional eligibility under
19 s. 46.286 (1) (a), financial eligibility under s. 46.286 (1) (b), and cost sharing under
20 s. 46.286 (2) (a). ~~The rules for determining functional eligibility under s. 46.286 (1)~~
21 ~~(a) 1m. shall be substantially similar to eligibility criteria for receipt of the long-term~~
22 ~~support community options program under s. 46.27. Rules under this subsection~~
23 ~~shall include definitions of the following terms applicable to s. 46.286:~~

24 **SECTION 482.** 46.288 (2) (d) to (j) of the statutes are repealed.

25 **SECTION 483.** 46.2896 (1) (a) of the statutes is amended to read:

SENATE BILL 59**SECTION 483**

1 46.2896 (1) (a) “Long-term care program” means the long-term care program
2 under s. 46.27, 46.275, 46.277, 46.278, or 46.2785; the family care program providing
3 the benefit under s. 46.286; the Family Care Partnership program; or the long-term
4 care program defined in s. 46.2899 (1).

5 **SECTION 484.** 46.536 of the statutes is amended to read:

6 **46.536 ~~Mobile crisis team~~ Crisis program enhancement grants.** From
7 the appropriation under s. 20.435 (5) (cf), the department shall award grants in the
8 total amount of \$250,000 in each fiscal biennium to counties or regions comprised of
9 multiple counties to establish ~~certified~~ or enhance crisis programs ~~that create mental~~
10 ~~health mobile crisis teams~~ to serve individuals having mental health crises in rural
11 areas. The department shall award a grant under this section in an amount equal
12 to one-half the amount of money the county or region provides to establish ~~certified~~
13 or enhance crisis programs ~~that create mobile crisis teams~~.

14 **SECTION 485.** 46.82 (3) (a) 13. of the statutes is repealed.

15 **SECTION 486.** 46.854 of the statutes is created to read:

16 **46.854 Healthy aging grant program.** From the appropriation under s.
17 20.435 (1) (bk), the department shall award in each fiscal year a grant of \$250,000
18 to an entity that conducts programs in healthy aging.

19 **SECTION 487.** 46.995 (4) of the statutes is created to read:

20 46.995 (4) The department shall ensure that any child who is eligible and who
21 applies for the disabled children’s long-term support program that is operating
22 under a waiver of federal law receives services under the disabled children’s
23 long-term support program that is operating under a waiver of federal law.

24 **SECTION 488.** 47.07 of the statutes is created to read:

SENATE BILL 59**SECTION 488**

1 **47.07 Project SEARCH. (1)** The department shall allocate for each fiscal
2 year at least \$250,000 from the appropriation under s. 20.445 (1) (b) for contracts
3 entered into under this section.

4 **(2)** The department may enter into contracts to provide services to persons with
5 disabilities under the Project SEARCH program operated by the Cincinnati
6 Children's Hospital or its successor organization.

7 **SECTION 489.** 48.02 (1d) of the statutes is amended to read:

8 48.02 **(1d)** "Adult" means a person who is 18 years of age or older,~~except that~~
9 ~~for purposes of investigating or prosecuting a person who is alleged to have violated~~
10 ~~any state or federal criminal law or any civil law or municipal ordinance, "adult"~~
11 ~~means a person who has attained 17 years of age.~~

12 **SECTION 490.** 48.02 (2) of the statutes is amended to read:

13 48.02 **(2)** "Child," when used without further qualification, means a person who
14 is less than 18 years of age,~~except that for purposes of investigating or prosecuting~~
15 ~~a person who is alleged to have violated a state or federal criminal law or any civil~~
16 ~~law or municipal ordinance, "child" does not include a person who has attained 17~~
17 ~~years of age.~~

18 **SECTION 491.** 48.02 (14m) of the statutes is created to read:

19 48.02 **(14m)** "Qualifying residential family-based treatment facility" means a
20 certified residential family-based alcohol or drug abuse treatment facility that
21 meets all of the following criteria:

22 (a) The treatment facility provides, as part of the treatment for substance
23 abuse, parenting skills training, parent education, and individual and family
24 counseling.

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1 (b) The substance abuse treatment, parenting skills training, parent
2 education, and individual and family counseling is provided under an organizational
3 structure and treatment framework that involves understanding, recognizing, and
4 responding to the effects of all types of trauma and in accordance with recognized
5 principles of a trauma-informed approach and trauma-specific interventions to
6 address the consequences of trauma and facilitate healing.

7 **SECTION 492.** 48.13 of the statutes is amended to read:

8 **48.13 Jurisdiction over children alleged to be in need of protection or**
9 **services.** Except as provided in s. 48.028 (3), the court has exclusive original
10 jurisdiction over a child alleged to be in need of protection or services which can be
11 ordered by the court, and if one of the following applies:

12 (1) ~~Who~~ The child is without a parent or guardian;.

13 (2) ~~Who~~ The child has been abandoned;.

14 (2m) ~~Whose~~ The child's parent has relinquished custody of the child under s.
15 48.195 (1);.

16 (3) ~~Who~~ The child has been the victim of abuse, as defined in s. 48.02 (1) (a) or
17 (b) to (g), including injury that is self-inflicted or inflicted by another;.

18 (3m) ~~Who~~ The child is at substantial risk of becoming the victim of abuse, as
19 defined in s. 48.02 (1) (a) or (b) to (g), including injury that is self-inflicted or inflicted
20 by another, based on reliable and credible information that another child in the home
21 has been the victim of such abuse;.

22 (4) ~~Whose~~ The child's parent or guardian signs the petition requesting
23 jurisdiction under this subsection and is unable or needs assistance to care for or
24 provide necessary special treatment or care for the child;.

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1 ~~(4m) Whose~~ The child's guardian is unable or needs assistance to care for or
2 provide necessary special treatment or care for the child, but is unwilling or unable
3 to sign the petition requesting jurisdiction under this subsection;.

4 ~~(5) Who~~ The child has been placed for care or adoption in violation of law;.

5 ~~(8) Who~~ The child is receiving inadequate care during the period of time a
6 parent is missing, incarcerated, hospitalized or institutionalized;.

7 ~~(9) Who~~ The child is at least age 12, signs the petition requesting jurisdiction
8 under this subsection and is in need of special treatment or care which the parent,
9 guardian or legal custodian is unwilling, neglecting, unable or needs assistance to
10 provide;.

11 ~~(10) Whose~~ The child's parent, guardian or legal custodian neglects, refuses or
12 is unable for reasons other than poverty to provide necessary care, food, clothing,
13 medical or dental care or shelter so as to seriously endanger the physical health of
14 the child;.

15 ~~(10m) Whose~~ The child's parent, guardian or legal custodian is at substantial
16 risk of neglecting, refusing or being unable for reasons other than poverty to provide
17 necessary care, food, clothing, medical or dental care or shelter so as to endanger
18 seriously the physical health of the child, based on reliable and credible information
19 that the child's parent, guardian or legal custodian has neglected, refused or been
20 unable for reasons other than poverty to provide necessary care, food, clothing,
21 medical or dental care or shelter so as to endanger seriously the physical health of
22 another child in the home;.

23 ~~(11) Who~~ The child is suffering emotional damage for which the parent,
24 guardian or legal custodian has neglected, refused or been unable and is neglecting,

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1 refusing or unable, for reasons other than poverty, to obtain necessary treatment or
2 to take necessary steps to ameliorate the symptoms;.

3 ~~(11m) Who~~ The child is suffering from an alcohol and other drug abuse
4 impairment, exhibited to a severe degree, for which the parent, guardian or legal
5 custodian is neglecting, refusing or unable to provide treatment; ~~or.~~

6 ~~(13) Who~~ The child has not been immunized as required by s. 252.04 and not
7 exempted under s. 252.04 (3).

8 **SECTION 493.** 48.13 (14) of the statutes is created to read:

9 48.13 **(14)** The child's parent is residing in a qualifying residential
10 family-based treatment facility, signs the petition requesting jurisdiction under this
11 subsection, and, with the department's consent, requests that the child reside with
12 him or her at the qualifying residential family-based treatment facility.

13 **SECTION 494.** 48.207 (1) (L) of the statutes is created to read:

14 48.207 **(1)** (L) With a parent in a qualifying residential family-based treatment
15 facility if the child's permanency plan includes a recommendation for such a
16 placement under s. 48.38 (4) (em) before the placement is made and the parent
17 consents to the placement.

18 **SECTION 495.** 48.345 (3) (c) of the statutes is amended to read:

19 48.345 **(3)** (c) A foster home licensed under s. 48.62, a group home licensed
20 under s. 48.625, a foster home, group home, or similar facility regulated in another
21 state, or in the home of a guardian under s. 48.977 (2).

22 **SECTION 496.** 48.345 (3) (cm) of the statutes is amended to read:

23 48.345 **(3)** (cm) A group home described in s. 48.625 (1m) or a similar facility
24 regulated in another state, if the child is at least 12 years of age, is a custodial parent,

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1 as defined in s. 49.141 (1) (b), or an expectant mother, is receiving inadequate care,
2 and is in need of a safe and structured living arrangement.

3 **SECTION 497.** 48.345 (3) (d) of the statutes is amended to read:

4 48.345 (3) (d) A residential ~~treatment~~ care center for children and youth
5 operated by a child welfare agency licensed under s. 48.60, or a similar facility
6 regulated in another state.

7 **SECTION 498.** 48.345 (3) (e) of the statutes is created to read:

8 48.345 (3) (e) With a parent in a qualifying residential family-based treatment
9 facility, or a similar facility regulated in another state, if the child's permanency plan
10 includes a recommendation for such a placement under s. 48.38 (4) (em) before the
11 placement is made.

12 **SECTION 499.** 48.38 (2) (intro.) of the statutes is amended to read:

13 48.38 (2) PERMANENCY PLAN REQUIRED. (intro.) Except as provided in sub. (3),
14 for each child living in a foster home, group home, residential care center for children
15 and youth, juvenile detention facility, shelter care facility, qualifying residential
16 family-based treatment facility with a parent, or supervised independent living
17 arrangement, the agency that placed the child or arranged the placement or the
18 agency assigned primary responsibility for providing services to the child under s.
19 48.355 (2) (b) 6g. shall prepare a written permanency plan, if any of the following
20 conditions exists, and, for each child living in the home of a guardian or a relative
21 other than a parent, that agency shall prepare a written permanency plan, if any of
22 the conditions specified in pars. (a) to (e) exists:

23 **SECTION 500.** 48.38 (2) (d) of the statutes is amended to read:

SENATE BILL 59**SECTION 504**

1 child and directing when, how, and from where funds for the maintenance or care
2 shall be paid.

3 **SECTION 505.** 48.45 (1) (am) of the statutes is amended to read:

4 48.45 (1) (am) If in the hearing of a case of an unborn child and the unborn
5 child's expectant mother alleged to be in a condition described in s. 48.133 it appears
6 that any person ~~17 years of age or over~~ adult has been guilty of contributing to,
7 encouraging, or tending to cause by any act or omission, ~~such~~ that condition of the
8 unborn child and expectant mother, the judge may make orders with respect to the
9 conduct of ~~such~~ that person in his or her relationship to the unborn child and
10 expectant mother.

11 **SECTION 506.** 48.45 (3) of the statutes is amended to read:

12 48.45 (3) If it appears at a court hearing that any person ~~17 years of age or older~~
13 adult has violated s. 948.40, the judge shall refer the record to the district attorney
14 for criminal proceedings as may be warranted in the district attorney's judgment.
15 This subsection does not prevent prosecution of violations of s. 948.40 without the
16 prior reference by the judge to the district attorney, as in other criminal cases.

17 **SECTION 507.** 48.48 (17) (a) 3. of the statutes is amended to read:

18 48.48 (17) (a) 3. Provide appropriate protection and services for children and
19 the expectant mothers of unborn children in its care, including providing services for
20 those children and their families and for those expectant mothers in their own
21 homes, placing the those children in licensed foster homes or group homes in this
22 state or a similar facility regulated in another state within a reasonable proximity
23 to the agency with legal custody, placing the those children in the homes of guardians
24 under s. 48.977 (2), placing those children in a qualifying residential family-based
25 treatment facility with a parent or in a similar facility regulated in another state, or

SENATE BILL 59**SECTION 507**

1 contracting for services for those children by licensed child welfare agencies in this
2 state or a similar child welfare agency regulated in another state, except that the
3 department may not purchase the educational component of private day treatment
4 programs unless the department, the school board, as defined in s. 115.001 (7), and
5 the state superintendent of public instruction all determine that an appropriate
6 public education program is not available. Disputes between the department and the
7 school district shall be resolved by the state superintendent of public instruction.

8 **SECTION 508.** 48.48 (17) (c) 4. of the statutes is amended to read:

9 48.48 (17) (c) 4. Is living in a foster home, group home, ~~or~~ residential care center
10 for children and youth, qualifying residential family-based treatment facility, or a
11 similar facility regulated in another state or in a supervised independent living
12 arrangement.

13 **SECTION 509.** 48.481 (3) of the statutes is repealed.

14 **SECTION 510.** 48.481 (4) of the statutes is created to read:

15 48.481 (4) DRIVER EDUCATION PROGRAM. The department shall establish or
16 contract for a driver education program for individuals who are 15 years of age or
17 older and in out-of-home care. The program shall provide assistance with
18 identifying and enrolling in an appropriate driver education course, obtaining an
19 operator's license, and obtaining motor vehicle liability insurance. From the
20 appropriation under s. 20.437 (1) (a), the department may pay all of the following
21 expenses that apply to an individual in the program:

22 (a) Fees required to enroll in a driver education course.

23 (b) Fees required to obtain an operator's license under ch. 343.

24 (c) The cost of motor vehicle liability insurance for the motor vehicle owned or
25 used by the individual while participating in the program and after obtaining an

SENATE BILL 59**SECTION 510**

1 operator's license, including any increase in the cost of motor vehicle liability
2 insurance on a motor vehicle owned by an out-of-home care provider and used by
3 the individual.

4 **SECTION 511.** 48.487 (1m) of the statutes is amended to read:

5 48.487 (1m) TRIBAL FAMILY SERVICES GRANTS. From the appropriation account
6 under s. 20.437 (1) (~~bd~~) (js), the department may distribute tribal family services
7 grants to the elected governing bodies of the Indian tribes in this state. An elected
8 governing body that receives a grant under this subsection may expend the grant
9 moneys received for any of the purposes specified in subs. (2), (3) (b), (4m) (b), (5) (b),
10 (6), and (7) as determined by that body.

11 **SECTION 512.** 48.526 (7) (intro.) of the statutes is amended to read:

12 48.526 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
13 of the appropriations under s. 20.437 (1) (cj) and (o), the department shall allocate
14 funds for community youth and family aids for the period beginning on July 1, 2015
15 2019, and ending on June 30, ~~2017~~ 2021, as provided in this subsection to county
16 departments under ss. 46.215, 46.22, and 46.23 as follows:

17 **SECTION 513.** 48.526 (7) (a) of the statutes is amended to read:

18 48.526 (7) (a) For community youth and family aids under this section,
19 amounts not to exceed \$45,572,100 for the last 6 months of ~~2015~~ 2019, \$91,150,200
20 for ~~2016~~ 2020, and \$45,578,100 for the first 6 months of ~~2017~~ 2021.

21 **SECTION 514.** 48.526 (7) (b) (intro.) of the statutes is amended to read:

22 48.526 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall
23 allocate \$2,000,000 for the last 6 months of ~~2015~~ 2019, \$4,000,000 for ~~2016~~ 2020, and
24 \$2,000,000 for the first 6 months of ~~2017~~ 2021 to counties based on each of the
25 following factors weighted equally:

SENATE BILL 59**SECTION 515**

1 **SECTION 515.** 48.526 (7) (bm) of the statutes is amended to read:

2 48.526 (7) (bm) Of the amounts specified in par. (a), the department shall
3 allocate \$6,250,000 for the last 6 months of ~~2015~~ 2019, \$12,500,000 for ~~2016~~ 2020,
4 and \$6,250,000 for the first 6 months of ~~2017~~ 2021 to counties based on each county's
5 proportion of the number of juveniles statewide who are placed in a juvenile
6 correctional facility or a secured residential care center for children and youth during
7 the most recent 3-year period for which that information is available.

8 **SECTION 516.** 48.526 (7) (c) of the statutes is amended to read:

9 48.526 (7) (c) Of the amounts specified in par. (a), the department shall allocate
10 \$1,053,200 for the last 6 months of ~~2015~~ 2019, \$2,106,500 for ~~2016~~ 2020, and
11 \$1,053,300 for the first 6 months of ~~2017~~ 2021 to counties based on each of the factors
12 specified in par. (b) 1. to 3. weighted equally, except that no county may receive an
13 allocation under this paragraph that is less than 93 percent nor more than 115
14 percent of the amount that the county would have received under this paragraph if
15 the allocation had been distributed only on the basis of the factor specified in par. (b)
16 3.

17 **SECTION 517.** 48.526 (7) (e) of the statutes is amended to read:

18 48.526 (7) (e) For emergencies related to community youth and family aids
19 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~2015~~
20 2019, \$250,000 for ~~2016~~ 2020, and \$125,000 for the first 6 months of ~~2017~~ 2021. A
21 county is eligible for payments under this paragraph only if it has a population of not
22 more than 45,000.

23 **SECTION 518.** 48.526 (7) (h) of the statutes is amended to read:

24 48.526 (7) (h) For counties that are purchasing community supervision
25 services under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2017~~ 2019,

SENATE BILL 59**SECTION 518**

1 \$2,124,800 in ~~2018~~ 2020, and \$1,062,400 in the first 6 months of ~~2019~~ 2021 for the
2 provision of community supervision services for juveniles from that county. In
3 distributing funds to counties under this paragraph, the department shall distribute
4 to each county the full amount of the charges for the services purchased by that
5 county, except that if the amounts available under this paragraph are insufficient to
6 distribute that full amount, the department shall distribute those available amounts
7 to each county that purchases community supervision services based on the ratio
8 that the charges to that county for those services bear to the total charges to all
9 counties that purchase those services.

10 **SECTION 519.** 48.526 (8) of the statutes is amended to read:

11 **48.526 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT.** From the amount of the
12 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last
13 6 months of ~~2015~~ 2019, \$1,333,400 in ~~2016~~ 2020, and \$666,700 in the first 6 months
14 of ~~2017~~ 2021 for alcohol and other drug abuse treatment programs.

15 **SECTION 520.** 48.5275 of the statutes is created to read:

16 **48.5275 Seventeen-year-old juvenile justice aids.** Notwithstanding s.
17 48.526, from the appropriation under s. 20.437 (1) (cL), beginning on January 1,
18 2021, the department shall reimburse counties for the costs under s. 48.526 (2) (c)
19 associated with juveniles who were alleged to have violated a state or federal
20 criminal law or any civil law or municipal ordinance at age 17.

21 **SECTION 521.** 48.5276 of the statutes is created to read:

22 **48.5276 County facility start-up costs.** From the appropriation under s.
23 20.437 (1) (cn), the department shall reimburse counties for the one-time start-up
24 costs under s. 48.526 (2) (c) incurred by a county, either on its own or jointly with one

SENATE BILL 59**SECTION 521**

1 or more counties, in establishing a secured residential care center for children and
2 youth under s. 59.53 (8m).

3 **SECTION 522.** 48.53 of the statutes is repealed.

4 **SECTION 523.** 48.563 (2) of the statutes is amended to read:

5 48.563 (2) COUNTY ALLOCATION. For children and family services under s. 48.569
6 (1) (d), the department shall distribute not more than ~~\$70,211,100~~ \$78,708,100 in
7 fiscal year ~~2017-18~~ 2019-20 and ~~\$74,308,000~~ \$90,478,400 in fiscal year ~~2018-19~~
8 2020-21.

9 **SECTION 524.** 48.57 (1) (c) of the statutes is amended to read:

10 48.57 (1) (c) To provide appropriate protection and services for children and the
11 expectant mothers of unborn children in its care, including providing services for
12 those children and their families and for those expectant mothers in their own
13 homes, placing those children in licensed foster homes or group homes in this state
14 or similar facilities regulated in another state within a reasonable proximity to the
15 agency with legal custody, placing those children in the homes of guardians under
16 s. 48.977 (2), placing those children in a qualifying residential family-based
17 treatment facility, or in a similar facility regulated in another state, or contracting
18 for services for those children by licensed child welfare agencies in this state or a
19 child welfare agency regulated in another state, except that the county department
20 may not purchase the educational component of private day treatment programs
21 unless the county department, the school board, as defined in s. 115.001 (7), and the
22 state superintendent of public instruction all determine that an appropriate public
23 education program is not available. Disputes between the county department and
24 the school district shall be resolved by the state superintendent of public instruction.

25 **SECTION 525.** 48.57 (3) (a) 4. of the statutes is amended to read:

SENATE BILL 59**SECTION 525**

1 48.57 (3) (a) 4. Is living in a foster home, group home, residential care center
2 for children and youth, ~~or~~ subsidized guardianship home, qualifying residential
3 family-based treatment facility, or a similar facility regulated in another state or in
4 a supervised independent living arrangement.

5 **SECTION 526.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

6 48.57 (3m) (am) (intro.) From the appropriations under s. 20.437 (2) (dz), (md),
7 (me), and (s), the department shall reimburse counties having populations of less
8 than 750,000 for payments made under this subsection and shall make payments
9 under this subsection in a county having a population of 750,000 or more. Subject
10 to par. (ap), a county department and, in a county having a population of 750,000 or
11 more, the department shall make payments in the amount of ~~\$238~~ \$249 per month
12 beginning on January 1, ~~2018~~ 2020, and ~~\$244~~ \$254 per month beginning on January
13 1, ~~2019~~ 2021, to a kinship care relative who is providing care and maintenance for
14 a child if all of the following conditions are met:

15 **SECTION 527.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

16 48.57 (3n) (am) (intro.) From the appropriations under s. 20.437 (2) (dz), (md),
17 (me), and (s), the department shall reimburse counties having populations of less
18 than 750,000 for payments made under this subsection and shall make payments
19 under this subsection in a county having a population of 750,000 or more. Subject
20 to par. (ap), a county department and, in a county having a population of 750,000 or
21 more, the department shall make monthly payments for each child in the amount of
22 ~~\$238~~ \$249 per month beginning on January 1, ~~2018~~ 2020, and ~~\$244~~ \$254 per month
23 beginning on January 1, ~~2019~~ 2021, to a long-term kinship care relative who is
24 providing care and maintenance for that child if all of the following conditions are
25 met:

SENATE BILL 59**SECTION 528**

1 **SECTION 528.** 48.62 (4) of the statutes is amended to read:

2 48.62 (4) Monthly payments in foster care shall be provided according to the
3 rates specified in this subsection. Beginning on January 1, 2018 2020, the rates are
4 \$~~238~~ \$249 for care and maintenance provided for a child of any age by a foster home
5 that is certified to provide level one care, as defined in the rules promulgated under
6 sub. (8) (a) and, for care and maintenance provided by a foster home that is certified
7 to provide care at a level of care that is higher than level one care, \$~~394~~ \$412 for a
8 child under 5 years of age; \$~~431~~ \$451 for a child 5 to 11 years of age; \$~~490~~ \$512 for
9 a child 12 to 14 years of age; and \$~~511~~ \$534 for a child 15 years of age or over.
10 Beginning on January 1, 2019 2021, the rates are \$~~244~~ \$254 for care and
11 maintenance provided for a child of any age by a foster home that is certified to
12 provide level one care, as defined in the rules promulgated under sub. (8) (a) and, for
13 care and maintenance provided by a foster home that is certified to provide care at
14 a level of care that is higher than level one care, \$~~404~~ \$420 for a child under 5 years
15 of age; \$~~442~~ \$460 for a child 5 to 11 years of age; \$~~502~~ \$522 for a child 12 to 14 years
16 of age; and \$~~524~~ \$545 for a child 15 years of age or over. In addition to these grants
17 for basic maintenance, the department, county department, or licensed child welfare
18 agency shall make supplemental payments for foster care to a foster home that is
19 receiving an age-related rate under this subsection that are commensurate with the
20 level of care that the foster home is certified to provide and the needs of the child who
21 is placed in the foster home according to the rules promulgated by the department
22 under sub. (8) (c).

23 **SECTION 529.** 48.623 (3) (a) of the statutes is amended to read:

24 48.623 (3) (a) Except as provided in this paragraph, the county department
25 shall provide the monthly payments under sub. (1) or (6). The county department

SENATE BILL 59**SECTION 529**

1 shall provide those payments from moneys received under s. 48.48 (8p) or 48.569 (1)
2 (d). In a county having a population of 750,000 or more or in the circumstances
3 specified in s. 48.43 (7) (a) or 48.485 (1), the department shall provide the monthly
4 payments under sub. (1) or (6). The department shall provide those payments from
5 the appropriations under s. 20.437 (1) (~~dd~~) (cx) and (~~pd~~) (mx).

6 **SECTION 530.** 48.63 (1) (bm) of the statutes is created to read:

7 48.63 (1) (bm) Acting under a voluntary agreement, a child's parent, the
8 department, or a county department may place the child in a qualifying residential
9 family-based treatment facility with a parent, if such a placement is recommended
10 in the child's permanency plan under s. 48.38. A placement under this paragraph
11 may not exceed 180 days from the date on which the child was removed from the
12 home under the voluntary agreement.

13 **SECTION 531.** 48.63 (1) (c) of the statutes is amended to read:

14 48.63 (1) (c) Voluntary agreements may be made only under par. (a) ~~or~~, (b), or
15 (bm) or sub. (5) (b), shall be in writing, shall state whether the child has been adopted,
16 and shall specifically state that the agreement may be terminated at any time by the
17 parent, guardian, or Indian custodian or by the child if the child's consent to the
18 agreement is required. In the case of an Indian child who is placed under par. (a) ~~or~~,
19 (b), or (bm) by the voluntary agreement of the Indian child's parent or Indian
20 custodian, the voluntary consent of the parent or Indian custodian to the placement
21 shall be given as provided in s. 48.028 (5) (a). The child's consent to an agreement
22 under par. (a) ~~or~~, (b), or (bm) is required whenever the child is 12 years of age or older.

23 **SECTION 532.** 48.645 (1) (a) of the statutes is amended to read:

24 48.645 (1) (a) The child is living in a foster home licensed under s. 48.62 if a
25 license is required under that section, in a foster home located within the boundaries

SENATE BILL 59**SECTION 532**

1 of a reservation in this state and licensed by the tribal governing body of the
2 reservation, in a group home licensed under s. 48.625, in a subsidized guardianship
3 home under s. 48.623, in a residential care center for children and youth licensed
4 under s. 48.60, with a parent in a qualifying residential family-based treatment
5 facility, or in a supervised independent living arrangement and has been placed in
6 that home, center, or arrangement by a county department under s. 46.215, 46.22,
7 or 46.23, by the department, or by a governing body of an Indian tribe in this state
8 under an agreement with a county department under s. 46.215, 46.22, or 46.23.

9 **SECTION 533.** 48.645 (2) (a) 5. of the statutes is created to read:

10 48.645 (2) (a) 5. A qualifying residential family-based treatment facility when
11 the child is residing there with a parent under a voluntary agreement under s. 48.63
12 (1) (bm) or when the child is placed there with a parent by an order of the court.

13 **SECTION 534.** 48.651 (3) (a) of the statutes is amended to read:

14 48.651 (3) (a) ~~If a child care provider certified under sub. (1) is convicted of a~~
15 ~~serious crime, as defined in s. 48.686 (1) (c), or if a caregiver specified in s. 48.686 (1)~~
16 ~~(ag) 1. or a nonclient resident, as defined in s. 48.686 (1) (bm), of the person subject~~
17 ~~to a background check under s. 48.686 (2) who operates, works at, or resides at a child~~
18 ~~care provider certified under sub. (1) is convicted or adjudicated delinquent for~~
19 ~~committing a serious crime, as defined in s. 48.686 (1) (c), ~~on or after his or her 10th~~~~
20 ~~birthday, or if the department provides written notice of a decision under s. 48.686~~
21 ~~(4p) that the child care provider, caregiver, or nonclient resident person is ineligible~~
22 ~~for certification, employment, or residence to operate, work at, or reside at the child~~
23 ~~care provider, the department in a county having a population of 750,000 or more,~~
24 ~~a county department, or an agency contracted with under sub. (2) shall revoke the~~
25 ~~certification of the child care provider immediately upon providing written notice of~~

SENATE BILL 59**SECTION 534**

1 revocation and the grounds for revocation and an explanation of the process for
2 appealing the revocation.

3 **SECTION 535.** 48.651 (3) (b) of the statutes is amended to read:

4 48.651 (3) (b) If a ~~child care provider certified under sub. (1) is the subject of~~
5 ~~a pending criminal charge alleging that the person has committed a serious crime,~~
6 ~~as defined in s. 48.686 (1) (c), or if a caregiver specified in s. 48.686 (1) (ag) 1. or a~~
7 ~~nonclient resident, as defined in s. 48.686 (1) (bm), of the person subject to a~~
8 ~~background check under s. 48.686 (2) who operates, works at, or resides at a child~~
9 ~~care provider certified under sub. (1) is the subject of a pending criminal charge or~~
10 ~~delinquency petition alleging that the person has committed a serious crime ~~on or~~~~
11 ~~after his or her 10th birthday, the department in a county having a population of~~
12 ~~750,000 or more, a county department, or an agency contracted with under sub. (2)~~
13 ~~shall immediately suspend the certification of the child care provider until the~~
14 ~~department, county department, or agency obtains information regarding the final~~
15 ~~disposition of the charge or delinquency petition indicating that the person is not~~
16 ~~ineligible to be certified under sub. (1) operate, work at, or reside at the child care~~
17 ~~provider.~~

18 **SECTION 536.** 48.685 (1) (ao) of the statutes is created to read:

19 48.685 (1) (ao) “Congregate care facility” means a group home, shelter care
20 facility, or residential care center for children and youth.

21 **SECTION 537.** 48.685 (1) (ap) of the statutes is created to read:

22 48.685 (1) (ap) “Congregate care worker” means an adult who works in a
23 congregated care facility. “Congregate care worker” includes a person who has or is
24 seeking a license to operate a congregated care facility and does not include an unpaid
25 volunteer.

SENATE BILL 59**SECTION 538**

1 **SECTION 538.** 48.685 (1) (c) 2. of the statutes is amended to read:

2 48.685 (1) (c) 2. A violation of s. 940.01, 940.02, 940.03, 940.05, 940.12, 940.19
3 (2), (4), (5), or (6), 940.22 (2) or (3), 940.225 (1), (2), or (3), 940.285 (2), 940.29, 940.295,
4 942.09 (2), 948.02 (1) or (2), 948.025, 948.03 (2) or (5) (a) 1., 2., 3., or 4., 948.05,
5 948.051, 948.055, 948.06, 948.07, 948.08, 948.081, 948.085, 948.11 (2) (a) or (am),
6 948.12, 948.13, 948.21 ~~(2)~~, 948.215, 948.30, or 948.53.

7 **SECTION 539.** 48.685 (2) (am) 5. of the statutes is amended to read:

8 48.685 (2) (am) 5. Information maintained by the department of health services
9 under this section and under ss. 48.623 (6) (am) 2. and (bm) 5., 48.75 (1m), and 48.979
10 (1) (b) regarding any denial to the person of a license, or continuation or renewal of
11 a license to operate an entity, or of payments under s. 48.623 (6) for operating an
12 entity, for a reason specified in sub. (4m) (a) 1. to 5. and regarding any denial to the
13 person of employment at, a contract with, or permission to reside at an entity or of
14 permission to reside with a caregiver specified in sub. (1) (ag) 1. am. for a reason
15 specified in sub. (4m) (b) 1. to 5. If the information obtained under this subdivision
16 indicates that the person has been denied a license, or continuation or renewal of a
17 license, payments, employment, a contract, or permission to reside as described in
18 this subdivision, the department, a county department, or a child welfare agency
19 need not obtain the information specified in subds. 1. to 4., and the department need
20 not obtain a fingerprint-based background check under par. (ba).

21 **SECTION 540.** 48.685 (2) (b) (intro.) of the statutes is amended to read:

22 48.685 (2) (b) (intro.) Every entity shall obtain all of the following with respect
23 to a caregiver specified in sub. (1) (ag) 1. a. or am. of the entity ~~and~~, with respect to
24 a nonclient resident of a caregiver specified in sub. (1) (ag) 1. am., and with respect

SENATE BILL 59**SECTION 540**

1 to a congregate care worker, except a caregiver specified in sub. (1) (ag) 1. b., of the
2 entity:

3 **SECTION 541.** 48.685 (2) (ba) of the statutes is created to read:

4 48.685 (2) (ba) If the person who is the subject of the search under par. (am)
5 or (b) is a congregate care worker, the department shall obtain a fingerprint-based
6 check of the national crime information databases, as defined in 28 USC 534 (f) (3)
7 (A), unless the search has been terminated under par. (am) 5. or (b) 5m.

8 **SECTION 542.** 48.685 (2) (bb) of the statutes is amended to read:

9 48.685 (2) (bb) If information obtained under par. (am) ~~or~~, (b), or (ba) indicates
10 a charge of a serious crime, but does not completely and clearly indicate the final
11 disposition of the charge, the department, county department, child welfare agency,
12 or entity shall make every reasonable effort to contact the clerk of courts to determine
13 the final disposition of the charge. If a background information form under sub. (6)
14 (a) or (am) indicates a charge or a conviction of a serious crime, but information
15 obtained under par. (am) ~~or~~, (b), or (ba) does not indicate such a charge or conviction,
16 the department, county department, child welfare agency, or entity shall make every
17 reasonable effort to contact the clerk of courts to obtain a copy of the criminal
18 complaint and the final disposition of the complaint. If information obtained under
19 par. (am) ~~or~~, (b), or (ba), a background information form under sub. (6) (a) or (am),
20 or any other information indicates a conviction of a violation of s. 940.19 (1), 940.195,
21 940.20, 941.30, 942.08, 947.01 (1), or 947.013 obtained not more than 5 years before
22 the date on which that information was obtained, the department, county
23 department, child welfare agency, or entity shall make every reasonable effort to
24 contact the clerk of courts to obtain a copy of the criminal complaint and judgment
25 of conviction relating to that violation.

SENATE BILL 59**SECTION 543**

1 **SECTION 543.** 48.685 (2) (bg) of the statutes is amended to read:

2 48.685 (2) (bg) If an entity employs or contracts with a caregiver or congregate
3 care worker for whom, within the last year, the information required under par. (b)
4 1m. to 3m. and 5m. has already been obtained by another entity, the entity may
5 obtain that information from that other entity, which shall provide the information,
6 if possible, to the requesting entity. If an entity cannot obtain the information
7 required under par. (b) 1m. to 3m. and 5m. from another entity or if an entity has
8 reasonable grounds to believe that any information obtained from another entity is
9 no longer accurate, the entity shall obtain that information from the sources
10 specified in par. (b) 1m. to 3m. and 5m.

11 **SECTION 544.** 48.685 (2) (bm) of the statutes is amended to read:

12 48.685 (2) (bm) If the person who is the subject of the search under par. (am)
13 or (b) is not a resident of this state, or if at any time within the 5 years preceding the
14 date of the search that person has not been a resident of this state, or if the
15 department, county department, child welfare agency, or entity determines that the
16 person's employment, licensing, or state court records provide a reasonable basis for
17 further investigation, the department, county department, child welfare agency, or
18 entity shall make a good faith effort to obtain from any state or other United States
19 jurisdiction in which the person is a resident or was a resident within the 5 years
20 preceding the date of the search information that is equivalent to the information
21 specified in par. (am) 1. or (b) 1m. The department, county department, child welfare
22 agency, or entity may require the person to be fingerprinted on 2 fingerprint cards,
23 each bearing a complete set of the person's fingerprints, or by other technologies
24 approved by law enforcement agencies. The department of justice may provide for
25 the submission of the fingerprint cards or fingerprints by other technologies to the

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1 federal bureau of investigation for the purposes of verifying the identity of the person
2 fingerprinted and obtaining records of his or her criminal arrests and convictions.
3 The department, county department, or child welfare agency may release any
4 information obtained under this paragraph only as permitted under 32 USC 20962
5 (e).

6 **SECTION 545.** 48.685 (2) (c) 1. of the statutes is amended to read:

7 48.685 (2) (c) 1. If the person who is the subject of the search under par. (am)
8 is seeking an initial license to operate a foster home or is seeking relicensure after
9 a break in licensure, the department, county department, or child welfare agency
10 shall request under ~~42 USC 16962~~ 34 USC 20962 (b) a fingerprint-based check of the
11 national crime information databases, as defined in 28 USC 534 (f) (3) (A). If that
12 person is seeking subsidized guardianship payments under s. 48.623 (6), the
13 department in a county having a population of 750,000 or more or county department
14 shall request that fingerprint-based check. The department, county department, or
15 child welfare agency may release any information obtained under this subdivision
16 only as permitted under ~~42 USC 16962~~ 34 USC 20962 (e).

17 **SECTION 546.** 48.685 (2) (d) of the statutes is amended to read:

18 48.685 (2) (d) Every entity shall maintain, or shall contract with another
19 person to maintain, the most recent background information obtained on a caregiver
20 or congregate care worker under par. (b). The information shall be made available
21 for inspection by authorized persons, as defined by the department by rule.

22 **SECTION 547.** 48.685 (3) (b) of the statutes is amended to read:

23 48.685 (3) (b) Every 4 years or at any time within that period that an entity
24 considers appropriate, the entity shall request the information specified in sub. (2)
25 (b) 1m. to 5m. for all persons who are caregivers ~~specified in sub. (1) (ag) 1. a. or am.~~

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1 of the entity and for all nonclient residents of a caregiver specified in sub. (1) (ag) 1.
2 am. of the entity subject to sub. (2) (b).

3 **SECTION 548.** 48.685 (3) (c) of the statutes is created to read:

4 48.685 (3) (c) Every 4 years or at any time within that period that the
5 department considers appropriate, the department shall obtain the information
6 specified in sub. (2) (ba) for all persons who are congregate care workers.

7 **SECTION 549.** 48.685 (4m) (a) 1. of the statutes is amended to read:

8 48.685 (4m) (a) 1. That the person has been convicted of a serious crime or
9 adjudicated delinquent ~~on or after his or her 10th birthday~~ for committing a serious
10 crime or that the person is the subject of a pending criminal charge or delinquency
11 petition alleging that the person has committed a serious crime ~~on or after his or her~~
12 10th birthday.

13 **SECTION 550.** 48.685 (4m) (b) (intro.) of the statutes is amended to read:

14 48.685 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in
15 sub. (5), an entity may not employ or contract with a caregiver specified in sub. (1)
16 (ag) 1. a. or am. or a congregate care worker or permit a nonclient resident to reside
17 at the entity or with a caregiver specified in sub. (1) (ag) 1. am. of the entity if the
18 entity knows or should have known any of the following:

19 **SECTION 551.** 48.685 (4m) (b) 1. of the statutes is amended to read:

20 48.685 (4m) (b) 1. That the person has been convicted of a serious crime or
21 adjudicated delinquent ~~on or after his or her 10th birthday~~ for committing a serious
22 crime or that the person is the subject of a pending criminal charge or delinquency
23 petition alleging that the person has committed a serious crime ~~on or after his or her~~
24 10th birthday.

25 **SECTION 552.** 48.685 (4m) (c) of the statutes is amended to read:

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1 48.685 (4m) (c) If the background information form completed by a person
2 under sub. (6) (am) indicates that the person is not ineligible to be employed or
3 contracted with for a reason specified in par. (b) 1. to 5., an entity may employ or
4 contract with the person for not more than 45 days pending the receipt of the
5 information sought under sub. (2) (am) or (b) and (ba). If the background information
6 form completed by a person under sub. (6) (am) indicates that the person is not
7 ineligible to be permitted to reside at an entity or with a caregiver specified in sub.
8 (1) (ag) 1. am. for a reason specified in par. (b) 1. to 5. and if an entity otherwise has
9 no reason to believe that the person is ineligible to be permitted to reside at an entity
10 or with that caregiver for any of those reasons, the entity may permit the person to
11 reside at the entity or with the caregiver for not more than 45 days pending receipt
12 of the information sought under sub. (2) (am) or (b) and (ba). An entity shall provide
13 supervision for a person who is employed, contracted with, or permitted to reside as
14 permitted under this paragraph.

15 **SECTION 553.** 48.685 (4m) (d) of the statutes is amended to read:

16 48.685 (4m) (d) If the department learns that a caregiver, congregate care
17 worker, or nonclient resident is the subject of a pending investigation for a crime or
18 offense that, under this subsection or sub. (5), could result in a bar to employment
19 ~~as a caregiver or residence~~ being a caregiver, working, or residing at an entity, the
20 department may notify the entity of the pending investigation.

21 **SECTION 554.** 48.685 (5m) of the statutes is amended to read:

22 48.685 (5m) Notwithstanding s. 111.335, the department may refuse to license
23 a person to operate an entity, a county department or a child welfare agency may
24 refuse to license a foster home under s. 48.62, the department in a county having a
25 population of 750,000 or more or a county department may refuse to provide

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1 subsidized guardianship payments to a person under s. 48.623 (6), and an entity may
2 refuse to employ or contract with a caregiver or congregate care worker or permit a
3 nonclient resident to reside at the entity or with a caregiver specified in sub. (1) (ag)
4 1. am. of the entity if the person has been convicted of an offense that is not a serious
5 crime, but that is, in the estimation of the department, county department, child
6 welfare agency, or entity, substantially related to the care of a client.

7 **SECTION 555.** 48.685 (6) (am) of the statutes is amended to read:

8 48.685 (6) (am) Every 4 years an entity shall require all of its caregivers and
9 all, nonclient residents of the entity or of a caregiver specified in sub. (1) (ag) 1. am.
10 of the entity, congregate care workers, and nonclient residents of a caregiver
11 specified in sub. (1) (ag) 1. am. to complete a background information form that is
12 provided to the entity by the department.

13 **SECTION 556.** 48.685 (8) of the statutes is amended to read:

14 48.685 (8) The department, the department of health services, a county
15 department, or a child welfare agency may charge a fee for obtaining the information
16 required under sub. (2) (am) or (3) (a), for providing information to an entity to enable
17 the entity to comply with sub. (2) (b) or (3) (b), or for obtaining and submitting
18 fingerprints under sub. (2) (ba) or (bm) or (3) (c). The fee may not exceed the
19 reasonable cost of obtaining the information or of obtaining and submitting
20 fingerprints. No fee may be charged to a nurse aide, as defined in s. 146.40 (1) (d),
21 for obtaining or maintaining information or for obtaining and submitting
22 fingerprints if to do so would be inconsistent with federal law.

23 **SECTION 557.** 48.686 (1) (ac) of the statutes is created to read:

SENATE BILL 59**SECTION 557**

1 48.686 (1) (ac) “Approval” means a child care center license under s. 48.65, a
2 child care provider certification under s. 48.651, or a contract with a child care
3 provider under s. 120.13 (14).

4 **SECTION 558.** 48.686 (1) (ag) 1. (intro.) of the statutes is repealed.

5 **SECTION 559.** 48.686 (1) (ag) 1. a. of the statutes is renumbered 48.686 (1) (ag)
6 1. and amended to read:

7 48.686 (1) (ag) 1. An employee or independent contractor of a child care
8 program who is involved in the care or supervision of clients.

9 **SECTION 560.** 48.686 (1) (ag) 1. b. of the statutes is renumbered 48.686 (1) (ag)
10 1m. and amended to read:

11 48.686 (1) (ag) 1m. ~~Involved in the care or supervision of clients of a child care~~
12 ~~program or~~ A person who has direct contact and unsupervised access to clients of a
13 child care program.

14 **SECTION 561.** 48.686 (1) (ar) of the statutes is repealed.

15 **SECTION 562.** 48.686 (1) (bm) of the statutes is amended to read:

16 48.686 (1) (bm) ~~“Nonclient resident”~~ “Household member” means a person who
17 is age 10 or older, who resides, or is expected to reside, at a child care program, and
18 who is not a client of the child care program or caregiver.

19 **SECTION 563.** 48.686 (1) (bo) of the statutes is created to read:

20 48.686 (1) (bo) “Licensing entity” means all of the following:

21 1. The department when licensing a child care center under s. 48.65.

22 2. The department in a county with a population of 750,000 or more, a county
23 department, or an agency or Indian tribe contracted with under s. 48.651 (2) when
24 certifying a child care provider under s. 48.651.

SENATE BILL 59**SECTION 563**

1 3. A school board when contracting with a child care provider under s. 120.13
2 (14).

3 **SECTION 564.** 48.686 (1) (bp) of the statutes is created to read:

4 48.686 (1) (bp) “Noncaregiver employee” means a person who provides services
5 to a child care program as an employee or a contractor and is not a caregiver, but
6 whose work at the child care program provides the ability to move freely throughout
7 the premises and opportunities for interactions with clients of the child care
8 program.

9 **SECTION 565.** 48.686 (1) (c) 5. of the statutes is amended to read:

10 48.686 (1) (c) 5. A violation of s. 940.01, 940.02, 940.03, 940.05, 940.06, 940.21,
11 940.225 (1), (2), or (3), 940.23, 940.305, 940.31, 941.20 (2) or (3), 941.21, 943.02,
12 943.03, 943.04, 943.10 (2), 943.32 (2), ~~or 948.081,~~ 948.21 (1) (a), 948.215, or 948.53
13 (2) (b) 1.

14 **SECTION 566.** 48.686 (1) (c) 9. of the statutes is amended to read:

15 48.686 (1) (c) 9. A violation of s. 125.075 (1), 125.085 (3) (a) 2., 125.105 (2) (b),
16 125.66 (3), 125.68 (12), 940.09, 940.19 (2), (4), (5), or (6), 940.20, 940.203, 940.205,
17 940.207, 940.25, or 943.23 (1g), ~~a violation of s. 948.51 (2) that is a felony under s.~~
18 ~~948.51 (3) (b) or (c),~~ a violation of s. 346.63 (1), (2), (5), or (6) that is a felony under
19 s. 346.65 (2) (am) 4, 5., 6., or 7. or (f), (2j) (d), or (3m), or an offense under ch. 961 that
20 is a felony, ~~if the person completed his or her sentence, including any probation,~~
21 ~~parole, or extended supervision, or was discharged by the department of corrections,~~
22 ~~less than 5 years before the date of the investigation under sub. (2) (am).~~

23 **SECTION 567.** 48.686 (1) (c) 10. of the statutes is amended to read:

24 48.686 (1) (c) 10. A violation of s. 948.22 (2), ~~if the person completed his or her~~
25 ~~sentence, including any probation, parole, or extended supervision, or was~~

SENATE BILL 59**SECTION 567**

1 discharged by the department of corrections, less than 5 years before the date of the
2 investigation under sub. (2) (am), unless the person has paid all arrearages due and
3 is meeting his or her current support obligations.

4 **SECTION 568.** 48.686 (2) (a) of the statutes is amended to read:

5 48.686 (2) (a) ~~The department~~ A licensing entity shall require any person who
6 applies for issuance of an initial license approval to operate a child care center under
7 s. 48.65, a school board shall require any person who proposes an initial contract with
8 the school board under s. 120.13 (14), and the department in a county having a
9 population of 750,000 or more, a county department, or an agency contracted with
10 under s. 48.651 (2) shall require any child care provider who applies for initial
11 certification under s. 48.651 program to submit the information required for a
12 background check request under par. (ag). ~~A~~ If the licensing entity is a school board,
13 county department, or contracted agency or tribe, the licensing entity shall submit
14 the completed background information request to the department.

15 **SECTION 569.** 48.686 (2) (ab) of the statutes is amended to read:

16 48.686 (2) (ab) Each child care program shall submit a request to the
17 department for a ~~criminal~~ background check for each potential caregiver,
18 noncaregiver employee, and potential ~~nonclient resident~~ household member prior to
19 the date on which an individual becomes a caregiver, noncaregiver employee, or
20 ~~nonclient resident~~ household member, and at least once during every 5-year period
21 for each existing caregiver, noncaregiver employee, or ~~nonclient resident~~ household
22 member, except if all of the following apply to the individual:

23 1. The ~~caregiver, potential caregiver, nonclient resident, or potential nonclient~~
24 ~~resident~~ individual has received a background check as described in par. (am) while

SENATE BILL 59**SECTION 569**

1 employed ~~working~~ or seeking employment by ~~work with~~ another child care program
2 within the state within the last 5 years.

3 2. The department provided to the child care program under subd. 1. a
4 qualifying background check result for the caregiver, ~~potential caregiver, nonclient~~
5 ~~resident, or potential nonclient resident~~ individual.

6 3. The caregiver, ~~potential caregiver, nonclient resident, or potential nonclient~~
7 ~~resident is employed by~~ individual works or resides at a child care program within
8 the state or has been separated from employment work or residence at a child care
9 program within the state for a period of not more than 180 consecutive days.

10 **SECTION 570.** 48.686 (2) (ag) 1. b. of the statutes is amended to read:

11 48.686 (2) (ag) 1. b. Any additional information that the department deems
12 necessary to perform the ~~eriminal~~ background check.

13 **SECTION 571.** 48.686 (2) (ag) 2. of the statutes is amended to read:

14 48.686 (2) (ag) 2. A request for a ~~eriminal~~ background check is considered
15 submitted on the day that the department receives all of the information required
16 under subd. 1.

17 **SECTION 572.** 48.686 (2) (ag) 3. of the statutes is amended to read:

18 48.686 (2) (ag) 3. The requester of a background check under this paragraph
19 shall submit all fees required by the department pursuant to the instructions
20 provided by the department, not to exceed the actual cost of conducting the ~~eriminal~~
21 background check.

22 **SECTION 573.** 48.686 (2) (am) (intro.) of the statutes is amended to read:

23 48.686 (2) (am) (intro.) Upon receipt of a request submitted under par. (a) or
24 (ab), the department shall obtain all of the following with respect to ~~a caregiver or~~

SENATE BILL 59**SECTION 573**

1 ~~a nonclient resident who is not under 10 years of age~~ the individual who is the subject
2 of the request:

3 **SECTION 574.** 48.686 (2) (am) 1. of the statutes is amended to read:

4 48.686 (2) (am) 1. A fingerprint-based or name-based criminal history search
5 from the records maintained by the department of justice.

6 **SECTION 575.** 48.686 (2) (am) 10. of the statutes is amended to read:

7 48.686 (2) (am) 10. A search of the department's ~~criminal~~ background check
8 records.

9 **SECTION 576.** 48.686 (2) (ar) of the statutes is amended to read:

10 48.686 (2) (ar) After receiving a request under par. (a) or (ab), the department
11 shall conduct the ~~criminal~~ background check as expeditiously as possible and shall
12 make a good faith effort to complete all components of the ~~criminal~~ background check
13 no later than 45 days after the date on which the request was submitted.

14 **SECTION 577.** 48.686 (2) (bd) of the statutes is amended to read:

15 48.686 (2) (bd) Notwithstanding par. (am), the department is not required to
16 obtain the information specified in par. (am) 1. to 10., with respect to a ~~person~~
17 household member under 18 years of age whose background check request under par.
18 (ag) indicates that the ~~person~~ household member is not ineligible to be permitted to
19 reside at a child care program for a reason specified in sub. (4m) (a) 1. to 8. and with
20 respect to whom the department otherwise has no reason to believe that the person
21 is ineligible to be permitted to reside at the child care program for any of those
22 reasons. This paragraph does not preclude the department from obtaining, at its
23 discretion, the information specified in par. (am) 1. to 10. with respect to a ~~person~~
24 household member described in this paragraph ~~who is a nonclient resident or a~~
25 ~~potential nonclient resident of a child care program.~~

SENATE BILL 59**SECTION 578**

1 **SECTION 578.** 48.686 (3) (am) of the statutes is amended to read:

2 48.686 **(3)** (am) Every year or at any time that the department considers
3 appropriate, the department may request the information specified in sub. (2) (am)
4 1. to 5. for all caregivers ~~under sub. (1) (ag) 2., nonelient residents of such a caregiver,~~
5 ~~and caregivers under sub. (1) (ag) 1. who have direct contact with clients. For the~~
6 ~~purposes of this paragraph, “direct contact” means face-to-face physical proximity~~
7 ~~to a client that affords the opportunity to commit abuse or neglect of a client or to~~
8 ~~misappropriate the property of a client, noncaregiver employees, and household~~
9 ~~members.~~

10 **SECTION 579.** 48.686 (4m) (a) (intro.) of the statutes is amended to read:

11 48.686 **(4m)** (a) (intro.) Notwithstanding s. 111.335, and except as provided in
12 par. (ad) and sub. (5), ~~the department a licensing entity may not license, or continue~~
13 ~~or renew the license of, a person to operate a child care center under s. 48.65, the~~
14 ~~department in a county having a population of 750,000 or more, a county~~
15 ~~department, or an agency contracted with under s. 48.651 (2) may not certify a child~~
16 ~~care provider under s. 48.651, a school board may not contract with a person under~~
17 ~~s. 120.13 (14) issue an approval to operate a child care program to a person, and a~~
18 ~~child care program may not employ or contract with a caregiver specified in sub. (1)~~
19 ~~(ag) 1. or noncaregiver employee or permit a household member to reside at the child~~
20 ~~care program if the department, county department, contracted agency, school~~
21 ~~board, licensing entity or child care program knows or should have known any of the~~
22 following:

23 **SECTION 580.** 48.686 (4m) (a) 1. of the statutes is amended to read:

24 48.686 **(4m)** (a) 1. That the person has been convicted of a serious crime or
25 adjudicated delinquent ~~on or after his or her 10th birthday~~ for committing a serious

SENATE BILL 59**SECTION 580**

1 crime or that the person is the subject of a pending criminal charge or delinquency
2 petition alleging that the person has committed a serious crime ~~on or after his or her~~
3 ~~10th birthday.~~

4 **SECTION 581.** 48.686 (4m) (a) 2. of the statutes is created to read:

5 48.686 **(4m)** (a) 2. That the person is registered or is required to be registered
6 on a state sex offender registry or repository or the national sex offender registry.

7 **SECTION 582.** 48.686 (4m) (a) 5. of the statutes is amended to read:

8 48.686 **(4m)** (a) 5. That the department has determined the person ineligible
9 to be licensed receive an approval to operate a child care center under s. 48.65, to be
10 certified to operate a child care provider under s. 48.651, to contract with a school
11 board under s. 120.13 (14) program, to be employed as a caregiver at by a child care
12 program, or to be a nonclient resident at household member of a child care program.

13 **SECTION 583.** 48.686 (4m) (a) 6. of the statutes is amended to read:

14 48.686 **(4m)** (a) 6. That the person has refused to provide information under
15 sub. (2) (ag), or that the person refused to participate in, cooperate with, or submit
16 required information for the ~~eriminal~~ background check described in sub. (2) (am),
17 including fingerprints.

18 **SECTION 584.** 48.686 (4m) (a) 7. of the statutes is amended to read:

19 48.686 **(4m)** (a) 7. That the person knowingly made a materially false
20 statement in connection with the person's ~~eriminal~~ background check described in
21 sub. (2).

22 **SECTION 585.** 48.686 (4m) (a) 8. of the statutes is amended to read:

23 48.686 **(4m)** (a) 8. That the person knowingly omitted material information
24 requested in connection with the person's ~~eriminal~~ background check conducted
25 under sub. (2).

SENATE BILL 59**SECTION 586**

1 **SECTION 586.** 48.686 (4m) (ad) of the statutes is amended to read:

2 48.686 **(4m)** (ad) ~~The department~~ A licensing entity may license issue an
3 approval to operate a child care center under s. 48.65; ~~the department in a county~~
4 ~~having a population of 750,000 or more, a county department, or an agency~~
5 ~~contracted with under s. 48.651 (2) may certify a child care provider under s. 48.651;~~
6 ~~and a school board may contract with a person under s. 120.13 (14),~~ program to a
7 person conditioned on the receipt of the information specified in sub. (4p) (a)
8 indicating that the person is not ineligible to be so licensed, certified, or contracted
9 with for a reason specified in par. (a) 1. to 8.

10 **SECTION 587.** 48.686 (4m) (c) of the statutes is amended to read:

11 48.686 **(4m)** (c) A child care program may employ or contract with a potential
12 caregiver or noncaregiver employee or permit a potential ~~nonclient resident~~
13 household member to reside at the child care program for up to 45 days from the date
14 a background check request is submitted to the department pending the completion
15 of the department's report under sub. (4p) (a) if the department provides a
16 preliminary report under sub. (4p) (c) to the child care program indicating that the
17 ~~potential caregiver or nonclient resident~~ individual is not ineligible to work or reside
18 at a child care program. At all times that ~~children in care~~ clients of a child care
19 program are present, an individual who received a qualifying result on a background
20 check described in sub. (2) (am) within the past 5 years must supervise a potential
21 employee caregiver, noncaregiver employee, or nonclient resident household
22 member permitted to work or reside at the child care program under this paragraph.

23 **SECTION 588.** 48.686 (4p) (a) of the statutes is amended to read:

24 48.686 **(4p)** (a) The department shall provide the results of the ~~eriminal~~
25 background check to the child care program in a written report that indicates only

SENATE BILL 59**SECTION 588**

1 that the individual on whom the background check was conducted is eligible or
2 ineligible for employment or to reside at the child care program, without revealing
3 any disqualifying ~~crime~~ offense or other information regarding the individual.

4 **SECTION 589.** 48.686 (4p) (b) of the statutes is amended to read:

5 48.686 (4p) (b) The department shall provide the results of the ~~criminal~~
6 background check to the individual on whom the background check was conducted
7 in a written report that indicates whether the individual is eligible or ineligible for
8 employment or to reside at the child care program. If the individual is ineligible for
9 employment or to reside at the child care program, the department's report shall
10 include information on each disqualifying ~~crime~~ offense and information on the right
11 to appeal.

12 **SECTION 590.** 48.686 (4p) (c) of the statutes is amended to read:

13 48.686 (4p) (c) Before the department completes its report under par. (a), a
14 caregiver under sub. (1) (ag) 2. may submit a written request to the department for
15 a preliminary report indicating whether a potential caregiver, noncaregiver
16 employee, or ~~nonclient resident~~ household member is eligible to work or reside at a
17 child care program under sub. (4m) (c). If the department receives such a request,
18 it shall provide a written preliminary report to that caregiver indicating whether the
19 individual is barred from ~~employment as a caregiver~~ working or ~~residence as a~~
20 ~~nonclient resident~~ residing at a child care program on the basis of a background
21 check under sub. (2) (am) 1. or 7. If the individual is ineligible ~~for employment or~~
22 ~~residence~~ to work or reside at a child care program based on the results of the
23 preliminary report, the department shall also provide a preliminary report to the
24 individual containing information related to each disqualifying ~~crime~~ offense.

25 **SECTION 591.** 48.686 (4p) (d) of the statutes is amended to read:

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1 48.686 (4p) (d) The results of a report under par. (c) may not be appealed by
2 the individual until receipt of the department's report under par. (b) following
3 completion of all components of the ~~criminal~~ background check.

4 **SECTION 592.** 48.686 (4s) (a) of the statutes is amended to read:

5 48.686 (4s) (a) An individual who is the subject of the department's report on
6 the results of a ~~criminal~~ background check may appeal the department's decision.
7 Only the person who is the subject of the department's report may appeal the
8 department's decision. Neither the child care program nor any other person may
9 appeal the department's decision.

10 **SECTION 593.** 48.686 (4s) (b) of the statutes is amended to read:

11 48.686 (4s) (b) An appeal request shall be submitted to the department at the
12 address, e-mail address, or fax number identified in the statement of appeal rights
13 no later than ~~60~~ 10 days after the date of the department's decision, unless the
14 appellant requests, and the department grants, an extension for a specific amount
15 of time prior to expiration of the ~~60~~ 10 day appeal period. Extensions may be granted
16 for good cause shown.

17 **SECTION 594.** 48.686 (4s) (f) of the statutes is amended to read:

18 48.686 (4s) (f) The department shall sustain the results of its ~~criminal~~
19 background check report if supported by a preponderance of the available evidence.

20 **SECTION 595.** 48.686 (4s) (m) of the statutes is amended to read:

21 48.686 (4s) (m) Notwithstanding s. 19.35, the department may not publicly
22 release or disclose the results of any ~~criminal~~ individual background report it issues,
23 except that the department may release aggregated data by crime as listed in sub.
24 (1) (c) from ~~criminal~~ background check results so long as the data does not contain
25 personally identifiable information. The department may disclose and use

SENATE BILL 59**SECTION 595**

1 information obtained in conducting ~~criminal~~ background checks as necessary during
2 an appeal or reconsideration under this subsection or for another lawful purpose.

3 **SECTION 596.** 48.686 (5) of the statutes is repealed and recreated to read:

4 48.686 (5) (a) A person may have the opportunity to demonstrate his or her
5 rehabilitation to the department or to a tribe authorized to conduct a rehabilitation
6 review under sub. (5d) if any of the following apply:

7 1. An investigation under sub. (2) (am) indicates that sub. (4m) (a) 2., 3., or 4.
8 applies to the person.

9 2. An investigation under sub. (2) (am) indicates that the person has been
10 convicted or adjudicated delinquent of a serious crime as specified under sub. (1) (c)
11 9. or for a violation of the law of any other state or United States jurisdiction that
12 would be a violation listed in sub. (1) (c) 9. if committed in this state, and the person
13 completed his or her sentence, including any probation, parole, or extended
14 supervision, or was discharged by the department of corrections, more than 5 years
15 before the date of the investigation under sub. (2) (am).

16 (b) If the department or tribe determines that the person has demonstrated
17 rehabilitation in accordance with procedures established by the department by rule
18 or by the tribe and by clear and convincing evidence, the prohibition in sub. (4m) (a)
19 does not apply.

20 **SECTION 597.** 48.686 (5c) (a) of the statutes is renumbered 48.686 (5c).

21 **SECTION 598.** 48.686 (5c) (b) of the statutes is repealed.

22 **SECTION 599.** 48.686 (5c) (c) of the statutes is repealed.

23 **SECTION 600.** 48.686 (5g) of the statutes is amended to read:

24 48.686 (5g) On January 1 of each year, the department shall submit a report
25 to the legislature under s. 13.172 (2) that specifies the number of persons in the

SENATE BILL 59**SECTION 600**

1 previous year who have requested to demonstrate that they have been rehabilitated
2 under sub. (5) (a), the number of persons who successfully demonstrated that they
3 have been rehabilitated under sub. (5) (a), and the reasons for the success or failure
4 of a person who has attempted to demonstrate that he or she has been rehabilitated.

5 **SECTION 601.** 48.686 (5m) of the statutes is amended to read:

6 48.686 (5m) Notwithstanding s. 111.335, the department a licensing entity
7 may refuse to license a person issue an approval to operate a child care center, the
8 department in a county having a population of 750,000 or more, a county
9 department, or an agency contracted with under s. 48.651 (2) may refuse to certify
10 a child care provider under s. 48.651, a school board may refuse to contract with a
11 person under s. 120.13 (14) program to a person, and a child care program may refuse
12 to employ or contract with a caregiver or noncaregiver employee or permit a
13 nonclient resident household member to reside at the child care program if the
14 person has been convicted of or adjudicated delinquent on or after his or her 10th
15 birthday for an offense that is not a serious crime, but that is, in the estimation of
16 the department, substantially related to the care of a client. The department shall
17 notify the provider and the individual of the results of a substantially related
18 determination pursuant to the process set forth in sub. (4p) for ~~criminal~~ background
19 check determinations. The individual shall have the same appeal rights as set forth
20 in sub. (4s), and the same appeal procedures apply.

21 **SECTION 602.** 48.686 (7) of the statutes is amended to read:

22 48.686 (7) The department shall conduct throughout the state periodic training
23 sessions that cover procedures and uses of ~~criminal~~ background investigations;
24 reporting and investigating misappropriation of property or abuse or neglect of a

SENATE BILL 59**SECTION 602**

1 client; and any other material that will better enable entities to comply with the
2 requirements of this section.

3 **SECTION 603.** 48.715 (4g) (a) of the statutes is amended to read:

4 48.715 (4g) (a) If a person ~~who has been issued a license under s. 48.66 (1) (a)~~
5 ~~or a probationary license under s. 48.69 to operate a child care center is convicted of~~
6 ~~a serious crime, as defined in s. 48.686 (1) (c), if a caregiver specified in s. 48.686 (1)~~
7 ~~(ag) 1. or a nonclient resident, as defined in s. 48.686 (1) (bm), of the subject to a~~
8 ~~background check under s. 48.686 (2) who operates, works at, or resides at a child~~
9 ~~care center is convicted or adjudicated delinquent for committing a serious crime ~~on~~~~
10 ~~or after his or her 10th birthday, or if the results of a criminal background check~~
11 ~~conducted under s. 48.686 indicate that the person, caregiver, or nonclient resident~~
12 ~~household member, or noncaregiver employee is not eligible to be licensed, certified,~~
13 ~~or employed, or permitted to reside at a child care program, the department shall~~
14 ~~revoke the license of the child care center immediately upon providing written notice~~
15 ~~of revocation and the grounds for revocation and an explanation of the process for~~
16 ~~appealing the revocation.~~

17 **SECTION 604.** 48.715 (4g) (b) of the statutes is amended to read:

18 48.715 (4g) (b) If a person ~~who has been issued a license under s. 48.66 (1) (a)~~
19 ~~or a probationary license under s. 48.69 to operate a child care center is the subject~~
20 ~~of a pending criminal charge alleging that the person has committed a serious crime,~~
21 ~~as defined in s. 48.686 (1) (c), or if a caregiver specified in s. 48.686 (1) (ag) 1. or a~~
22 ~~nonclient resident, as defined in s. 48.686 (1) (bm), of the subject to a background~~
23 ~~check under s. 48.686 (2) who operates, works at, or resides at a child care center is~~
24 ~~the subject of a pending criminal charge or delinquency petition alleging that the~~
25 ~~person has committed a serious crime ~~on or after his or her 10th birthday, the~~~~

SENATE BILL 59**SECTION 604**

1 department shall immediately suspend the license of the child care center until the
2 department obtains information regarding the final disposition of the charge or
3 delinquency petition indicating that the person is not ineligible to be licensed to
4 operate, work at, or reside at a child care center.

5 **SECTION 605.** 48.981 (7) (a) 4p. of the statutes is amended to read:

6 48.981 (7) (a) 4p. A public or private agency in this state or any other state that
7 is investigating a person for purposes of licensing the person to operate a foster home
8 or placing a child for adoption in the home of the person or for the purposes of
9 conducting a background investigation under s. 48.685 of an adult congregate care
10 worker, as defined in s. 48.685 (1) (ap).

11 **SECTION 606.** 49.133 of the statutes is repealed.

12 **SECTION 607.** 49.1385 of the statutes is amended to read:

13 **49.1385 Grants for services for homeless and runaway youth.** The
14 department may award not more than \$100,000 \$400,000 in each fiscal year in
15 grants to support programs that provide services for homeless and runaway youth.

16 **SECTION 608.** 49.141 (1) (n) of the statutes is renumbered 49.141 (1) (Lm) and
17 amended to read:

18 49.141 (1) (Lm) ~~“Trial employment match program job~~ “Subsidized
19 employment placement” means a work component of Wisconsin Works administered
20 under s. 49.147 (3).

21 **SECTION 609.** 49.143 (2r) of the statutes is amended to read:

22 49.143 (2r) JOB PROGRAMS. A Wisconsin Works agency shall collaborate with
23 the local workforce development board to connect individuals seeking employment
24 with employment opportunities, including ~~the trial employment match program~~
25 subsidized employment placement under s. 49.147 (3).

SENATE BILL 59**SECTION 610**

1 **SECTION 610.** 49.145 (2) (n) 1. (intro.) of the statutes is amended to read:

2 49.145 (2) (n) 1. (intro.) Except as provided in subd. 4., beginning on the date
3 on which the individual has attained the age of 18, the total number of months in
4 which the individual or any adult member of the individual's Wisconsin Works group
5 has participated in, or has received benefits under, any of the following or any
6 combination of the following does not exceed ~~48~~ 60 months, whether or not
7 consecutive:

8 **SECTION 611.** 49.145 (2) (n) 1. a. of the statutes is amended to read:

9 49.145 (2) (n) 1. a. The job opportunities and basic skills program under s.
10 49.193, 1997 stats. Active participation on or after October 1, 1996, in the job
11 opportunities and basic skills program counts toward the ~~48~~ 60-month limit.

12 **SECTION 612.** 49.147 (1m) (b) of the statutes is amended to read:

13 49.147 (1m) (b) If the Wisconsin Works agency determines that the appropriate
14 placement for an individual is in unsubsidized employment or a ~~trial employment~~
15 ~~match program job~~ subsidized employment placement and that the individual needs
16 and wishes to pursue basic education, including a course of study meeting the
17 standards established under s. 115.29 (4) (a) for the granting of a declaration of
18 equivalency of high school graduation, the Wisconsin Works agency shall pay for the
19 basic education services identified in the employability plan developed for the
20 individual.

21 **SECTION 613.** 49.147 (2) (am) 2. of the statutes is amended to read:

22 49.147 (2) (am) 2. A Wisconsin Works agency shall, every 30 days, review the
23 provision of case management services to an individual under this paragraph, if the
24 individual is not successful in obtaining unsubsidized employment after legitimate
25 efforts to secure employment, to determine whether the individual should be placed

SENATE BILL 59**SECTION 613**

1 in a ~~trial employment match program job~~ subsidized employment placement,
2 community service job, or transitional placement. The department shall promulgate
3 rules that specify the criteria for the review process under this subdivision.

4 **SECTION 614.** 49.147 (3) (title) of the statutes is amended to read:

5 49.147 (3) (title) ~~TRIAL~~ SUBSIDIZED EMPLOYMENT MATCH PROGRAM PLACEMENT.

6 **SECTION 615.** 49.147 (3) (a) of the statutes is amended to read:

7 49.147 (3) (a) *Administration.* A Wisconsin Works agency shall administer a
8 ~~trial employment match program~~ subsidized employment placement as part of its
9 administration of the Wisconsin Works program to improve the employability of
10 individuals who otherwise are not able to obtain unsubsidized employment, as
11 determined by the Wisconsin Works agency, by providing work experience and
12 training to assist them to move promptly into unsubsidized employment. In
13 determining an appropriate placement for a participant, a Wisconsin Works agency
14 shall give priority to placement under this subsection over placements under subs.
15 (4) and (5).

16 **SECTION 616.** 49.147 (3) (ac) (intro.) of the statutes is amended to read:

17 49.147 (3) (ac) *Employer subsidies and reimbursements.* (intro.) The
18 Wisconsin Works agency shall pay to an employer that employs a participant under
19 this subsection a wage subsidy in an amount that is negotiated between the
20 Wisconsin Works agency and the employer but that is not more than the state or
21 federal minimum wage that applies to the participant. The wage subsidy shall be
22 paid for each hour that the participant actually works, up to a maximum of ~~40 hours~~
23 number of hours per week, as negotiated between the Wisconsin Works agency and
24 the employer. The employer shall pay the participant any difference between the
25 wage subsidy amount and the participant's wage and must pay the participant at

SENATE BILL 59**SECTION 616**

1 least minimum wage. In addition to paying the wage subsidy, the Wisconsin Works
2 agency may, as negotiated between the Wisconsin Works agency and the employer,
3 reimburse the employer for all or a portion of other costs that are attributable to the
4 employment of the participant, including any of the following:

5 **SECTION 617.** 49.147 (3) (am) of the statutes is amended to read:

6 49.147 (3) (am) *Education or training activities.* A ~~trial-employment match~~
7 ~~program job~~ subsidized employment placement includes education and training
8 activities, as prescribed by the employer as an integral part of work performed in
9 ~~trial-employment match program~~ the subsidized employment placement.

10 **SECTION 618.** 49.147 (3) (c) of the statutes is amended to read:

11 49.147 (3) (c) *Time-limited participation.* A participant under this subsection
12 may participate in a ~~trial-employment match program job~~ subsidized employment
13 placement for a maximum of 6 months, with an opportunity for a 3-month extension
14 under circumstances determined by the Wisconsin Works agency. A participant may
15 participate in more than one ~~trial-employment match program job~~ subsidized
16 employment placement, but may not exceed a total of 24 months of participation
17 under this subsection. ~~The months need not be consecutive. The department or, with~~
18 ~~the approval of the department, the Wisconsin Works agency may grant an extension~~
19 ~~of the 24-month limit on a case-by-case basis if the participant has made all~~
20 ~~appropriate efforts to find unsubsidized employment and has been unable to find~~
21 ~~unsubsidized employment because local labor market conditions preclude a~~
22 ~~reasonable job opportunity for that participant, as determined by a Wisconsin Works~~
23 ~~agency and approved by the department.~~

24 **SECTION 619.** 49.147 (4) (a) of the statutes is amended to read:

SENATE BILL 59**SECTION 619**

1 49.147 (4) (a) *Administration*. A Wisconsin Works agency shall administer a
2 community service job program as part of its administration of Wisconsin Works to
3 improve the employability of an individual who is not otherwise able to obtain
4 employment, as determined by the Wisconsin Works agency, by providing work
5 experience and training, if necessary, to assist the individual to move promptly into
6 unsubsidized public or private employment or a ~~trial employment match program job~~
7 subsidized employment placement. In determining an appropriate placement for a
8 participant, a Wisconsin Works agency shall give placement under this subsection
9 priority over placements under sub. (5). Community service jobs shall be limited to
10 projects that the department determines would serve a useful public purpose or
11 projects the cost of which is partially or wholly offset by revenue generated from such
12 projects. After each 6 months of an individual's participation under this subsection
13 and at the conclusion of each assignment under this subsection, a Wisconsin Works
14 agency shall reassess the individual's employability.

15 **SECTION 620.** 49.147 (4) (as) of the statutes is amended to read:

16 49.147 (4) (as) *Required hours*. Except as provided in pars. (at) and (av) and
17 sub. (5m), a Wisconsin Works agency shall require a participant placed in a
18 community service job program to work in a community service job for the number
19 of hours determined by the Wisconsin Works agency to be appropriate for the
20 participant at the time of application or review ~~and may require a participant to~~
21 ~~participate in education or training activities for not more than 10 hours per week,~~
22 except that the Wisconsin Works agency may not require a participant under this
23 subsection to spend more than 40 hours per week in combined activities under this
24 subsection.

25 **SECTION 621.** 49.147 (4) (b) of the statutes is amended to read:

SENATE BILL 59**SECTION 621**

1 49.147 (4) (b) *Time-limited participation*. An individual may participate in a
2 community service job for a maximum of 6 months, with an opportunity for a
3 3-month extension under circumstances approved by the department. An
4 individual may participate in more than one community service job, but may not
5 exceed a total of 24 months of participation under this subsection. The months need
6 not be consecutive. The department or, with the approval of the department, the
7 Wisconsin Works agency may grant an extension to the 24-month limit on a
8 case-by-case basis if the Wisconsin Works agency determines that the individual
9 has made all appropriate efforts to find unsubsidized employment and has been
10 unable to find unsubsidized employment because local labor market conditions
11 preclude a reasonable employment opportunity in unsubsidized employment for that
12 participant, as determined by a Wisconsin Works agency and approved by the
13 department, and if the Wisconsin Works agency determines, and the department
14 agrees, that no trial employment match program job opportunities are available in
15 the specified local labor market.

16 **SECTION 622.** 49.147 (5) (a) 3. of the statutes is amended to read:

17 49.147 (5) (a) 3. The Wisconsin Works agency determines that the individual
18 is incapable of performing a trial employment match program job subsidized
19 employment placement or community service job.

20 **SECTION 623.** 49.147 (5) (b) 1. (intro.) of the statutes is renumbered 49.147 (5)
21 (b) (intro.).

22 **SECTION 624.** 49.147 (5) (b) 1. a. to d. of the statutes are renumbered 49.147 (5)
23 (b) 1m. to 4m.

24 **SECTION 625.** 49.147 (5) (b) 2. of the statutes is repealed.

25 **SECTION 626.** 49.147 (5) (bs) of the statutes is amended to read:

SENATE BILL 59**SECTION 626**

1 49.147 (5) (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m),
2 a Wisconsin Works agency may require a participant placed in a transitional
3 placement to participate in education or training activities for ~~not more than 12~~
4 ~~hours per week~~ and to engage in activities under par. (b) ~~1~~, but may not require a
5 participant under this subsection to spend more than 40 hours per week in combined
6 activities under this subsection.

7 **SECTION 627.** 49.147 (5m) (a) 4. of the statutes is amended to read:

8 49.147 (5m) (a) 4. The participant is employed or engages in work under a
9 community service job or transitional placement for ~~25 hours per week~~ in addition
10 to participation under this subsection.

11 **SECTION 628.** 49.148 (1) (a) of the statutes is amended to read:

12 49.148 (1) (a) ~~Trial employment match program jobs~~ Subsidized employment
13 placement. For a participant in a ~~trial employment match program job~~ subsidized
14 employment placement, the amount established in the contract between the
15 Wisconsin Works agency and the ~~trial employment match program job~~ subsidized
16 employment placement employer, but not less than minimum wage for every hour
17 actually worked in the ~~trial employment match program job~~ subsidized employment
18 placement, not to exceed ~~40 hours~~ the maximum number of allowable hours per
19 week, as negotiated between the Wisconsin Works agency and the employer, paid by
20 the employer. Hours spent participating in education and training activities under
21 s. 49.147 (3) (am) shall be included in determining the number of hours actually
22 worked.

23 **SECTION 629.** 49.148 (1) (c) of the statutes is amended to read:

24 49.148 (1) (c) *Transitional placements.* For a participant in a transitional
25 placement under s. 49.147 (5) or in a transitional placement and in technical college

SENATE BILL 59**SECTION 629**

1 education under s. 49.147 (5m), a monthly grant of \$608. For every hour that the
2 participant fails to participate in any required activity without good cause, including
3 any activity under s. 49.147 (5) (b) ~~1. a. to d.~~ 1m. to 4m., the grant amount shall be
4 reduced by \$5. Good cause shall be determined by the financial and employment
5 planner in accordance with rules promulgated by the department. Good cause shall
6 include required court appearances for a victim of domestic abuse.

7 **SECTION 630.** 49.148 (1m) (a) 1. of the statutes is amended to read:

8 49.148 (1m) (a) 1. A custodial parent of a child ~~8~~ 12 weeks old or less who meets
9 the eligibility requirements under s. 49.145 (2) and (3), unless another adult member
10 of the custodial parent's Wisconsin Works group is participating in, or is eligible to
11 participate in, a Wisconsin Works employment position or is employed in
12 unsubsidized employment, as defined in s. 49.147 (1).

13 **SECTION 631.** 49.148 (1m) (c) (intro.) of the statutes is amended to read:

14 49.148 (1m) (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)
15 and 49.147 (3) (c), and (4) (b), ~~and (5) (b) 2.,~~ all of the following apply:

16 **SECTION 632.** 49.148 (2) of the statutes is created to read:

17 49.148 (2) INTERNET SERVICE PROVIDER SUBSCRIPTIONS. A person who meets the
18 eligibility requirements under s. 49.145 (2) and (3) may apply to the department for
19 a monthly amount sufficient to pay the cost of an Internet service provider
20 subscription or \$57, whichever is lower. An application submitted under this
21 subsection shall include documentation of the Internet service provider and the
22 monthly cost of the subscription. If the department determines that an applicant is
23 eligible, the department shall coordinate with a Wisconsin Works agency to make
24 payments on behalf of the person to the appropriate Internet service provider. The
25 department may promulgate rules to administer this subsection.

SENATE BILL 59**SECTION 633**

1 **SECTION 633.** 49.155 (6) (b) of the statutes is amended to read:

2 49.155 (6) (b) The department shall set maximum payment rates for Level I
3 certified family child care providers certified under s. 48.651 (1) (a) for services
4 provided to eligible individuals under this section. The maximum rates set under
5 this paragraph may not exceed 75 percent of the rates established under par. (a).

6 **SECTION 634.** 49.155 (6) (c) of the statutes is amended to read:

7 49.155 (6) (c) The department shall set maximum payment rates for Level II
8 certified family child care providers for services provided to eligible individuals
9 under this section. The maximum rates set under this paragraph may not exceed 50
10 percent of the rates established under par. (a).

11 **SECTION 635.** 49.155 (7) (a) 1. of the statutes is amended to read:

12 49.155 (7) (a) 1. ~~If a child care provider is convicted of a serious crime, as defined~~
13 ~~in s. 48.686 (1) (c), or if a caregiver specified in s. 48.686 (1) (ag) 1. a. or a nonclient~~
14 ~~resident, as defined in s. 48.686 (1) (bm), of the person subject to a background check~~
15 ~~under s. 48.686 (2) who operates, works at, or resides at a child care provider is~~
16 ~~convicted or adjudicated delinquent for committing a serious crime on or after his or~~
17 ~~her 10th birthday, as defined in s. 48.686 (1) (c), or if the department provides written~~
18 ~~notice under s. 48.686 (4p) that the child care provider, caregiver, or nonclient~~
19 ~~resident person is ineligible for certification, employment, or residence to operate,~~
20 ~~work at, or reside at the child care provider, the department or the county~~
21 ~~department under s. 46.215, 46.22, or 46.23 shall refuse to allow payment to the child~~
22 ~~care provider for any child care provided under this section beginning on the date of~~
23 ~~the conviction or delinquency adjudication.~~

24 **SECTION 636.** 49.155 (7) (a) 2. of the statutes is amended to read:

SENATE BILL 59**SECTION 636**

1 49.155 (7) (a) 2. ~~If a child care provider is the subject of a pending criminal~~
2 ~~charge alleging that the person has committed a serious crime, as defined in s. 48.686~~
3 ~~(1) (c), or if a caregiver specified in s. 48.686 (1) (ag) 1. or a nonclient resident, as~~
4 ~~defined in s. 48.686 (1) (bm), of the person subject to a background check under s.~~
5 ~~48.686 (2) who operates, works at, or resides at a child care provider is the subject~~
6 ~~of a pending criminal charge or delinquency petition alleging that the person has~~
7 ~~committed a serious crime on or after his or her 10th birthday, as defined in s. 48.686~~
8 ~~(1) (c), the department or the county department under s. 46.215, 46.22, or 46.23 shall~~
9 ~~immediately suspend refuse to allow payment to the child care provider for any child~~
10 ~~care provided under this section until the department obtains information regarding~~
11 ~~the final disposition of the charge or delinquency petition indicating that the person~~
12 ~~is not ineligible to receive such a payment operate, work at, or reside at the child care~~
13 ~~provider.~~

14 **SECTION 637.** 49.155 (7) (b) of the statutes is repealed and recreated to read:

15 49.155 (7) (b) 1. If a person subject to a background check under s. 48.686 (2)
16 who operates, works at, or resides at a child care provider has been convicted or
17 adjudicated delinquent for committing an offense that is not a serious crime, as
18 defined in s. 48.686 (1) (c), but the department determines under s. 48.686 (5m) that
19 the offense substantially relates to the care of children or the department determines
20 that the offense substantially relates to the operation of a business, the department
21 or the county department under s. 46.215, 46.22, or 46.23 may refuse to allow
22 payment to the child care provider for child care provided under this section.

23 2. If a person subject to a background check under s. 48.686 (2) who operates,
24 works at, or resides at a child care provider is the subject of a pending criminal charge
25 or delinquency petition for committing an offense that is not a serious crime, as

SENATE BILL 59**SECTION 637**

1 defined in s. 48.686 (1) (c), but the department determines under s. 48.686 (5m) that
2 the offense substantially relates to the care of children or the department determines
3 that the offense substantially relates to the operation of a business, the department
4 or the county department under s. 46.215, 46.22, or 46.23 may refuse to allow
5 payment to the child care provider for child care provided under this section.

6 **SECTION 638.** 49.159 (1) (a) (intro.) of the statutes is amended to read:

7 49.159 (1) (a) (intro.) An individual who would be eligible under s. 49.145
8 except that the individual is the noncustodial parent of a dependent child is eligible
9 for services and benefits under par. (b) if the individual is subject to a child support
10 order, ~~the individual satisfies all of the requirements related to substance abuse~~
11 ~~screening, testing, and treatment under s. 49.162 that apply to the individual,~~ and
12 any of the following applies to the custodial parent of the dependent child:

13 **SECTION 639.** 49.161 (1) (title) of the statutes is amended to read:

14 49.161 (1) (title) ~~TRIAL EMPLOYMENT MATCH PROGRAM JOBS~~ SUBSIDIZED
15 EMPLOYMENT PLACEMENT OVERPAYMENTS.

16 **SECTION 640.** 49.162 of the statutes is repealed.

17 **SECTION 641.** 49.163 (2) (am) 7. of the statutes is repealed.

18 **SECTION 642.** 49.164 of the statutes is created to read:

19 **49.164 Transform Milwaukee Jobs for Childless Adults.** The department
20 shall establish a program identical to the Transform Milwaukee Jobs program under
21 s. 49.163 except that a participant is not required to meet the eligibility criterion
22 under s. 49.163 (2) (am) 2.

23 **SECTION 643.** 49.175 (1) (intro.) of the statutes is amended to read:

24 49.175 (1) ALLOCATION OF FUNDS. (intro.) In this section, with respect to any
25 of the following that fund a contract for services, “allocation” means the amount

SENATE BILL 59**SECTION 643**

1 under the contract that the department is obligated to pay. Except as provided in
2 subs. sub. (2) and (3), within the limits of the appropriations under s. 20.437 (2) (a),
3 (cm), (dz), (k), (kx), (L), (mc), (md), (me), and (s) and (3) (kp), the department shall
4 allocate the following amounts for the following purposes:

5 **SECTION 644.** 49.175 (1) (a), (b), (c), (f), (g), (i), (k), (m), (n), (o), (p), (q), (qm), (r),
6 (s), (t), (u), (w), (y), (z) and (zh) of the statutes are amended to read:

7 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,
8 \$42,500,000 \$41,156,900 in fiscal year 2017-18 2019-20 and \$44,625,000
9 \$41,157,200 in fiscal year 2018-19 2020-21.

10 (b) *Wisconsin Works agency contracts; job access loans.* For contracts with
11 Wisconsin Works agencies under s. 49.143 and for job access loans under s. 49.147
12 (6), \$52,000,000 \$51,528,300 in fiscal year 2017-18 2019-20 and \$54,600,000
13 \$51,528,300 in fiscal year 2018-19 2020-21.

14 (c) *Case management incentive payments.* For supplement payments to
15 individuals under s. 49.255, \$2,700,000 in fiscal year 2017-18 2019-20 and
16 \$2,700,000 in fiscal year 2018-19 2020-21.

17 (f) *Homeless case management services grants.* For grants to shelter facilities
18 under s. 16.3085, \$500,000 \$1,000,000 in each fiscal year. All moneys allocated
19 under this paragraph shall be credited to the appropriation account under s. 20.505
20 (7) (kg).

21 (g) *State administration of public assistance programs and overpayment*
22 *collections.* For state administration of public assistance programs and the collection
23 of public assistance overpayments, \$15,987,000 \$16,461,200 in fiscal year 2017-18
24 2019-20 and \$15,902,900 \$16,608,300 in fiscal year 2018-19 2020-21.

SENATE BILL 59**SECTION 644**

1 (i) *Emergency assistance.* For emergency assistance under s. 49.138 and for
2 transfer to the department of administration for low-income energy or
3 weatherization assistance programs, ~~\$7,000,000~~ \$6,000,000 in each fiscal year.

4 (k) *Transform Milwaukee and Transitional Jobs programs.* For contract costs
5 under the Transform Milwaukee Jobs program and the Transitional Jobs program
6 under s. 49.163, ~~\$7,000,000~~ \$8,000,000 in fiscal year ~~2017-18~~ 2019-20 and
7 ~~\$8,000,000~~ \$9,000,000 in fiscal year ~~2018-19~~ 2020-21.

8 (m) *Children first.* For services under the work experience program for
9 noncustodial parents under s. 49.36, ~~\$1,140,000~~ \$2,280,000 in each fiscal year.

10 (n) *Fostering futures: connections count.* For funding community connectors to
11 interact with vulnerable families with young children and to connect families with
12 formal and informal community support, ~~\$360,300 in fiscal year 2017-18 and~~
13 ~~\$560,300 in fiscal year 2018-19~~ \$560,300 in each fiscal year.

14 (o) *Evidence-based substance abuse prevention grants.* For grants awarded
15 under s. 48.545 (2) (c), \$500,000 in each fiscal year ~~2018-19~~.

16 (p) *Direct child care services.* For direct child care services under s. 49.155,
17 ~~\$289,215,200~~ or 49.257, \$367,967,800 in fiscal year ~~2017-18~~ 2019-20 and
18 ~~\$318,369,200~~ \$376,852,600 in fiscal year ~~2018-19~~ 2020-21.

19 (q) *Child care state administration and licensing activities.* For state
20 administration of child care programs under s. 49.155 and for child care licensing
21 activities, ~~\$36,189,400~~ \$39,722,100 in fiscal year ~~2017-18~~ 2019-20 and ~~\$36,030,000~~
22 \$40,215,200 in fiscal year ~~2018-19~~ 2020-21.

23 (qm) *Quality care for quality kids.* For the child care quality improvement
24 activities specified in s. ~~ss.~~ 49.155 (1g) and 49.257, \$15,652,700 \$16,532,900 in each
25 fiscal year 2019-20 and \$16,683,700 in fiscal year 2020-21.

SENATE BILL 59**SECTION 644**

1 (r) *Children of recipients of supplemental security income.* For payments made
2 under s. 49.775 for the support of the dependent children of recipients of
3 supplemental security income, ~~\$26,938,000~~ \$25,013,300 in each fiscal year.

4 (s) *Kinship care and long-term kinship care assistance.* For kinship care and
5 long-term kinship care payments under s. 48.57 (3m) (am) and (3n) (am), for
6 assessments to determine eligibility for those payments, and for agreements under
7 s. 48.57 (3t) with the governing bodies of Indian tribes for the administration of the
8 kinship care and long-term kinship care programs within the boundaries of the
9 reservations of those tribes, ~~\$22,012,100~~ \$26,847,200 in fiscal year ~~2017-18~~ 2019-20
10 and ~~\$22,741,200~~ \$28,448,100 in fiscal year ~~2018-19~~ 2020-21.

11 (t) *Safety and out-of-home placement services.* For services provided to ensure
12 the safety of children who the department or a county determines may remain at
13 home if appropriate services are provided, and for services provided to families with
14 children placed in out-of-home care, ~~\$6,282,500~~ \$9,300,900 in fiscal year ~~2017-18~~
15 2019-20 and ~~\$7,314,300~~ \$10,191,900 in fiscal year ~~2018-19~~ 2020-21. To receive
16 funding under this paragraph, a county shall match a percentage of the amount
17 received that is equal to the percentage the county is required to match for a
18 distribution under s. 48.563 (2) as specified by the schedule established by the
19 department under s. 48.569 (1) (d).

20 (u) *Prevention services.* For services to prevent child abuse or neglect,
21 ~~\$5,289,600 in each fiscal year~~ \$6,302,100 in fiscal year 2019-20 and \$7,464,600 in
22 fiscal year 2020-21.

23 (w) *Wisconsin Community Services grants.* For a grant to Wisconsin
24 Community Services for the community building workshop facilitator training to
25 provide services that are targeted to individuals in the city of Milwaukee who are

SENATE BILL 59**SECTION 644**

1 eligible for funds under the federal Temporary Assistance for Needy Families block
2 grant program under 42 USC 601 et seq., \$400,000 in each fiscal year, and for a grant
3 to the We Got This program in the city of Milwaukee, \$25,000 in each fiscal year.

4 (y) *Offender reentry demonstration project.* For the offender reentry
5 demonstration project under s. 49.37 (1), ~~\$187,500 in fiscal year 2017-18 and~~
6 ~~\$250,000 in fiscal year 2018-19~~ \$825,000 in each fiscal year.

7 (z) *Grants to the Boys and Girls Clubs of America.* For grants to the Wisconsin
8 Chapter of the Boys and Girls Clubs of America to fund programs that improve social,
9 academic, and employment skills of youth who are eligible to receive temporary
10 assistance for needy families under 42 USC 601 et seq., focusing on study habits,
11 intensive tutoring in math and English, and exposure to career options and role
12 models, ~~\$1,275,000~~ \$2,675,000 in each fiscal year. Grants provided under this
13 paragraph may not be used by the grant recipient to replace funding for programs
14 that are being funded, when the grant proceeds are received, with moneys other than
15 those from the appropriations specified in sub. (1) (intro.). The total amount of the
16 grants includes funds for ~~the Green Bay Boys and Girls Clubs for the BE GREAT:~~
17 ~~Graduate program in the amount of matching funds that the program provides, up~~
18 ~~to \$75,000~~ \$1,400,000 in each fiscal year, to be used only for activities for which
19 federal Temporary Assistance for Needy Families block grant moneys may be used.
20 ~~The total amount of the grants also includes funds to be equally distributed among~~
21 ~~the Milwaukee, Oshkosh, and Appleton Boys and Girls Clubs for the BE GREAT:~~
22 ~~Graduate program in the amount of matching funds that the program provides, up~~
23 ~~to \$100,000 in each fiscal year, to be used only for activities for which federal~~
24 ~~Temporary Assistance for Needy Families block grant moneys may be used.~~

SENATE BILL 59**SECTION 644**

1 (zh) *Earned income tax credit supplement.* For the transfer of moneys from the
2 appropriation account under s. 20.437 (2) (md) to the appropriation account under
3 s. 20.835 (2) (kf) for the earned income tax credit, ~~\$69,700,000 in each fiscal year~~
4 \$85,700,000 in fiscal year 2019-20 and \$86,700,000 in fiscal year 2020-21.

5 **SECTION 645.** 49.175 (2) (a) of the statutes is amended to read:

6 49.175 (2) (a) The department may ~~not~~ reallocate funds that are allocated
7 under a paragraph under sub. (1) for any purpose specified in a paragraph under sub.
8 (1) ~~unless the department first notifies the joint committee on finance in writing of~~
9 ~~the proposed reallocation. If the cochairpersons of the committee do not notify the~~
10 ~~department within 14 working days after the date of the department's notification~~
11 ~~that the committee has scheduled a meeting to review the proposed reallocation, the~~
12 ~~department may make the proposed reallocation. If, within 14 working days after~~
13 ~~the date of the department's notification, the cochairpersons of the committee notify~~
14 ~~the department that the committee has scheduled a meeting to review the proposed~~
15 ~~reallocation, the department may make the proposed reallocation only upon~~
16 ~~approval of the committee~~ if the secretary of administration approves the
17 reallocation.

18 **SECTION 646.** 49.175 (2) (c) of the statutes is amended to read:

19 49.175 (2) (c) If the amounts of federal block grant moneys that are required
20 to be credited to the appropriation accounts under s. 20.437 (2) (mc) and (md) are less
21 than the amounts appropriated under s. 20.437 (2) (mc) and (md), the department
22 shall submit a plan to the ~~joint committee on finance~~ secretary of administration for
23 reducing the amounts of moneys allocated under sub. (1). ~~If the cochairpersons of~~
24 ~~the committee do not notify the department within 14 working days after the date~~
25 ~~the department submits the plan that the committee has scheduled a meeting to~~

SENATE BILL 59**SECTION 646**

1 ~~review the proposed reduction plan, If the secretary of administration approves the~~
2 ~~plan, the amounts of moneys required to be allocated under sub. (1) may be reduced~~
3 ~~as proposed by the department and the department shall allocate the moneys as~~
4 ~~specified in the plan. If, within 14 working days after the date the department~~
5 ~~submits the plan, the cochairpersons of the committee notify the department that the~~
6 ~~committee has scheduled a meeting to review the proposed reduction plan, the~~
7 ~~department may allocate the moneys as specified in the plan only upon approval of~~
8 ~~the committee.~~

9 **SECTION 647.** 49.175 (3) of the statutes is repealed.

10 **SECTION 648.** 49.257 of the statutes is created to read:

11 **49.257 Milwaukee child care grant program. (1)** In this section, “child
12 care provider” has the meaning given in s. 49.155 (1) (ag).

13 **(2)** From the allocation under s. 49.175 (1) (p), the department may award
14 grants to child care providers to support access to high-quality child care for families
15 that reside in a geographic area with high-poverty levels, as identified by the
16 department, in the city of Milwaukee. A grant under this section may be used for
17 start-up costs, ongoing operational costs, including subsidy payments for eligible
18 families, and quality improvement activities. A child care provider that is awarded
19 a grant under this subsection shall contribute matching funds equal to 25 percent
20 of the amount awarded. The matching contribution may be in the form of money or
21 in-kind goods or services.

22 **(3)** From the allocation under s. 49.175 (1) (qm), the department may award
23 grants to any of the following to improve overall child care quality in the geographic
24 area identified under sub. (2):

25 (a) Child care providers and employees of child care providers.

SENATE BILL 59**SECTION 648**

1 (b) Educational institutions for the purpose of educating employees of child
2 care providers.

3 **SECTION 649.** 49.36 (3) (a) of the statutes is amended to read:

4 49.36 (3) (a) Except as provided in par. (f) and ~~subject to sub. (3m)~~, a person
5 ordered to register under s. 767.55 (2) (am) shall participate in a work experience
6 program if services are available.

7 **SECTION 650.** 49.36 (3m) of the statutes is repealed.

8 **SECTION 651.** 49.45 (2) (a) 23. of the statutes is amended to read:

9 49.45 (2) (a) 23. Promulgate rules that define “supportive services”, “personal
10 services” and “nursing services” provided in a certified residential care apartment
11 complex, as defined under s. 50.01 (6d), for purposes of reimbursement under ss.
12 ~~46.27 (11) (c) 7.~~ and s. 46.277 (5) (e).

13 **SECTION 652.** 49.45 (2p) of the statutes is repealed.

14 **SECTION 653.** 49.45 (2t) of the statutes is repealed.

15 **SECTION 654.** 49.45 (3) (a) of the statutes is amended to read:

16 49.45 (3) (a) Reimbursement shall be made to each county department under
17 ss. 46.215, 46.22, and 46.23 for any administrative services performed in the Medical
18 Assistance program on the basis of s. 49.78 (8). ~~For purposes of reimbursement~~
19 ~~under this paragraph, assessments completed under s. 46.27 (6) (a) are~~
20 ~~administrative services performed in the Medical Assistance program.~~

21 **SECTION 655.** 49.45 (3) (e) 11. of the statutes is amended to read:

22 49.45 (3) (e) 11. The department shall use a portion of the moneys collected
23 under s. 50.38 (2) (a) to pay for services provided by eligible hospitals, as defined in
24 s. 50.38 (1), other than critical access hospitals, under the Medical Assistance
25 Program under this subchapter, including services reimbursed on a fee-for-service

SENATE BILL 59**SECTION 655**

1 basis and services provided under a managed care system. For state fiscal year
2 2008-09, total payments required under this subdivision, including both the federal
3 and state share of Medical Assistance, shall equal the amount collected under s.
4 50.38 (2) (a) for fiscal year 2008-09 divided by 57.75 percent. For each state fiscal
5 year after state fiscal year 2008-09, total payments required under this subdivision,
6 including both the federal and state share of Medical Assistance, shall equal the
7 amount collected under s. 50.38 (2) (a) for the fiscal year divided by ~~61.68~~ 53.69
8 percent.

9 **SECTION 656.** 49.45 (3) (e) 12. of the statutes is amended to read:

10 49.45 (3) (e) 12. The department shall use a portion of the moneys collected
11 under s. 50.38 (2) (b) to pay for services provided by critical access hospitals under
12 the Medical Assistance Program under this subchapter, including services
13 reimbursed on a fee-for-service basis and services provided under a managed care
14 system. For each state fiscal year, total payments required under this subdivision,
15 including both the federal and state share of Medical Assistance, shall equal the
16 amount collected under s. 50.38 (2) (b) for the fiscal year divided by ~~61.68~~ 53.69
17 percent.

18 **SECTION 657.** 49.45 (3m) (a) (intro.) of the statutes is amended to read:

19 49.45 (3m) (a) (intro.) Subject to par. (c) and notwithstanding sub. (3) (e), from
20 the appropriations under s. 20.435 (4) (b) and (o), in each fiscal year, the department
21 shall pay to hospitals that serve a disproportionate share of low-income patients an
22 amount equal to the sum of ~~\$27,500,000~~ \$56,500,000, as the state share of payments,
23 and the matching federal share of payments. The department may make a payment
24 to a hospital under this subsection under the calculation method described in par. (b)
25 if the hospital meets all of the following criteria:

SENATE BILL 59**SECTION 658**

1 **SECTION 658.** 49.45 (3m) (b) 3. a. of the statutes is amended to read:

2 49.45 **(3m)** (b) 3. a. No single hospital receives more than \$4,600,000
3 \$9,200,000, except that a hospital that is a free-standing pediatric teaching hospital
4 located in Wisconsin that has a percentage calculated under subd. 1. a. greater than
5 50 percent may receive up to \$12,000,000 each fiscal year.

6 **SECTION 659.** 49.45 (3p) (a) of the statutes is amended to read:

7 49.45 **(3p)** (a) Subject to par. (c) and notwithstanding sub. (3) (e), from the
8 appropriations under s. 20.435 (4) (b) and (o), in each fiscal year, the department
9 shall pay to hospitals that ~~would~~ are not eligible for payments under sub. (3m) but
10 that meet the criteria under sub. (3m) (a) except that the hospitals do not provide
11 obstetric services 1. and 2. and that, in the most recent year for which information
12 is available, charged at least 6 percent of overall charges for services to the Medical
13 Assistance program for services provided to Medical Assistance recipients an
14 amount equal to the sum of ~~\$250,000~~ \$500,000, as the state share of payments, and
15 the matching federal share of payments. The department may make a payment to
16 a hospital under this subsection under a calculation method determined by the
17 department that provides a fee-for-service supplemental payment that increases as
18 the hospital's percentage of inpatient days for Medical Assistance recipients at the
19 hospital the total amount of the hospital's overall charges for services that are
20 charges to the Medical Assistance program increases.

21 **SECTION 660.** 49.45 (5) (a) of the statutes is amended to read:

22 49.45 **(5)** (a) Any person whose application for medical assistance is denied or
23 is not acted upon promptly or who believes that the payments made in the person's
24 behalf have not been properly determined or that his or her eligibility has not been
25 properly determined may file an appeal with the department pursuant to par. (b).

SENATE BILL 59**SECTION 660**

1 Review is unavailable if the decision or failure to act arose more than 45 days before
2 submission of the petition for a hearing, except as provided in par. (ag) or (ar).

3 **SECTION 661.** 49.45 (5) (ag) of the statutes is created to read:

4 49.45 (5) (ag) A person shall request a hearing within 90 days of the date of
5 receipt of a notice from a care management organization or managed care
6 organization upholding its adverse benefit determination relating to any of the
7 following or within 90 days of the date the care management organization or
8 managed care organization failed to act on the contested matter within the time
9 specified by the department:

10 1. Denial or limited authorization of a requested services, including a
11 determination based on the type or level of service, requirement for medical
12 necessity, appropriateness, setting, or effectiveness of a covered benefit.

13 2. Reduction, suspension, or termination of a previously authorized service,
14 unless the service was only authorized for a limited amount or duration and that
15 amount or duration has been completed.

16 3. Denial, in whole or in part, of payment for a service.

17 4. Failure to provide services in a timely manner.

18 5. Failure of a care management organization or managed care organization
19 to act within the time frames provided in 42 CFR 438.408 (b) (1) and (2) regarding
20 the standard resolution of grievances and appeals.

21 6. Denial of an enrollee's request to dispute financial liability, including
22 copayments, premiums, deductibles, coinsurance, other cost sharing, and other
23 member financial liabilities.

SENATE BILL 59**SECTION 661**

1 7. Denial of an enrollee, who is a resident of a rural area with only one care
2 management organization or managed care organization, to obtain services outside
3 the organization's network of contracted providers.

4 **SECTION 662.** 49.45 (5) (ar) of the statutes is created to read:

5 49.45 (5) (ar) If a federal regulation specifies a different time limit to request
6 a hearing than par. (a) or (ag), the time limit in the federal regulation shall apply.

7 **SECTION 663.** 49.45 (5) (b) 1. (intro.) of the statutes is amended to read:

8 49.45 (5) (b) 1. (intro.) Upon receipt of a timely petition under par. (a) the
9 department shall give the applicant or recipient reasonable notice and opportunity
10 for a fair hearing. The department may make such additional investigation as it
11 considers necessary. Notice of the hearing shall be given to the applicant or recipient
12 and, if a county department under s. 46.215, 46.22, or 46.23 is responsible for making
13 the medical assistance determination, to the county clerk of the county. The county
14 may be represented at such hearing. The department shall render its decision as
15 soon as possible after the hearing and shall send a certified copy of its decision to the
16 applicant or recipient, to the county clerk, and to any county officer charged with
17 administration of the Medical Assistance program. The decision of the department
18 shall have the same effect as an order of a county officer charged with the
19 administration of the Medical Assistance program. The decision shall be final, but
20 may be revoked or modified as altered conditions may require. The department shall
21 deny a petition for a hearing or shall refuse to grant relief if:

22 **SECTION 664.** 49.45 (5) (b) 1. d. of the statutes is created to read:

23 49.45 (5) (b) 1. d. The issue is an adverse benefit determination described in
24 par. (ag) 1. to 7. made by a care management organization or managed care

SENATE BILL 59**SECTION 664**

1 organization and the person requesting the hearing has not exhausted the internal
2 appeal procedure with the organization.

3 **SECTION 665.** 49.45 (6m) (c) 5. of the statutes is amended to read:

4 49.45 **(6m)** (c) 5. Admit only patients assessed ~~or who waive or are exempt from~~
5 ~~the requirement of assessment under s. 46.27 (6) (a) or, if required under s. 50.035~~
6 (4n) or 50.04 (2h), who have been referred to a resource center.

7 **SECTION 666.** 49.45 (6m) (L) of the statutes is amended to read:

8 49.45 **(6m)** (L) For purposes of ~~ss. 46.27 (11) (c) 7. and s. 46.277 (5) (e), the~~
9 department shall, by July 1 annually, determine the statewide medical assistance
10 daily cost of nursing home care and submit the determination to the department of
11 administration for review. The department of administration shall approve the
12 determination before payment may be made under ~~s. 46.27 (11) (c) 7. or 46.277 (5)~~
13 (e).

14 **SECTION 667.** 49.45 (6xm) of the statutes is created to read:

15 49.45 **(6xm)** PEDIATRIC INPATIENT SUPPLEMENT. (a) From the appropriations
16 under s. 20.435 (4) (b), (o), and (w), the department shall, using a method determined
17 by the department, distribute a total sum of \$2,000,000 each state fiscal year to
18 hospitals that meet all of the following criteria:

19 1. The hospital is an acute care hospital located in this state.

20 2. During the hospital's fiscal year, the inpatient days in the hospital's acute
21 care pediatric units and intensive care pediatric units totaled more than 12,000 days,
22 not including neonatal intensive care units. For purposes of this subsection, the
23 hospital's fiscal year is the hospital's fiscal year that ended in the 2nd calendar year
24 preceding the beginning of the state fiscal year.

SENATE BILL 59**SECTION 667**

1 (b) Notwithstanding par. (a), from the appropriations under s. 20.435 (4) (b),
2 (o), and (w), the department may, using a method determined by the department,
3 distribute an additional total sum of \$10,000,000 in each state fiscal year to hospitals
4 that are free-standing pediatric teaching hospitals located in Wisconsin that have
5 a percentage calculated under s. 49.45 (3m) (b) 1. a. greater than 45 percent.

6 **SECTION 668.** 49.45 (19) (title) of the statutes is amended to read:

7 49.45 (19) (title) ~~ASSIGNING~~ ESTABLISHING PATERNITY AND ASSIGNING MEDICAL
8 SUPPORT RIGHTS.

9 **SECTION 669.** 49.45 (19) (a) of the statutes is amended to read:

10 49.45 (19) (a) As Except as provided in par. (c), as a condition of eligibility for
11 medical assistance, a person shall, notwithstanding other provisions of the statutes,
12 be deemed to have assigned to the state, by applying for or receiving medical
13 assistance, any rights to medical support or other payment of medical expenses from
14 any other person, including rights to unpaid amounts accrued at the time of
15 application for medical assistance as well as any rights to support accruing during
16 the time for which medical assistance is paid.

17 **SECTION 670.** 49.45 (19) (am) of the statutes is created to read:

18 49.45 (19) (am) As a condition of eligibility for medical assistance, a person
19 shall cooperate in good faith with efforts directed at establishing the paternity of a
20 nonmarital child and obtaining support payments or any other payments or property
21 to which the person and the dependent child or children may have rights. This
22 cooperation shall be in accordance with federal law and regulations applying to
23 paternity establishment and collection of support payments and may not be required
24 if the person has good cause for refusing to cooperate, as determined by the
25 department in accordance with federal law and regulations.

SENATE BILL 59**SECTION 671**

1 **SECTION 671.** 49.45 (19) (c) of the statutes is amended to read:

2 49.45 (19) (c) ~~If the mother of a child was enrolled in a health maintenance~~
3 ~~organization or other prepaid health care plan under medical assistance at the time~~
4 ~~of the child's birth, The state may not seek recovery of birth expenses that may be~~
5 ~~recovered by the state under this subsection are the birth expenses incurred by the~~
6 ~~health maintenance organization or other prepaid health care plan.~~

7 **SECTION 672.** 49.45 (23) of the statutes, as affected by 2019 Wisconsin Act ...
8 (this act), is repealed.

9 **SECTION 673.** 49.45 (23) (g) of the statutes is repealed.

10 **SECTION 674.** 49.45 (23b) of the statutes is repealed.

11 **SECTION 675.** 49.45 (24k) of the statutes is repealed.

12 **SECTION 676.** 49.45 (24L) of the statutes is created to read:

13 49.45 (24L) CRITICAL ACCESS REIMBURSEMENT PAYMENTS TO DENTAL PROVIDERS. (a)
14 Based on the criteria in pars. (b) and (c), the department shall increase
15 reimbursements to dental providers that meet quality of care standards, as
16 established by the department.

17 (b) In order to be eligible for enhanced reimbursement under this subsection,
18 the provider must meet one of the following qualifications:

19 1. For a nonprofit or public provider, 50 percent or more of the individuals
20 served by the provider are individuals who are without dental insurance or are
21 enrolled in the Medical Assistance program.

22 2. For a for-profit provider, 5 percent or more of the individuals served by the
23 provider are enrolled in the Medical Assistance program.

24 (c) For dental services rendered on or after January 1, 2020, by a qualified
25 nonprofit critical access dental provider, the department shall increase

SENATE BILL 59**SECTION 676**

1 reimbursement by 50 percent above the reimbursement rate that would otherwise
2 be paid to that provider. For dental services rendered on or after January 1, 2020,
3 by a qualified for-profit critical access dental provider, the department shall increase
4 reimbursement by 30 percent above the reimbursement rate that would otherwise
5 be paid to that provider. For dental providers rendering services to individuals in
6 managed care under the Medical Assistance program, for services rendered on or
7 after January 1, 2020, the department shall increase reimbursement to pay an
8 additional amount on the basis of the rate that would have been paid to the dental
9 provider had the individual not been enrolled in managed care.

10 (d) If a provider has more than one service location, the thresholds described
11 under par. (b) apply to each location, and payment for each service location would be
12 determined separately.

13 **SECTION 677.** 49.45 (29w) (b) 1. b. of the statutes is amended to read:

14 49.45 (29w) (b) 1. b. “Telehealth” is means a service provided from a remote
15 location using a combination of interactive video, audio, and externally acquired
16 images through a networking environment between an individual or a provider at
17 an originating site and a provider at a remote location with the service being of
18 sufficient audio and visual fidelity and clarity as to be functionally equivalent to
19 face-to-face contact; or, in circumstances determined by the department, an
20 asynchronous transmission of digital clinical information through a secure
21 electronic communications system from one provider to another provider.
22 “Telehealth” does not include telephone conversations or Internet-based
23 communications between providers or between providers and individuals.

24 **SECTION 678.** 49.45 (29y) (d) of the statutes is repealed.

25 **SECTION 679.** 49.45 (30y) of the statutes is created to read:

SENATE BILL 59**SECTION 679**

1 49.45 (30y) CERTIFIED DOULA SERVICES; PILOT PROJECT. (a) In this subsection,
2 “certified doula” means an individual who has received certification from a doula
3 certifying organization recognized by the department.

4 (b) For purposes of this subsection, services provided by certified doulas include
5 continuous emotional and physical support during labor and birth of a child and
6 intermittent services during the prenatal and postpartum periods.

7 (c) Subject to par. (d), the department shall reimburse under the Medical
8 Assistance program benefits as provided under this subsection for pregnant women
9 enrolled in the Medical Assistance program who reside in the counties of Brown,
10 Dane, Milwaukee, Rock, or Sheboygan, or another county as determined by the
11 department.

12 (d) The department shall request from the secretary of the federal department
13 of health and human services any approval necessary to allow reimbursement under
14 the Medical Assistance program for services provided by a certified doula. The
15 department may not pay reimbursement unless federal approval is not required or
16 any required federal approval allowing reimbursement under s. 49.46 (2) (b) 12p. is
17 approved and in effect.

18 **SECTION 680.** 49.45 (41) of the statutes is amended to read:

19 49.45 (41) ~~MENTAL HEALTH CRISIS~~ CRISIS INTERVENTION SERVICES. (a) In this
20 subsection, “~~mental health crisis intervention services~~” means crisis intervention
21 services for the treatment of mental illness, intellectual disability, substance abuse,
22 and dementia that are provided by a ~~mental health~~ crisis intervention program
23 operated by, or under contract with, a county, if the county is certified as a medical
24 assistance provider.

SENATE BILL 59**SECTION 680**

1 (b) If a county elects to become certified as a provider of ~~mental health~~ crisis
2 intervention services, the county may provide ~~mental health~~ crisis intervention
3 services under this subsection in the county to medical assistance recipients through
4 the medical assistance program. A county that elects to provide the services shall
5 pay the amount of the allowable charges for the services under the medical
6 assistance program that is not provided by the federal government. The department
7 shall reimburse the county under this subsection only for the amount of the allowable
8 charges for those services under the medical assistance program that is provided by
9 the federal government.

10 **SECTION 681.** 49.45 (41) (c) of the statutes is created to read:

11 49.45 (41) (c) Notwithstanding par. (b), if a county elects to deliver crisis
12 intervention services under the Medical Assistance program on a regional basis
13 according to criteria established by the department, all of the following apply:

14 1. After January 1, 2020, the department shall require the county to annually
15 contribute for the crisis intervention services an amount equal to 75 percent of the
16 county's expenditures for crisis intervention services under this subsection in
17 calendar year 2017, as determined by the department.

18 2. The department shall reimburse the provider of crisis intervention services
19 in the county the amount of allowable charges for those services under the Medical
20 Assistance program, including both the federal share and nonfederal share of those
21 charges, that exceeds the amount of the county contribution required under subd. 1.

22 3. If a county submits a certified cost report under s. 49.45 (52) (b) to claim
23 federal medical assistance funds, the claim based on certified costs made by a county
24 for amounts under subd. 2. may not include any part of the nonfederal share of the
25 amount under subd. 2.

SENATE BILL 59**SECTION 682**

1 **SECTION 682.** 49.45 (47) (b) of the statutes is amended to read:

2 49.45 (47) (b) No person may receive reimbursement ~~under s. 46.27 (11)~~ for the
3 provision of services to clients in an adult day care center unless the adult day care
4 center is certified by the department under sub. (2) (a) 11. as a provider of medical
5 assistance.

6 **SECTION 683.** 49.45 (47) (dm) of the statutes is created to read:

7 49.45 (47) (dm) Every 24 months, on a schedule determined by the department,
8 an adult day care center shall submit through an online system prescribed by the
9 department a report in the form and containing the information that the department
10 requires, including payment of any fee due under par. (c). If a complete report is not
11 timely filed, the department shall issue a warning to the operator of the adult day
12 care center. The department may revoke an adult day care center's certification for
13 failure to timely and completely report within 60 days after the report date
14 established under the schedule determined by the department.

15 **SECTION 684.** 49.45 (60) of the statutes is repealed.

16 **SECTION 685.** 49.46 (1) (a) 1m. of the statutes is amended to read:

17 49.46 (1) (a) 1m. Any pregnant woman whose income does not exceed the
18 standard of need under s. 49.19 (11) and whose pregnancy is medically verified.
19 Eligibility continues to the last day of the month in which the 60th day or, if approved
20 by the federal government, the 365th day after the last day of the pregnancy falls.

21 **SECTION 686.** 49.46 (1) (a) 14. of the statutes is amended to read:

22 49.46 (1) (a) 14. Any person who would meet the financial and other eligibility
23 requirements for home or community-based services under s. ~~46.27 (11)~~, 46.277, or
24 46.2785 but for the fact that the person engages in substantial gainful activity under
25 42 USC 1382c (a) (3), if a waiver under s. 49.45 (38) is in effect or federal law permits

SENATE BILL 59**SECTION 686**

1 federal financial participation for medical assistance coverage of the person and if
2 funding is available for the person under s. ~~46.27 (11)~~, 46.277, or 46.2785.

3 **SECTION 687.** 49.46 (1) (em) of the statutes is amended to read:

4 49.46 (1) (em) To the extent approved by the federal government, for the
5 purposes of determining financial eligibility and any cost-sharing requirements of
6 an individual under par. (a) 6m., 14., or 14m., (d) 2., or (e), the department or its
7 designee shall exclude any assets accumulated in a person's independence account,
8 as defined in s. 49.472 (1) (c), and any income or assets from retirement benefits
9 earned or accumulated from income or employer contributions while employed and
10 receiving ~~state-funded benefits under s. 46.27~~ or medical assistance under s. 49.472.

11 **SECTION 688.** 49.46 (1) (j) of the statutes is amended to read:

12 49.46 (1) (j) An individual determined to be eligible for benefits under par. (a)
13 9. remains eligible for benefits under par. (a) 9. for the balance of the pregnancy and
14 to the last day of the month in which the 60th day or, if approved by the federal
15 government, the 365th day after the last day of the pregnancy falls without regard
16 to any change in the individual's family income.

17 **SECTION 689.** 49.46 (2) (b) 8. of the statutes is amended to read:

18 49.46 (2) (b) 8. Home or community-based services, if provided under s. ~~46.27~~
19 ~~(11)~~, 46.275, 46.277, 46.278, 46.2785, 46.99, or under the family care benefit if a
20 waiver is in effect under s. 46.281 (1d), or under the disabled children's long-term
21 support program, as defined in s. 46.011 (1g).

22 **SECTION 690.** 49.46 (2) (b) 12p. of the statutes is created to read:

23 49.46 (2) (b) 12p. Subject to the limitations under s. 49.45 (30y), services
24 provided by a certified doula.

25 **SECTION 691.** 49.46 (2) (b) 15. of the statutes is amended to read:

SENATE BILL 59**SECTION 691**

1 49.46 (2) (b) 15. ~~Mental health crisis~~ Crisis intervention services under s. 49.45
2 (41).

3 **SECTION 692.** 49.46 (2) (b) 21. of the statutes is created to read:

4 49.46 (2) (b) 21. Subject to par. (bv), nonmedical services that contribute to the
5 determinants of health.

6 **SECTION 693.** 49.46 (2) (bv) of the statutes is created to read:

7 49.46 (2) (bv) The department shall determine those services under par. (b) 21.
8 that contribute to the determinants of health. The department shall seek any
9 necessary state plan amendment or request any waiver of federal Medicaid law to
10 implement this paragraph. The department is not required to provided the services
11 under this paragraph as a benefit under the Medical Assistance program if the
12 federal department of health and human services does not provide federal financial
13 participation for the services under this paragraph.

14 **SECTION 694.** 49.463 of the statutes is repealed.

15 **SECTION 695.** 49.47 (4) (ag) 2. of the statutes is amended to read:

16 49.47 (4) (ag) 2. Pregnant and the woman's pregnancy is medically verified
17 Eligibility continues to the last day of the month in which the 60th day or, if approved
18 by the federal government, the 365th day after the last day of the pregnancy falls.

19 **SECTION 696.** 49.47 (4) (as) 1. of the statutes is amended to read:

20 49.47 (4) (as) 1. The person would meet the financial and other eligibility
21 requirements for home or community-based services under s. 46.27 (11), 46.277, or
22 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1d)
23 but for the fact that the person engages in substantial gainful activity under 42 USC
24 1382c (a) (3).

25 **SECTION 697.** 49.47 (4) (as) 3. of the statutes is amended to read:

SENATE BILL 59**SECTION 697**

1 49.47 (4) (as) 3. Funding is available for the person under s. ~~46.27 (11)~~, 46.277,
2 or 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1d).

3 **SECTION 698.** 49.47 (4) (b) (intro.) of the statutes is amended to read:

4 49.47 (4) (b) (intro.) Eligibility exists if the applicant's property, subject to the
5 exclusion of any amounts under the Long-Term Care Partnership Program
6 established under s. 49.45 (31), any amounts in an independence account, as defined
7 in s. 49.472 (1) (c), or any retirement assets that accrued from employment while the
8 applicant was eligible for the community options program under s. 46.27 (11), 2017
9 stats., or any other Medical Assistance program, including deferred compensation
10 or the value of retirement accounts in the Wisconsin Retirement System or under the
11 federal Social Security Act, does not exceed the following:

12 **SECTION 699.** 49.471 (1) (cr) of the statutes is created to read:

13 49.471 (1) (cr) "Enhanced federal medical assistance percentage" means a
14 federal medical assistance percentage described under 42 USC 1396d (y) or (z).

15 **SECTION 700.** 49.471 (4) (a) 4. b. of the statutes is amended to read:

16 49.471 (4) (a) 4. b. The individual's family income does not exceed ~~100~~ 133
17 percent of the poverty line ~~before application of the 5 percent income disregard under~~
18 ~~42 CFR 435.603 (d)~~.

19 **SECTION 701.** 49.471 (4) (a) 8. of the statutes is created to read:

20 49.471 (4) (a) 8. An individual who meets all of the following criteria:

21 a. The individual is an adult under the age of 65.

22 b. The adult has a family income that does not exceed 133 percent of the poverty
23 line, except as provided in sub. (4g).

24 c. The adult is not otherwise eligible for the Medical Assistance program under
25 this subchapter or the Medicare program under 42 USC 1395 et seq.

SENATE BILL 59**SECTION 702**

1 **SECTION 702.** 49.471 (4g) of the statutes is created to read:

2 49.471 **(4g)** MEDICAID EXPANSION; FEDERAL MEDICAL ASSISTANCE PERCENTAGE. For
3 services provided to individuals described under sub. (4) (a) 8., the department shall
4 comply with all federal requirements to qualify for the highest available enhanced
5 federal medical assistance percentage. The department shall submit any
6 amendment to the state medical assistance plan, request for a waiver of federal
7 Medicaid law, or other approval request required by the federal government to
8 provide services to the individuals described under sub. (4) (a) 8. and qualify for the
9 highest available enhanced federal medical assistance percentage.

10 **SECTION 703.** 49.471 (6) (b) of the statutes is amended to read:

11 49.471 **(6)** (b) A pregnant woman who is determined to be eligible for benefits
12 under sub. (4) remains eligible for benefits under sub. (4) for the balance of the
13 pregnancy and to the last day of the month in which the 60th day or, if approved by
14 the federal government, the 365th day after the last day of the pregnancy falls
15 without regard to any change in the woman's family income.

16 **SECTION 704.** 49.471 (6) (L) of the statutes is created to read:

17 49.471 **(6)** (L) The department shall request from the federal department of
18 health and human services approval of a state plan amendment, a waiver of federal
19 Medicaid law, or approval of a demonstration project to maintain eligibility for
20 post-partum women to the last day of the month in which the 365th day after the
21 last day of the pregnancy falls under ss. 49.46 (1) (a) 1m. and 9. and (j), 49.47 (4) (ag)
22 2., and 49.471 (4) (a) 1g. and 1m., (6) (b), and (7) (b) 1.

23 **SECTION 705.** 49.471 (7) (b) 1. of the statutes is amended to read:

24 49.471 **(7)** (b) 1. A pregnant woman whose family income exceeds 300 percent
25 of the poverty line may become eligible for coverage under this section if the

SENATE BILL 59**SECTION 705**

1 difference between the pregnant woman's family income and the applicable income
2 limit under sub. (4) (a) is obligated or expended for any member of the pregnant
3 woman's family for medical care or any other type of remedial care recognized under
4 state law or for personal health insurance premiums or for both. Eligibility obtained
5 under this subdivision continues without regard to any change in family income for
6 the balance of the pregnancy and to the last day of the month in which the 60th day
7 or, if approved by the federal government, the 365th day after the last day of the
8 woman's pregnancy falls. Eligibility obtained by a pregnant woman under this
9 subdivision extends to all pregnant women in the pregnant woman's family.

10 **SECTION 706.** 49.472 (3) (b) of the statutes is amended to read:

11 49.472 (3) (b) The individual's assets do not exceed \$15,000. In determining
12 assets, the department may not include assets that are excluded from the resource
13 calculation under 42 USC 1382b (a), assets accumulated in an independence
14 account, and, to the extent approved by the federal government, assets from
15 retirement benefits accumulated from income or employer contributions while
16 employed and receiving medical assistance under this section or state-funded
17 benefits under s. 46.27, 2017 stats. The department may exclude, in whole or in part,
18 the value of a vehicle used by the individual for transportation to paid employment.

19 **SECTION 707.** 49.472 (3) (f) of the statutes is amended to read:

20 49.472 (3) (f) The individual maintains premium payments under sub. (4) (am)
21 and, if applicable and to the extent approved by the federal government, premium
22 payments calculated by the department in accordance with sub. (4) (bm), unless the
23 individual is exempted from premium payments under sub. (4) (dm) ~~or (5)~~.

24 **SECTION 708.** 49.472 (4) (am) of the statutes is amended to read:

SENATE BILL 59**SECTION 708**

1 49.472 (4) (am) To the extent approved by the federal government and except
2 as provided in pars. (dm) and (em) ~~and sub. (5)~~, an individual who receives medical
3 assistance under this section shall pay a monthly premium of \$25 to the department.

4 **SECTION 709.** 49.472 (5) of the statutes is repealed.

5 **SECTION 710.** 49.485 of the statutes is renumbered 20.9315 (19) and amended
6 to read:

7 20.9315 (19) ~~Whoever knowingly presents or causes to be presented to any~~
8 ~~officer, employee, or agent of this state a false claim for medical assistance shall~~
9 ~~forfeit not less than \$5,000 nor more than \$10,000, plus 3 times the amount of the~~
10 ~~damages that were sustained by the state or would have been sustained by the state,~~
11 ~~whichever is greater, as a result of the false claim.~~ The attorney general may bring
12 an action on behalf of the state to recover any forfeiture incurred under this section.

13 **SECTION 711.** 49.686 (3) (d) of the statutes is amended to read:

14 49.686 (3) (d) Has applied for coverage under and has been denied eligibility
15 for medical assistance within 12 months prior to application for reimbursement
16 under sub. (2). This paragraph does not apply to an individual who is eligible for
17 benefits under ~~the demonstration project for childless adults under s. 49.45 (23)~~
18 BadgerCare Plus under s. 49.471 (4) (a) 8. or to an individual who is eligible for
19 benefits under BadgerCare Plus under s. 49.471 (11).

20 **SECTION 712.** 49.79 (1) (bg) of the statutes is repealed.

21 **SECTION 713.** 49.79 (1) (em) of the statutes is repealed.

22 **SECTION 714.** 49.79 (6m) of the statutes is repealed.

23 **SECTION 715.** 49.79 (6q) of the statutes is repealed.

24 **SECTION 716.** 49.79 (6t) of the statutes is repealed.

25 **SECTION 717.** 49.79 (6u) of the statutes is repealed.

SENATE BILL 59**SECTION 718**

1 **SECTION 718.** 49.79 (9) (a) 1g. of the statutes is amended to read:

2 49.79 (9) (a) 1g. Except as provided in subds. 2. and 3., ~~beginning October 1,~~
3 ~~2019,~~ the department shall require, to the extent allowed by the federal government,
4 ~~all~~ able-bodied adults without dependents in this state to participate in the
5 employment and training program under this subsection, except for able-bodied
6 adults without dependents who are employed, as determined by the department.
7 The department may require ~~other~~ able individuals who are 18 to 60 years of age, or
8 a subset of those individuals to the extent allowed by the federal government, who
9 are not participants in a Wisconsin Works employment position to participate in the
10 employment and training program under this subsection.

11 **SECTION 719.** 49.79 (9) (d) of the statutes is repealed.

12 **SECTION 720.** 49.79 (9) (f) of the statutes is repealed.

13 **SECTION 721.** 49.791 of the statutes is repealed.

14 **SECTION 722.** 49.849 (1) (e) of the statutes is amended to read:

15 49.849 (1) (e) “Public assistance” means any services provided as a benefit
16 under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance
17 under subch. IV, ~~long-term community support services funded under s. 46.27 (7),~~
18 or aid under s. 49.68, 49.683, 49.685, or 49.785.

19 **SECTION 723.** 49.849 (2) (a) (intro.) of the statutes is amended to read:

20 49.849 (2) (a) (intro.) Subject to par. (b), the department may collect from the
21 property of a decedent by affidavit under sub. (3) (b) or by lien under sub. (4) (a) an
22 amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), the
23 long-term community support services under s. 46.27, 2017 stats., that is
24 recoverable under s. 46.27 (7g) (c) 1., 2017 stats., or the aid under s. 49.68, 49.683,
25 49.685, or 49.785 that is recoverable under s. 49.682 (2) (a) or (am), and that was paid

SENATE BILL 59**SECTION 723**

1 on behalf of the decedent or the decedent's spouse, if all of the following conditions
2 are satisfied:

3 **SECTION 724.** 49.849 (6) (a) of the statutes is renumbered 49.849 (6).

4 **SECTION 725.** 49.849 (6) (b) of the statutes is repealed.

5 **SECTION 726.** 49.855 (3) of the statutes is amended to read:

6 49.855 (3) Receipt of a certification by the department of revenue shall
7 constitute a lien, equal to the amount certified, on any state tax refunds or credits
8 owed to the obligor. The lien shall be foreclosed by the department of revenue as a
9 setoff under s. 71.93 (3), ~~(6), and (7)~~. When the department of revenue determines
10 that the obligor is otherwise entitled to a state tax refund or credit, it shall notify the
11 obligor that the state intends to reduce any state tax refund or credit due the obligor
12 by the amount the obligor is delinquent under the support, maintenance, or receiving
13 and disbursing fee order or obligation, by the outstanding amount for past support,
14 or medical expenses, ~~or birth expenses~~ under the court order, or by the amount due
15 under s. 46.10 (4), 49.345 (4), or 301.12 (4). The notice shall provide that within 20
16 days the obligor may request a hearing before the circuit court rendering the order
17 under which the obligation arose. Within 10 days after receiving a request for
18 hearing under this subsection, the court shall set the matter for hearing. Pending
19 further order by the court or a circuit court commissioner, the department of children
20 and families or its designee, whichever is appropriate, is prohibited from disbursing
21 the obligor's state tax refund or credit. A circuit court commissioner may conduct the
22 hearing. The sole issues at that hearing shall be whether the obligor owes the
23 amount certified and, if not and it is a support or maintenance order, whether the
24 money withheld from a tax refund or credit shall be paid to the obligor or held for
25 future support or maintenance, except that the obligor's ability to pay shall also be

SENATE BILL 59**SECTION 726**

1 an issue at the hearing if the obligation relates to an order under ~~s. 767.805 (4) (d)~~
2 ~~1. or 767.89 (3) (e) 1. regarding birth expenses~~ and the order specifies that the court
3 found that the obligor's income was at or below the poverty line established under
4 42 USC 9902 (2).

5 **SECTION 727.** 49.855 (4m) (b) of the statutes is amended to read:

6 49.855 (4m) (b) The department of revenue may provide a certification that it
7 receives under sub. (1), (2m), (2p), or (2r) to the department of administration. Upon
8 receipt of the certification, the department of administration shall determine
9 whether the obligor is a vendor or is receiving any other payments from this state,
10 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.
11 45.40 (1m), this chapter, or ch. 46, 108, or 301. If the department of administration
12 determines that the obligor is a vendor or is receiving payments from this state,
13 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.
14 45.40 (1m), this chapter, or ch. 46, 108, or 301, it shall begin to withhold the amount
15 certified from those payments and shall notify the obligor that the state intends to
16 reduce any payments due the obligor by the amount the obligor is delinquent under
17 the support, maintenance, or receiving and disbursing fee order or obligation, by the
18 outstanding amount for past support, or medical expenses, ~~or birth expenses~~ under
19 the court order, or by the amount due under s. 46.10 (4), 49.345 (4), or 301.12 (4). The
20 notice shall provide that within 20 days after receipt of the notice the obligor may
21 request a hearing before the circuit court rendering the order under which the
22 obligation arose. An obligor may, within 20 days after receiving notice, request a
23 hearing under this paragraph. Within 10 days after receiving a request for hearing
24 under this paragraph, the court shall set the matter for hearing. A circuit court
25 commissioner may conduct the hearing. Pending further order by the court or circuit

SENATE BILL 59**SECTION 727**

1 court commissioner, the department of children and families or its designee,
2 whichever is appropriate, may not disburse the payments withheld from the obligor.
3 The sole issues at the hearing are whether the obligor owes the amount certified and,
4 if not and it is a support or maintenance order, whether the money withheld shall be
5 paid to the obligor or held for future support or maintenance, except that the obligor's
6 ability to pay is also an issue at the hearing if the obligation relates to an order under
7 ~~s. 767.805 (4) (d) 1. or 767.89 (3) (e) 1.~~ regarding birth expenses and the order specifies
8 that the court found that the obligor's income was at or below the poverty line
9 established under 42 USC 9902 (2).

10 **SECTION 728.** 50.03 (3) (b) (intro.) of the statutes is amended to read:

11 50.03 (3) (b) (intro.) The application for a license and, except as otherwise
12 provided in this subchapter, the report of a licensee shall be in writing upon forms
13 provided by the department and shall contain such information as the department
14 requires, including the name, address and type and extent of interest of each of the
15 following persons:

16 **SECTION 729.** 50.03 (4) (c) 1. of the statutes is amended to read:

17 50.03 (4) (c) 1. A community-based residential facility license is valid until it
18 is revoked or suspended under this section. Every 24 months, on a schedule
19 determined by the department, a community-based residential facility licensee
20 shall submit through an online system prescribed by the department a biennial
21 report in the form and containing the information that the department requires,
22 including payment of ~~the fees required~~ any fee due under s. 50.037 (2) (a). If a
23 complete biennial report is not timely filed, the department shall issue a warning to
24 the licensee. The department may revoke a community-based residential facility

SENATE BILL 59**SECTION 729**

1 license for failure to timely and completely report within 60 days after the report date
2 established under the schedule determined by the department.

3 **SECTION 730.** 50.033 (2m) of the statutes is amended to read:

4 50.033 **(2m)** REPORTING. Every 24 months, on a schedule determined by the
5 department, a licensed adult family home shall submit through an online system
6 prescribed by the department a biennial report in the form and containing the
7 information that the department requires, including payment of the any fee ~~required~~
8 due under sub. (2). If a complete biennial report is not timely filed, the department
9 shall issue a warning to the licensee. The department may revoke the license for
10 failure to timely and completely report within 60 days after the report date
11 established under the schedule determined by the department.

12 **SECTION 731.** 50.034 (1) (a) of the statutes is amended to read:

13 50.034 **(1)** (a) No person may operate a residential care apartment complex that
14 provides living space for residents who are clients under s. ~~46.27 (11)~~ or 46.277 and
15 publicly funded services as a home health agency or under contract with a county
16 department under s. 46.215, 46.22, 46.23, 51.42 or 51.437 that is a home health
17 agency unless the residential care apartment complex is certified by the department
18 under this section. The department may charge a fee, in an amount determined by
19 the department, for certification under this paragraph. The amount of any fee
20 charged by the department for certification of a residential care apartment complex
21 need not be promulgated as a rule under ch. 227.

22 **SECTION 732.** 50.034 (2m) of the statutes is created to read:

23 50.034 **(2m)** REPORTING. Every 24 months, on a schedule determined by the
24 department, a residential care apartment complex shall submit through an online
25 system prescribed by the department a report in the form and containing the

SENATE BILL 59**SECTION 732**

1 information that the department requires, including payment of any fee required
2 under sub. (1). If a complete report is not timely filed, the department shall issue a
3 warning to the operator of the residential care apartment complex. The department
4 may revoke a residential care apartment complex's certification or registration for
5 failure to timely and completely report within 60 days after the report date
6 established under the schedule determined by the department.

7 **SECTION 733.** 50.034 (3) (a) 1. of the statutes is repealed.

8 **SECTION 734.** 50.034 (5m) of the statutes is amended to read:

9 50.034 (5m) PROVISION OF INFORMATION REQUIRED. ~~Subject to sub. (5p), when~~
10 When a residential care apartment complex first provides written material
11 regarding the residential care apartment complex to a prospective resident, the
12 residential care apartment complex shall also provide the prospective resident
13 information specified by the department concerning the services of a resource center
14 under s. 46.283, the family care benefit under s. 46.286, and the availability of a
15 functional screening and a financial and cost-sharing screening to determine the
16 prospective resident's eligibility for the family care benefit under s. 46.286 (1).

17 **SECTION 735.** 50.034 (5n) (intro.) of the statutes is amended to read:

18 50.034 (5n) REQUIRED REFERRAL. (intro.) ~~Subject to sub. (5p), when~~ When a
19 residential care apartment complex first provides written material regarding the
20 residential care apartment complex to a prospective resident who is at least 65 years
21 of age or has developmental disability or a physical disability and whose disability
22 or condition is expected to last at least 90 days, the residential care apartment
23 complex shall refer the prospective resident to a resource center under s. 46.283,
24 unless any of the following applies:

25 **SECTION 736.** 50.034 (5p) of the statutes is repealed.

SENATE BILL 59**SECTION 737**

1 **SECTION 737.** 50.034 (6) of the statutes is amended to read:

2 50.034 **(6)** FUNDING. Funding for supportive, personal or nursing services that
3 a person who resides in a residential care apartment complex receives, other than
4 private or 3rd-party funding, may be provided only under s. ~~46.27 (11) (e) 7.~~ or 46.277
5 (5) (e), except if the provider of the services is a certified medical assistance provider
6 under s. 49.45 or if the funding is provided as a family care benefit under ss. 46.2805
7 to 46.2895.

8 **SECTION 738.** 50.035 (4m) of the statutes is amended to read:

9 50.035 **(4m)** PROVISION OF INFORMATION REQUIRED. ~~Subject to sub. (4p), when~~
10 When a community-based residential facility first provides written material
11 regarding the community-based residential facility to a prospective resident, the
12 community-based residential facility shall also provide the prospective resident
13 information specified by the department concerning the services of a resource center
14 under s. 46.283, the family care benefit under s. 46.286, and the availability of a
15 functional screening and a financial and cost-sharing screening to determine the
16 prospective resident's eligibility for the family care benefit under s. 46.286 (1).

17 **SECTION 739.** 50.035 (4n) (intro.) of the statutes is amended to read:

18 50.035 **(4n)** REQUIRED REFERRAL. (intro.) When a community-based residential
19 facility first provides written information regarding the community-based
20 residential facility to a prospective resident who is at least 65 years of age or has
21 developmental disability or a physical disability and whose disability or condition is
22 expected to last at least 90 days, the community-based residential facility shall refer
23 the individual to a resource center under s. 46.283 ~~or, if the secretary has not certified~~
24 ~~under s. 46.281 (3) that a resource center is available in the area of the~~
25 ~~community-based residential facility to serve individuals in an eligibility group to~~

SENATE BILL 59**SECTION 739**

1 which the prospective resident belongs, to the county department that administers
2 a program under ss. 46.27 or 46.277, unless any of the following applies:

3 **SECTION 740.** 50.035 (4p) of the statutes is repealed.

4 **SECTION 741.** 50.04 (2g) (a) of the statutes is amended to read:

5 50.04 (2g) (a) Subject to sub. (2i), a A nursing home shall, within the time
6 period after inquiry by a prospective resident that is prescribed by the department
7 by rule, inform the prospective resident of the services of a resource center under s.
8 46.283, the family care benefit under s. 46.286, and the availability of a functional
9 screening and a financial and cost-sharing screening to determine the prospective
10 resident's eligibility for the family care benefit under s. 46.286 (1).

11 **SECTION 742.** 50.04 (2h) (a) (intro.) of the statutes is amended to read:

12 50.04 (2h) (a) (intro.) Subject to sub. (2i), a A nursing home shall, within the
13 time period prescribed by the department by rule, refer to a resource center under
14 s. 46.283 a person who is seeking admission, who is at least 65 years of age or has
15 developmental disability or physical disability and whose disability or condition is
16 expected to last at least 90 days, unless any of the following applies:

17 **SECTION 743.** 50.04 (2i) of the statutes is repealed.

18 **SECTION 744.** 50.04 (2m) of the statutes is repealed.

19 **SECTION 745.** 50.06 (7) of the statutes is amended to read:

20 50.06 (7) An individual who consents to an admission under this section may
21 request that an assessment be conducted for the incapacitated individual under the
22 long-term support community options program under s. 46.27 (6) or, if the secretary
23 has certified under s. 46.281 (3) that a resource center is available for the individual,
24 a functional screening and a financial and cost-sharing screening to determine
25 eligibility for the family care benefit under s. 46.286 (1). If admission is sought on

SENATE BILL 59**SECTION 745**

1 behalf of the incapacitated individual or if the incapacitated individual is about to
2 be admitted on a private pay basis, the individual who consents to the admission may
3 waive the requirement for a financial and cost-sharing screening under s. 46.283 (4)
4 (g), unless the incapacitated individual is expected to become eligible for medical
5 assistance within 6 months.

6 **SECTION 746.** 51.03 (7) of the statutes is created to read:

7 51.03 (7) From the appropriation under s. 20.435 (5) (dg), the department shall
8 award grants to regional crisis stabilization facilities for adults. The department
9 shall establish criteria for a regional crisis stabilization facility to receive a grant
10 under this subsection.

11 **SECTION 747.** 51.06 (8) (b) 6. of the statutes is amended to read:

12 51.06 (8) (b) 6. The extent of Medical Assistance provided to relocated or
13 diverted individuals that is in addition to Medical Assistance provided to the
14 individuals under s. ~~46.27 (11)~~, 46.275, 46.277, or 46.278, as a family care benefit
15 under ss. 46.2805 to 46.2895, or under any other home-based or community-based
16 program for which the department has received a waiver under 42 USC 1396n (c).

17 **SECTION 748.** 51.42 (3) (ar) 3. of the statutes is amended to read:

18 51.42 (3) (ar) 3. Plan for and establish a community developmental disabilities
19 program to deliver the services required under s. 51.437 if, under s. 51.437 (4g) (b),
20 the county board of supervisors in a county with a single-county department of
21 community programs or the county boards of supervisors in counties with a
22 multicounty department of community programs transfer the powers and duties of
23 the county department under s. 51.437 to the county department of community
24 programs. The county board of supervisors in a county with a single-county
25 department of community programs and the county boards of supervisors in counties

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1 with a multicounty department of community programs may designate the county
2 department of community programs to which these powers and duties have been
3 transferred as the administrative agency of ~~the long-term support community~~
4 ~~options program under s. 46.27 (3) (b) 1. and 5.~~ and the community integration
5 programs under ss. 46.275, 46.277 and 46.278.

6 **SECTION 749.** 51.421 (1) of the statutes is amended to read:

7 51.421 (1) PURPOSE. In order to provide the least restrictive and most
8 appropriate care and treatment for persons with serious and persistent mental
9 illness, community support programs should be available in all parts of the state.
10 In order to integrate community support programs with other long-term care
11 programs, community support programs shall be coordinated, to the greatest extent
12 possible, ~~with the community options program under s. 46.27,~~ with the protective
13 services system in a county, with the medical assistance program under subch. IV of
14 ch. 49 and with other care and treatment programs for persons with serious and
15 persistent mental illness.

16 **SECTION 750.** 51.422 (1) of the statutes is amended to read:

17 51.422 (1) PROGRAM CREATION. The department shall create 2 or 3 new, regional
18 comprehensive opioid treatment programs, and in the 2017-19 fiscal biennium,
19 shall create 2 or 3 additional regional comprehensive opioid and methamphetamine
20 treatment programs, to provide treatment for opioid and opiate addiction and
21 methamphetamine addiction in underserved, high-need areas. The department
22 shall obtain and review proposals for opioid and methamphetamine treatment
23 programs in accordance with its request-for-proposal procedures. ~~A program under~~
24 ~~this section may not offer methadone treatment.~~

25 **SECTION 751.** 51.422 (2) of the statutes is amended to read:

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1 51.422 (2) PROGRAM COMPONENTS. An opioid or methamphetamine treatment
2 program created under this section shall offer an assessment to individuals in need
3 of service to determine what type of treatment is needed. The program shall
4 transition individuals to a certified residential program, if that level of treatment is
5 necessary. The program shall provide counseling, medication-assisted treatment,
6 including ~~both long-acting opioid antagonist and partial agonist~~ medications that
7 have been approved by the federal food and drug administration ~~if~~ for treating opioid
8 addiction, and abstinence-based treatment. The program shall transition
9 individuals who have completed treatment to county-based or private
10 post-treatment care.

11 **SECTION 752.** 51.441 of the statutes is created to read:

12 **51.441 Comprehensive mental health consultation program.** The
13 department shall convene a statewide group of interested persons, including at least
14 one representative of the Medical College of Wisconsin, to develop a concept paper,
15 business plan, and standards for a comprehensive mental health consultation
16 program that incorporates general psychiatry, geriatric psychiatry, addiction
17 medicine and psychiatry, a perinatal psychiatry consultation program, and the child
18 psychiatry consultation program under s. 51.442.

19 **SECTION 753.** 54.21 (2) (g) of the statutes is amended to read:

20 54.21 (2) (g) The current and likely future effect of the proposed transfer of
21 assets on the ward's eligibility for public benefits, including medical assistance ~~or a~~
22 ~~benefit under s. 46.27.~~

23 **SECTION 754.** 54.34 (1) (k) of the statutes is amended to read:

24 54.34 (1) (k) Whether the proposed ward is a recipient of a public benefit,
25 including medical assistance ~~or a benefit under s. 46.27.~~

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1 **SECTION 755.** 59.17 (2) (b) 7. of the statutes is repealed.

2 **SECTION 756.** 59.40 (4) of the statutes is amended to read:

3 **59.40 (4) CLERK OF CIRCUIT COURT; DEBT COLLECTOR CONTRACT.** If authorized by
4 the board under s. 59.52 (28), the clerk of circuit court may contract with a debt
5 collector, as defined in s. 427.103 (3), or enter into an agreement with the department
6 of revenue under s. 71.93 (8) for the collection of debt. Any contract entered into with
7 a debt collector shall provide that the debt collector shall be paid from the proceeds
8 recovered by the debt collector. Any contract entered into with the department shall
9 provide that the department shall charge a collection fee, as provided under s. 71.93
10 (8) (b) ~~1. (am).~~ The net proceeds received by the clerk of circuit court after the
11 payment to the debt collector shall be considered the amount of debt collected for
12 purposes of distribution to the state and county under sub. (2) (m).

13 **SECTION 757.** 59.52 (6) (a) of the statutes is amended to read:

14 **59.52 (6) (a) *How acquired; purposes.*** Take and hold land acquired under ch.
15 75 and acquire, lease or rent property, real and personal, for public uses or purposes
16 of any nature, including without limitation acquisitions for county buildings,
17 airports, parks, recreation, highways, dam sites in parks, parkways and
18 playgrounds, flowages, sewage and waste disposal for county institutions, lime pits
19 for operation under s. 59.70 (24), equipment for clearing and draining land and
20 controlling weeds for operation under s. 59.70 (18), ambulances, acquisition and
21 transfer of real property to the state for new collegiate institutions or research
22 facilities, and for transfer to the state for state parks and for the uses and purposes
23 specified in s. 23.09 (2) (d). ~~The power of condemnation may not be used to acquire~~
24 ~~property for the purpose of establishing or extending a recreational trail; a bicycle~~

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1 way, as defined in s. 340.01 (5s); a bicycle lane, as defined in s. 340.01 (5e); or a
2 pedestrian way, as defined in s. 346.02 (8) (a).

3 **SECTION 758.** 59.54 (25) (a) (intro.) of the statutes is amended to read:

4 59.54 (25) (a) (intro.) The board may enact and enforce an ordinance to prohibit
5 the possession of more than 25 grams of marijuana, as defined in s. 961.01 (14),
6 subject to par. (c) and the exceptions in s. 961.41 (3g) (intro.), and provide a forfeiture
7 for a violation of the ordinance; except that if. Any ordinance enacted under this
8 paragraph shall provide a person who is prosecuted under it with the defenses that
9 the person has under s. 961.436 to prosecutions under s. 961.41 (1) (h), (1m) (h), or
10 (3g) (e). If a complaint is issued regarding an allegation of alleging possession of more
11 than 25 grams of marijuana, or possession of any amount of marijuana following a
12 conviction in this state for possession of more than 25 grams of marijuana, the
13 subject of the complaint may not be prosecuted under this subsection for the same
14 action that is the subject of the complaint unless all of the following occur:

15 **SECTION 759.** 59.54 (25) (c) of the statutes is created to read:

16 59.54 (25) (c) A person may not be prosecuted under an ordinance enacted
17 under par. (a) if, under s. 968.072 (2) or (4) (b), the person would not be subject to
18 prosecution under s. 961.41 (3g) (e).

19 **SECTION 760.** 59.54 (25m) of the statutes is amended to read:

20 59.54 (25m) DRUG PARAPHERNALIA. The board may enact an ordinance to
21 prohibit conduct that is the same as that prohibited by s. 961.573 (1) or (2), 961.574
22 (1) or (2), or 961.575 (1) or (2) and provide a forfeiture for violation of the ordinance.
23 Any ordinance enacted under this subsection shall provide a person prosecuted
24 under it with the defenses that the person has under s. 961.5755 to prosecutions
25 under s. 961.573 (1), 961.574 (1), or 961.575 (1). A person may not be prosecuted

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1 under an ordinance enacted under this subsection if, under s. 968.072 (3) or (4) (b),
2 the person would not be subject to prosecution under s. 961.573 (1), 961.574 (1), or
3 961.575 (1). The board may enforce an ordinance enacted under this subsection in
4 any municipality within the county.

5 **SECTION 761.** 59.796 of the statutes is repealed.

6 **SECTION 762.** 60.782 (2) (d) of the statutes is amended to read:

7 60.782 (2) (d) Lease or acquire, including by condemnation, any real property
8 situated in this state that may be needed for the purposes of s. 23.09 (19), 23.094 (3g)
9 or 30.275 (4). ~~The power of condemnation may not used to acquire property for the~~
10 ~~purpose of establishing or extending a recreational trail; a bicycle way, as defined in~~
11 ~~s. 340.01 (5s); a bicycle lane, as defined in s. 340.01 (5e); or a pedestrian way, as~~
12 ~~defined in s. 346.02 (8) (a).~~

13 **SECTION 763.** 61.34 (3) (a) of the statutes is renumbered 61.34 (3) and amended
14 to read:

15 61.34 (3) ACQUISITION AND DISPOSAL OF PROPERTY. ~~Except as provided in par. (b),~~
16 ~~the~~ The village board may acquire property, real or personal, within or outside the
17 village, for parks, libraries, recreation, beautification, streets, water systems,
18 sewage or waste disposal, harbors, improvement of watercourses, public grounds,
19 vehicle parking areas, and for any other public purpose; may acquire real property
20 within or contiguous to the village, by means other than condemnation, for industrial
21 sites; may improve and beautify the same; may construct, own, lease and maintain
22 buildings on such property for instruction, recreation, amusement and other public
23 purposes; and may sell and convey such property. Condemnation shall be as
24 provided by ch. 32.

25 **SECTION 764.** 61.34 (3) (b) of the statutes is repealed.

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1 **SECTION 765.** 62.22 (1) (a) of the statutes is renumbered 62.22 (1) and amended
2 to read:

3 **62.22 (1) PURPOSES.** ~~Except as provided in par. (b), the~~ The governing body of
4 any city may by gift, purchase or condemnation acquire property, real or personal,
5 within or outside the city, for parks, recreation, water systems, sewage or waste
6 disposal, airports or approaches thereto, cemeteries, vehicle parking areas, and for
7 any other public purpose; may acquire real property within or contiguous to the city,
8 by means other than condemnation, for industrial sites; may improve and beautify
9 the same; may construct, own, lease and maintain buildings on such property for
10 public purposes; and may sell and convey such property. The power of condemnation
11 for any such purpose shall be as provided by ch. 32.

12 **SECTION 766.** 62.22 (1) (b) of the statutes is repealed.

13 **SECTION 767.** 62.23 (17) (a) (intro.) of the statutes is amended to read:

14 **62.23 (17) (a) (intro.)** ~~Except as provided in par. (am), cities~~ Cities may acquire
15 by gift, lease, purchase, or condemnation any lands within its corporate limits for
16 establishing, laying out, widening, enlarging, extending, and maintaining memorial
17 grounds, streets, squares, parkways, boulevards, parks, playgrounds, sites for public
18 buildings, and reservations in and about and along and leading to any or all of the
19 same or any lands adjoining or near to such city for use, sublease, or sale for any of
20 the following purposes:

21 **SECTION 768.** 62.23 (17) (am) of the statutes is repealed.

22 **SECTION 769.** 62.53 of the statutes is repealed.

23 **SECTION 770.** 63.23 (1) of the statutes is amended to read:

24 **63.23 (1)** The city service commission shall classify all offices and positions in
25 the city service, excepting those subject to the exemptions of s. 63.27 ~~and those~~

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1 ~~subject to an exclusion under s. 119.33 (2) (e) 1. or 119.9002 (5) (a),~~ according to the
2 duties and responsibilities of each position. Classification shall be so arranged that
3 all positions ~~which~~ that in the judgment of the commission are substantially the
4 same with respect to authority, responsibility, and character of work are included in
5 the same class. From time to time the commission may reclassify positions upon a
6 proper showing that the position belongs to a different class.

7 **SECTION 771.** 66.0107 (1) (bm) of the statutes is amended to read:

8 66.0107 (1) (bm) Enact and enforce an ordinance to prohibit the possession of
9 more than 25 grams of marijuana, as defined in s. 961.01 (14), subject to the
10 exceptions in s. 961.41 (3g) (intro.), and provide a forfeiture for a violation of the
11 ordinance; ~~except that if.~~ Any ordinance enacted under this paragraph shall provide
12 a person who is prosecuted under it with the defenses that the person has under s.
13 961.436 to prosecutions under s. 961.41 (1) (h), (1m) (h), or (3g) (e). If a complaint
14 is issued ~~regarding an allegation of alleging~~ possession of more than 25 grams of
15 marijuana, ~~or possession of any amount of marijuana following a conviction in this~~
16 state for possession of more than 25 grams of marijuana, the subject of the complaint
17 may not be prosecuted under this paragraph for the same action that is the subject
18 of the complaint unless the charges are dismissed or the district attorney declines
19 to prosecute the case.

20 **SECTION 772.** 66.0107 (1) (bp) of the statutes is amended to read:

21 66.0107 (1) (bp) Enact and enforce an ordinance to prohibit conduct that is the
22 same as that prohibited by s. 961.573 (1) or (2), 961.574 (1) or (2), or 961.575 (1) or
23 (2) and provide a forfeiture for violation of the ordinance. Any ordinance enacted
24 under this paragraph shall provide a person prosecuted under it with the defenses
25 that the person has under s. 961.575 to prosecutions under s. 961.573 (1), 961.574

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1 (1), or 961.575 (1). A person may not be prosecuted under an ordinance enacted
2 under this paragraph if, under s. 968.072 (3) or (4) (b), the person would not be subject
3 to prosecution under s. 961.573 (1), 961.574 (1), or 961.575 (1).

4 **SECTION 773.** 66.0129 (5) of the statutes is amended to read:

5 66.0129 (5) BIDS FOR CONSTRUCTION. The nonprofit corporation shall let all
6 contracts exceeding \$1,000 for the construction, maintenance or repair of hospital
7 facilities to the lowest responsible bidder after advertising for bids by the publication
8 of a class 2 notice under ch. 985. ~~Section~~ Sections 66.0901 applies and 66.0903 apply
9 to bids and contracts under this subsection.

10 **SECTION 774.** 66.0134 of the statutes is repealed.

11 **SECTION 775.** 66.0137 (4) of the statutes is amended to read:

12 66.0137 (4) SELF-INSURED HEALTH PLANS. If a city, including a 1st class city, or
13 a village provides health care benefits under its home rule power, or if a town
14 provides health care benefits, to its officers and employees on a self-insured basis,
15 the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),
16 632.728, 632.746 (1) and (10) (a) 2. and (b) 2., 632.747 (3), 632.798, 632.85, 632.853,
17 632.855, 632.867, 632.87 (4) to (6), 632.885, 632.89, 632.895 (9) (8) to (17), 632.896,
18 and 767.513 (4).

19 **SECTION 776.** 66.0301 (1) (a) of the statutes is amended to read:

20 66.0301 (1) (a) Except as provided in pars. (b) and (c), in this section,
21 “municipality” means the state or any department or agency thereof, or any city,
22 village, town, county, or school district, ~~the opportunity schools and partnership~~
23 ~~programs under subch. IX of ch. 115 and subch. II of ch. 119, the superintendent of~~
24 ~~schools opportunity schools and partnership program under s. 119.33, or any public~~
25 library system, public inland lake protection and rehabilitation district, sanitary

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1 district, farm drainage district, metropolitan sewerage district, sewer utility district,
2 solid waste management system created under s. 59.70 (2), local exposition district
3 created under subch. II of ch. 229, local professional baseball park district created
4 under subch. III of ch. 229, local professional football stadium district created under
5 subch. IV of ch. 229, local cultural arts district created under subch. V of ch. 229,
6 long-term care district under s. 46.2895, water utility district, mosquito control
7 district, municipal electric company, county or city transit commission, commission
8 created by contract under this section, taxation district, regional planning
9 commission, housing authority created under s. 66.1201, redevelopment authority
10 created under s. 66.1333, community development authority created under s.
11 66.1335, or city-county health department.

12 **SECTION 777.** 66.0408 (2) (d) of the statutes is repealed.

13 **SECTION 778.** 66.0414 of the statutes is created to read:

14 **66.0414 Cultivation of tetrahydrocannabinols.** No village, town, city, or
15 county may enact or enforce an ordinance or a resolution that prohibits cultivating
16 tetrahydrocannabinols or cannabis if the cultivation is by one of the following:

17 (1) A dispensary, as defined in s. 94.57 (1) (a).

18 (2) A person who is cultivating tetrahydrocannabinols for medication with
19 tetrahydrocannabinols, as defined in s. 146.44 (1) (c), if the amount of cannabis does
20 not exceed the maximum authorized amount, as defined in s. 961.01 (14c).

21 (3) An entity that is cultivating cannabis for distribution as permitted under
22 policies determined under s. 94.57 (2) and rules promulgated under s. 94.57 (9).

23 **SECTION 779.** 66.0422 (1) (e) of the statutes is created to read:

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1 66.0422 (1) (e) “Underserved area” means an area of this state in which
2 households or businesses lack access to broadband service of at least 25 megabits per
3 second download speed and 3 megabits per second upload speed.

4 **SECTION 780.** 66.0422 (1) (f) of the statutes is created to read:

5 66.0422 (1) (f) “Unserved area” means an area of this state in which households
6 or businesses lack access to broadband service of at least 10 megabits per second
7 download speed and one megabit per second upload speed.

8 **SECTION 781.** 66.0422 (2) (c) of the statutes is amended to read:

9 66.0422 (2) (c) No less than 30 days before the public hearing, the local
10 government prepares and makes available for public inspection a report estimating
11 the total costs of, and revenues derived from, constructing, owning, or operating the
12 facility and including a cost-benefit analysis of the facility for a period of at least 3
13 years. The If the facility is other than a broadband facility that is intended to serve
14 an underserved or unserved area, the costs that are subject to this paragraph include
15 personnel costs and costs of acquiring, installing, maintaining, repairing, or
16 operating any plant or equipment, and include an appropriate allocated portion of
17 costs of personnel, plant, or equipment that are used to provide jointly both
18 telecommunications services and other services.

19 **SECTION 782.** 66.0422 (3d) (intro.) of the statutes is amended to read:

20 66.0422 (3d) (intro.) Subsection (2) does not apply to a facility for providing
21 broadband service to an area within the boundaries of a local government if the local
22 government asks, in writing, each person that provides broadband service within the
23 boundaries of the local government whether the person currently provides
24 broadband service to the area and, if the area is not an underserved or unserved area,
25 whether the person intends to provide broadband service to the area within 9

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1 months, or, if the area is an underserved or unserved area, whether the person
2 actively plans to provide broadband service to the area within 3 months and any of
3 the following are satisfied:

4 **SECTION 783.** 66.0422 (3d) (a) of the statutes is amended to read:

5 66.0422 (3d) (a) ~~The local government asks, in writing, each person that~~
6 ~~provides broadband service within the boundaries of the local government whether~~
7 ~~the person currently provides broadband service to the area or intends to provide~~
8 ~~broadband service within 9 months to the area and within 60 days after receiving the~~
9 ~~written request no person responds in writing to the~~ The local government does not
10 receive a response in writing that the a person currently provides broadband service
11 to the area or intends or actively plans to provide broadband service to the area
12 within ~~9 months~~ the relevant time period.

13 **SECTION 784.** 66.0422 (3d) (b) of the statutes is amended to read:

14 66.0422 (3d) (b) ~~The local government determines that a person who responded~~
15 ~~to a written request under par. (a) that the person currently provides broadband~~
16 ~~service to the area did not actually provide broadband service to the area and no other~~
17 ~~person makes the response responds to the local government described in par. (a).~~

18 **SECTION 785.** 66.0422 (3d) (c) of the statutes is amended to read:

19 66.0422 (3d) (c) ~~The local government determines that a person who responded~~
20 ~~to a written request under par. (a) that the person intended or actively planned to~~
21 ~~provide broadband service to the area within ~~9 months~~ the relevant time period did~~
22 ~~not actually provide broadband service to the area within ~~9 months~~ the relevant time~~
23 ~~period and no other person makes the response responds to the local government~~
24 ~~described in par. (a).~~

25 **SECTION 786.** 66.0422 (3m) (b) of the statutes is amended to read:

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1 66.0422 (3m) (b) The municipality itself does not use the facility to provide
2 broadband service to end users. This paragraph does not apply to a facility that is
3 intended to serve an underserved or unserved area.

4 **SECTION 787.** 66.0422 (3m) (c) of the statutes is amended to read:

5 66.0422 (3m) (c) The municipality determines that, at the time that the
6 municipality authorizes the construction, ownership, or operation of the facility,
7 whichever occurs first, the facility does not compete with more than one provider of
8 broadband service. This paragraph does not apply to a facility that is intended to
9 serve an underserved or unserved area.

10 **SECTION 788.** 66.0602 (1) (ak) of the statutes is created to read:

11 66.0602 (1) (ak) “Joint emergency dispatch center” means an operation that
12 serves as the dispatch center for 2 or more political subdivisions’ law enforcement,
13 fire, emergency medical services, or any other emergency services.

14 **SECTION 789.** 66.0602 (1) (d) of the statutes is amended to read:

15 66.0602 (1) (d) “Valuation factor” means a percentage equal to the greater of
16 either the percentage change in the political subdivision’s January 1 equalized value
17 due to new construction less improvements removed between the previous year and
18 the current or zero 2 percent.

19 **SECTION 790.** 66.0602 (2m) (a) of the statutes is renumbered 66.0602 (2m).

20 **SECTION 791.** 66.0602 (2m) (b) of the statutes is repealed.

21 **SECTION 792.** 66.0602 (3) (e) 10. of the statutes is created to read:

22 66.0602 (3) (e) 10. The amount that a political subdivision levies in that year
23 to pay for charges assessed by a joint emergency dispatch center, but only to the
24 extent that such charges would cause the political subdivision to exceed the limit
25 that is otherwise applicable under this section and only if all of the following apply:

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1 a. The total charges assessed by the joint emergency dispatch center for the
2 current year increase, relative the total charges assessed by the joint emergency
3 dispatch center for the previous year, by a percentage that is less than or equal to the
4 percentage change in the U.S. consumer price index for all urban consumers, U.S.
5 city average, as determined by the U.S. department of labor, for the 12 months
6 ending on September 30 of the year of the levy, plus 1 percent.

7 b. The governing body of each political subdivision that is served by the joint
8 emergency dispatch center adopts a resolution in favor of exceeding the limit that is
9 otherwise applicable under this section.

10 **SECTION 793.** 66.0602 (3) (h) 2. a. of the statutes is amended to read:

11 66.0602 (3) (h) 2. a. The total charges assessed by the joint fire department for
12 the current year increase, relative to the total charges assessed by the joint fire
13 department for the previous year, by a percentage that is less than or equal to the
14 percentage change in the U.S. consumer price index for all urban consumers, U.S.
15 city average, as determined by the U.S. department of labor, for the 12 months
16 ending on September 30 of the year of the levy, plus ~~2~~ 1 percent.

17 **SECTION 794.** 66.0602 (3) (n) of the statutes is created to read:

18 66.0602 (3) (n) 1. Subject to subd. 2., the limit otherwise applicable under this
19 section does not apply to the amount that a political subdivision levies in that year
20 for operating and capital costs directly related to the provision of new or enhanced
21 transit services across adjacent county borders or across adjacent municipal borders.
22 For costs to be eligible for the exception under this paragraph, the starting date for
23 the new or enhanced transit services must be on or after the effective date of this
24 subdivision [LRB inserts date], and the costs to which the levy applies must be
25 described in the agreement under subd. 2.

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1 2. A political subdivision may not use the exception under this paragraph
2 unless all of the following apply:

3 a. The political subdivisions between which the new or enhanced transit routes
4 operate have entered into an intergovernmental cooperation agreement under s.
5 66.0301 to provide for the new or enhanced transit services. The agreement shall
6 describe the services and the amounts that must be levied to pay for those services.

7 b. The agreement described in subd. 2. a. is approved in a referendum, by the
8 electors in each political subdivision that is a party to the agreement, to be held at
9 the next succeeding spring primary or election or partisan primary or general
10 election to be held not earlier than 70 days after the adoption of the agreement by
11 all of the parties to the agreement. The governing body shall file the resolution to
12 be submitted to the electors as provided in s. 8.37.

13 **SECTION 795.** 66.0615 (1m) (f) 2. of the statutes is amended to read:

14 66.0615 (1m) (f) 2. Sections 77.51 (12m), ~~(13)~~, (14), (14g), (15a), and (15b), and
15 ~~(17)~~, 77.52 (3), ~~(3m)~~, (13), (14), (18), and (19), 77.522, ~~77.523~~, 77.58 (1) to (5), (6m),
16 and (7), 77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (8), (9), (12) to (15), and (19m), and
17 77.62, as they apply to the taxes under subch. III of ch. 77, apply to the tax described
18 under subd. 1.

19 **SECTION 796.** 66.0615 (1m) (g) of the statutes is created to read:

20 66.0615 (1m) (g) Sections 77.52 (3m) and 77.523, as they apply to the taxes
21 under subch. III of ch. 77, shall apply to the tax imposed under par. (a) by a
22 municipality.

23 **SECTION 797.** 66.0901 (1) (ae) of the statutes is repealed.

24 **SECTION 798.** 66.0901 (1) (am) of the statutes is repealed.

25 **SECTION 799.** 66.0901 (6) of the statutes is amended to read:

SENATE BILL 59**SECTION 799**

1 66.0901 (6) SEPARATION OF CONTRACTS; CLASSIFICATION OF CONTRACTORS. In public
2 contracts for the construction, repair, remodeling or improvement of a public
3 building or structure, other than highway structures and facilities, a municipality
4 may bid projects based on a single or multiple division of the work. Public contracts
5 shall be awarded according to the division of work selected for bidding. ~~Except as~~
6 ~~provided in sub. (6m), the~~ The municipality may set out in any public contract
7 reasonable and lawful conditions as to the hours of labor, wages, residence, character
8 and classification of workers to be employed by any contractor, classify contractors
9 as to their financial responsibility, competency and ability to perform work and set
10 up a classified list of contractors. The municipality may reject the bid of any person,
11 if the person has not been classified for the kind or amount of work in the bid.

12 **SECTION 800.** 66.0901 (6m) of the statutes is repealed.

13 **SECTION 801.** 66.0901 (6s) of the statutes is repealed.

14 **SECTION 802.** 66.0903 (1) (a), (am), (b), (cm), (dr), (em), (hm) and (im) of the
15 statutes are created to read:

16 66.0903 (1) (a) “Area” means the county in which a proposed project of public
17 works that is subject to this section is located or, if the department determines that
18 there is insufficient wage data in that county, “area” means those counties that are
19 contiguous to that county or, if the department determines that there is insufficient
20 wage data in those counties, “area” means those counties that are contiguous to those
21 counties or, if the department determines that there is insufficient wage data in those
22 counties, “area” means the entire state or, if the department is requested to review
23 a determination under sub. (3) (br), “area” means the city, village, or town in which
24 a proposed project of public works that is subject to this section is located.

25 (am) “Bona fide economic benefit” has the meaning given in s. 103.49 (1) (am).

SENATE BILL 59**SECTION 802**

1 (b) "Department" means the department of workforce development.

2 (cm) "Insufficient wage data" has the meaning given in s. 103.49 (1) (bg).

3 (dr) "Minor service or maintenance work" means a project of public works that
4 is limited to minor crack filling, chip or slurry sealing, or other minor pavement
5 patching, not including overlays, that has a projected life span of no longer than 5
6 years or that is performed for a town and is not funded under s. 86.31, regardless of
7 projected life span; the depositing of gravel on an existing gravel road applied solely
8 to maintain the road; road shoulder maintenance; cleaning of drainage or sewer
9 ditches or structures; or any other limited, minor work on public facilities or
10 equipment that is routinely performed to prevent breakdown or deterioration.

11 (em) "Multiple-trade project of public works" has the meaning given in s.
12 103.49 (1) (br).

13 (hm) "Single-trade project of public works" has the meaning given in s. 103.49
14 (1) (em).

15 (im) "Supply and installation contract" has the meaning given in s. 103.49 (1)
16 (fm).

17 **SECTION 803.** 66.0903 (1) (c) of the statutes is amended to read:

18 66.0903 (1) (c) "Hourly basic rate of pay" has the meaning given in s. ~~16.856~~
19 103.49 (1) (b), ~~2015 stats.~~

20 **SECTION 804.** 66.0903 (1) (f) of the statutes is amended to read:

21 66.0903 (1) (f) "Prevailing hours of labor" has the meaning given in s. ~~16.856~~
22 103.49 (1) (e), ~~2015 stats.~~ (c).

23 **SECTION 805.** 66.0903 (1) (g) of the statutes is repealed and recreated to read:

24 66.0903 (1) (g) 1. "Prevailing wage rate" has the meaning given in s. 103.49 (1)
25 (d).

SENATE BILL 59**SECTION 806**

1 **SECTION 806.** 66.0903 (1) (j) of the statutes is amended to read:

2 66.0903 (1) (j) “Truck driver” ~~includes an owner-operator of a truck~~ has the
3 meaning given in s. 103.49 (1) (g).

4 **SECTION 807.** 66.0903 (1m) (b) of the statutes is amended to read:

5 66.0903 (1m) (b) The legislature finds that the enactment of ordinances or
6 other enactments by local governmental units requiring laborers, workers,
7 mechanics, and truck drivers employed on projects of public works or on publicly
8 funded private construction projects to be paid the prevailing wage rate and to be
9 paid at least 1.5 times their hourly basic rate of pay for hours worked in excess of the
10 prevailing hours of labor would be logically inconsistent with, would defeat the
11 purpose of, and would go against the ~~repeals~~ spirit of this section and the repeal
12 s. 66.0904, 2009 stats., and s. 66.0903 (2) to (12), 2013 stats. Therefore, this section
13 shall be construed as an enactment of statewide concern for the ~~purposes of~~
14 ~~facilitating broader participation with respect to bidding on projects of public works,~~
15 ~~ensuring that wages accurately reflect market conditions, providing local~~
16 ~~governments with the flexibility to reduce costs on capital projects, and reducing~~
17 ~~spending at all levels of government in this state~~ purpose of providing uniform
18 prevailing wage rate and prevailing hours of labor requirements throughout the
19 state.

20 **SECTION 808.** 66.0903 (2) to (12) of the statutes are created to read:

21 66.0903 (2) APPLICABILITY. Subject to sub. (5), this section applies to any project
22 of public works erected, constructed, repaired, remodeled, or demolished for a local
23 governmental unit, including all of the following:

24 (a) A highway, street, bridge, building, or other infrastructure project.

SENATE BILL 59**SECTION 808**

1 (b) A project erected, constructed, repaired, remodeled, or demolished by one
2 local governmental unit for another local governmental unit under a contract under
3 s. 66.0301 (2), 83.03, 83.035, or 86.31 (2) (b) or under any other statute specifically
4 authorizing cooperation between local governmental units.

5 (c) A project in which the completed facility is leased, purchased, lease
6 purchased, or otherwise acquired by, or dedicated to, a local governmental unit in lieu
7 of the local governmental unit contracting for the erection, construction, repair,
8 remodeling, or demolition of the facility.

9 (d) A road, street, bridge, sanitary sewer, or water main project in which the
10 completed road, street, bridge, sanitary sewer, or water main is acquired by, or
11 dedicated to, a local governmental unit, including under s. 236.13 (2), for ownership
12 or maintenance by the local governmental unit.

13 **(3) PREVAILING WAGE RATES AND HOURS OF LABOR.** (am) A local governmental unit,
14 before making a contract by direct negotiation or soliciting bids on a contract for the
15 erection, construction, remodeling, repairing, or demolition of any project of public
16 works, shall apply to the department to determine the prevailing wage rate for each
17 trade or occupation required in the work contemplated. The department shall
18 conduct investigations and hold public hearings as necessary to define the trades or
19 occupations that are commonly employed on projects of public works that are subject
20 to this section and to inform itself of the prevailing wage rates in all areas of the state
21 for those trades or occupations, in order to determine the prevailing wage rate for
22 each trade or occupation. The department shall issue its determination within 30
23 days after receiving the request and shall file the determination with the requesting
24 local governmental unit.

SENATE BILL 59**SECTION 808**

1 (ar) The department shall, by January 1 of each year, compile the prevailing
2 wage rates for each trade or occupation in each area. The compilation shall, in
3 addition to the current prevailing wage rates, include future prevailing wage rates
4 when those prevailing wage rates can be determined for any trade or occupation in
5 any area and shall specify the effective date of those future prevailing wage rates.
6 If a project of public works extends into more than one area, the department shall
7 determine only one standard of prevailing wage rates for the entire project.

8 (av) In determining prevailing wage rates under par. (am) or (ar), the
9 department may not use data from projects that are subject to this section, s. 103.49
10 or 103.50, or 40 USC 3142 unless the department determines that there is
11 insufficient wage data in the area to determine those prevailing wage rates, in which
12 case the department may use data from projects that are subject to this section, s.
13 103.49 or 103.50, or 40 USC 3142. In determining prevailing wage rates under par.
14 (am) or (ar), the department may not use data from any construction work that is
15 performed by a local governmental unit or a state agency.

16 (bm) Any person may request a recalculation of any portion of an initial
17 determination within 30 days after the initial determination date if the person
18 submits evidence with the request showing that the prevailing wage rate for any
19 given trade or occupation included in the initial determination does not represent the
20 prevailing wage rate for that trade or occupation in the area. The evidence shall
21 include wage rate information reflecting work performed by individuals working in
22 the contested trade or occupation in the area during the current survey period. The
23 department shall affirm or modify the initial determination within 15 days after the
24 date on which the department receives the request for recalculation.

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1 (br) In addition to the recalculation under par. (bm), the local governmental
2 unit that requested the determination under this subsection may request a review
3 of any portion of a determination within 30 days after the date of issuance of the
4 determination if the local governmental unit submits evidence with the request
5 showing that the prevailing wage rate for any given trade or occupation included in
6 the determination does not represent the prevailing wage rate for that trade or
7 occupation in the city, village, or town in which the proposed project of public works
8 is located. That evidence shall include wage rate information for the contested trade
9 or occupation on at least 3 similar projects located in the city, village, or town where
10 the proposed project of public works is located and on which some work has been
11 performed during the current survey period and which were considered by the
12 department in issuing its most recent compilation under par. (ar). The department
13 shall affirm or modify the determination within 15 days after the date on which the
14 department receives the request for review.

15 (dm) A local governmental unit that is subject to this section shall include a
16 reference to the prevailing wage rates determined by the department and to the
17 prevailing hours of labor in the notice published for the purpose of securing bids for
18 the project of public works. Except as otherwise provided in this paragraph, if any
19 contract or subcontract for a project of public works is entered into, the prevailing
20 wage rates determined by the department and the prevailing hours of labor shall be
21 physically incorporated into and made a part of the contract or subcontract. For a
22 minor subcontract, as determined by the department, the department shall
23 prescribe by rule the method of notifying the minor subcontractor of the prevailing
24 wage rates and prevailing hours of labor applicable to the minor subcontract. The
25 prevailing wage rates and prevailing hours of labor applicable to a contract or

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1 subcontract may not be changed during the time that the contract or subcontract is
2 in force.

3 (e) No contractor, subcontractor, or contractor or subcontractor's agent that is
4 subject to this section may do any of the following:

5 1. Pay an individual performing the work described in sub. (4) less than the
6 prevailing wage rate in the same or most similar trade or occupation determined
7 under this subsection.

8 2. Allow an individual performing the work described in sub. (4) to work a
9 greater number of hours per day or per week than the prevailing hours of labor,
10 unless the contractor, subcontractor, or contractor or subcontractor's agent pays the
11 individual for all hours worked in excess of the prevailing hours of labor at a rate of
12 at least 1.5 times the individual's hourly basic rate of pay.

13 **(4) COVERED EMPLOYEES.** (a) Subject to par. (b), any person subject to this
14 section shall pay all of the following employees the prevailing wage rate determined
15 under sub. (3) and may not allow such employees to work a greater number of hours
16 per day or per week than the prevailing hours of labor, unless the person pays the
17 employee for all hours worked in excess of the prevailing hours of labor at a rate of
18 at least 1.5 times the employee's hourly basic rate of pay:

19 1. All laborers, workers, mechanics, and truck drivers employed on the site of
20 a project of public works that is subject to this section.

21 2. All laborers, workers, mechanics, and truck drivers employed in the
22 manufacturing or furnishing of materials, articles, supplies, or equipment on the site
23 of a project of public works that is subject to this section or from a facility dedicated
24 exclusively, or nearly so, to a project of public works that is subject to this section by

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1 a contractor, subcontractor, agent, or other person performing any work on the site
2 of the project.

3 (b) A laborer, worker, mechanic, or truck driver who is employed to process,
4 manufacture, pick up, or deliver materials or products from a commercial
5 establishment that has a fixed place of business from which the establishment
6 supplies processed or manufactured materials or products or from a facility that is
7 not dedicated exclusively, or nearly so, to a project of public works that is subject to
8 this section is not entitled to receive the prevailing wage rate determined under sub.
9 (3) or to receive at least 1.5 times his or her hourly basic rate of pay for all hours
10 worked in excess of the prevailing hours of labor unless any of the following applies:

11 1. The laborer, worker, mechanic, or truck driver is employed to go to the source
12 of mineral aggregate such as sand, gravel, or stone and deliver that mineral
13 aggregate to the site of a project of public works that is subject to this section by
14 depositing the material directly in final place, from the transporting vehicle or
15 through spreaders from the transporting vehicle.

16 2. The laborer, worker, mechanic, or truck driver is employed to go to the site
17 of a project of public works that is subject to this section, pick up excavated material
18 or spoil from the site of the project, and transport that excavated material or spoil
19 away from the site of the project.

20 (c) A person subject to this section shall pay a truck driver who is an
21 owner-operator of a truck separately for his or her work and for the use of his or her
22 truck.

23 **(5) NONAPPLICABILITY.** This section does not apply to any of the following:

24 (a) A single-trade project of public works for which the estimated project cost
25 of completion is less than \$48,000, a multiple-trade project of public works for which

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1 the estimated project cost of completion is less than \$100,000, or, in the case of a
2 multiple-trade project of public works erected, constructed, repaired, remodeled, or
3 demolished by a private contractor for a city or village having a population of less
4 than 2,500 or for a town, a multiple-trade project of public works for which the
5 estimated project cost of completion is less than \$234,000.

6 (b) Work performed on a project of public works for which the local
7 governmental unit contracting for the project is not required to compensate any
8 contractor, subcontractor, contractor's or subcontractor's agent, or individual for
9 performing the work.

10 (c) Minor service or maintenance work, warranty work, or work under a supply
11 and installation contract.

12 (f) A project of public works involving the erection, construction, repair,
13 remodeling, or demolition of a residential property containing 2 dwelling units or
14 less.

15 (g) A road, street, bridge, sanitary sewer, or water main project that is a part
16 of a development in which not less than 90 percent of the lots contain or will contain
17 2 dwelling units or less, as determined by the local governmental unit at the time of
18 approval of the development, and that, on completion, is acquired by, or dedicated to,
19 a local governmental unit, including under s. 236.13 (2), for ownership or
20 maintenance by the local governmental unit.

21 **(8) POSTING.** A local governmental unit that has contracted for a project of
22 public works shall post the prevailing wage rates determined by the department, the
23 prevailing hours of labor, and the provisions of subs. (10) (a) and (11) (a) in at least
24 one conspicuous place on the site of the project that is easily accessible by employees

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1 working on the project, or, if there is no common site on the project, at the place
2 normally used by the local governmental unit to post public notices.

3 (9) COMPLIANCE. (a) When the department finds that a local governmental unit
4 has not requested a determination under sub. (3) (am) or that a local governmental
5 unit, contractor, or subcontractor has not physically incorporated a determination
6 into a contract or subcontract as required under this section or has not notified a
7 minor subcontractor of a determination in the manner prescribed by the department
8 by rule promulgated under sub. (3) (dm), the department shall notify the local
9 governmental unit, contractor, or subcontractor of the noncompliance and shall file
10 the determination with the local governmental unit, contractor, or subcontractor
11 within 30 days after the notice.

12 (b) Upon completion of a project of public works and before receiving final
13 payment for his or her work on the project, each agent or subcontractor shall furnish
14 the contractor with an affidavit stating that the agent or subcontractor has complied
15 fully with the requirements of this section. A contractor may not authorize final
16 payment until the affidavit is filed in proper form and order.

17 (c) Upon completion of a project of public works and before receiving final
18 payment for his or her work on the project, each contractor shall file with the local
19 governmental unit authorizing the work an affidavit stating that the contractor has
20 complied fully with the requirements of this section and that the contractor has
21 received an affidavit under par. (b) from each of the contractor's agents and
22 subcontractors. A local governmental unit may not authorize a final payment until
23 the affidavit is filed in proper form and order. If a local governmental unit authorizes
24 a final payment before an affidavit is filed in proper form and order or if the
25 department determines, based on the greater weight of the credible evidence, that

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1 any person performing the work specified in sub. (4) has been or may have been paid
2 less than the prevailing wage rate or less than 1.5 times the hourly basic rate of pay
3 for all hours worked in excess of the prevailing hours of labor and requests that the
4 local governmental unit withhold all or part of the final payment, but the local
5 governmental unit fails to do so, the local governmental unit is liable for all back
6 wages payable up to the amount of the final payment.

7 **(10) RECORDS; INSPECTION; ENFORCEMENT.** (a) Each contractor, subcontractor, or
8 contractor's or subcontractor's agent that performs work on a project of public works
9 that is subject to this section shall keep full and accurate records clearly indicating
10 the name and trade or occupation of every individual performing the work described
11 in sub. (4) and an accurate record of the number of hours worked by each of those
12 individuals and the actual wages paid for the hours worked.

13 (b) The department or the contracting local governmental unit may demand
14 and examine, and every contractor, subcontractor, and contractor's or
15 subcontractor's agent shall keep, and furnish upon request by the department or
16 local governmental unit, copies of payrolls and other records and information
17 relating to the wages paid to individuals performing the work described in sub. (4)
18 for work to which this section applies. The department may inspect records in the
19 manner provided in ch. 103. Every contractor, subcontractor, or agent performing
20 work on a project of public works that is subject to this section is subject to the
21 requirements of ch. 103 relating to the examination of records.

22 (c) If requested by any person, the department shall inspect the payroll records
23 of any contractor, subcontractor, or agent performing work on a project of public
24 works that is subject to this section as provided in this paragraph to ensure
25 compliance with this section. On receipt of such a request, the department shall

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1 request that the contractor, subcontractor, or agent submit to the department a
2 certified record of the information specified in par. (a), other than personally
3 identifiable information relating to an employee of the contractor, subcontractor, or
4 agent, for no longer than a 4-week period. The department may request that a
5 contractor, subcontractor, or agent submit those records no more than once per
6 calendar quarter for each project of public works on which the contractor,
7 subcontractor, or agent is performing work. The department may not charge a
8 requester a fee for obtaining that information. Certified records submitted to the
9 department under this paragraph are open for public inspection and copying under
10 s. 19.35 (1).

11 (d) Section 103.005 (5) (f), (11), (12), and (13) applies to this section, except that
12 s. 103.005 (12) (a) does not apply to a person who fails to provide any information to
13 the department to assist the department in determining prevailing wage rates under
14 sub. (3) (am) or (ar). Section 111.322 (2m) applies to discharge and other
15 discriminatory acts arising in connection with any proceeding under this section,
16 including proceedings under sub. (11) (a).

17 **(11) LIABILITY AND PENALTIES.** (a) 1. A contractor, subcontractor, or contractor's
18 or subcontractor's agent who fails to pay the prevailing wage rate determined by the
19 department under sub. (3) or who pays less than 1.5 times the hourly basic rate of
20 pay for all hours worked in excess of the prevailing hours of labor is liable to any
21 affected employee in the amount of his or her unpaid wages or his or her unpaid
22 overtime compensation and in an additional amount as liquidated damages as
23 provided under subd. 2. or 3., whichever is applicable.

24 2. If the department determines upon inspection under sub. (10) (b) or (c) that
25 a contractor, subcontractor, or contractor's or subcontractor's agent has failed to pay

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1 the prevailing wage rate determined by the department under sub. (3) or has paid
2 less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
3 prevailing hours of labor, the department shall order the contractor to pay to any
4 affected employee the amount of his or her unpaid wages or his or her unpaid
5 overtime compensation and an additional amount equal to 100 percent of the amount
6 of those unpaid wages or that unpaid overtime compensation as liquidated damages
7 within a period specified by the department in the order.

8 3. In addition to or in lieu of recovering the liability specified in subd. 1. as
9 provided in subd. 2., any employee for and on behalf of that employee and other
10 employees similarly situated may commence an action to recover that liability in any
11 court of competent jurisdiction. If the court finds that a contractor, subcontractor,
12 or contractor's or subcontractor's agent has failed to pay the prevailing wage rate
13 determined by the department under sub. (3) or has paid less than 1.5 times the
14 hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor,
15 the court shall order the contractor, subcontractor, or agent to pay to any affected
16 employee the amount of his or her unpaid wages or his or her unpaid overtime
17 compensation and an additional amount equal to 100 percent of the amount of those
18 unpaid wages or that unpaid overtime compensation as liquidated damages.

19 5. No employee may be a party plaintiff to an action under subd. 3. unless the
20 employee consents in writing to become a party and the consent is filed in the court
21 in which the action is brought. Notwithstanding s. 814.04 (1), the court shall, in
22 addition to any judgment awarded to the plaintiff, allow reasonable attorney fees
23 and costs to be paid by the defendant.

24 (b) 1. Except as provided in subds. 2., 4., and 6., any contractor, subcontractor,
25 or contractor's or subcontractor's agent who violates this section may be fined not

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1 more than \$200 or imprisoned for not more than 6 months or both. Each day that
2 any violation continues is a separate offense.

3 2. Whoever induces any individual who seeks to be or is employed on any
4 project of public works that is subject to this section to give up, waive, or return any
5 part of the wages to which the individual is entitled under the contract governing the
6 project, or who reduces the hourly basic rate of pay normally paid to an individual
7 for work on a project that is not subject to this section during a week in which the
8 individual works both on a project of public works that is subject to this section and
9 on a project that is not subject to this section, by threat not to employ, by threat of
10 dismissal from employment, or by any other means is guilty of an offense under s.
11 946.15 (1).

12 3. Any individual employed on a project of public works that is subject to this
13 section who knowingly allows a contractor, subcontractor, or contractor's or
14 subcontractor's agent to pay him or her less than the prevailing wage rate set forth
15 in the contract governing the project, who gives up, waives, or returns any part of the
16 compensation to which he or she is entitled under the contract, or who gives up,
17 waives, or returns any part of the compensation to which he or she is normally
18 entitled for work on a project that is not subject to this section during a week in which
19 the individual works both on a project of public works that is subject to this section
20 and on a project that is not subject to this section, is guilty of an offense under s.
21 946.15 (2).

22 4. Whoever induces any individual who seeks to be or is employed on any
23 project of public works that is subject to this section to allow any part of the wages
24 to which the individual is entitled under the contract governing the project to be
25 deducted from the individual's pay is guilty of an offense under s. 946.15 (3), unless

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1 the deduction would be allowed under 29 CFR 3.5 or 3.6 from an individual who is
2 working on a project that is subject to 40 USC 3142.

3 5. Any individual who is employed on a project of public works that is subject
4 to this section who knowingly allows any part of the wages to which he or she is
5 entitled under the contract governing the project to be deducted from his or her pay
6 is guilty of an offense under s. 946.15 (4), unless the deduction would be allowed
7 under 29 CFR 3.5 or 3.6 from an individual who is working on a project that is subject
8 to 40 USC 3142.

9 6. Subdivision 1. does not apply to any person who fails to provide any
10 information to the department to assist the department in determining prevailing
11 wage rates under sub. (3) (am) or (ar).

12 **(12) DEBARMENT.** (a) Except as provided under pars. (b) and (c), the department
13 shall notify any local governmental unit applying for a determination under sub. (3)
14 of the names of all persons that the department has found to have failed to pay the
15 prevailing wage rate determined under sub. (3) or has found to have paid less than
16 1.5 times the hourly basic rate of pay for all hours worked in excess of the prevailing
17 hours of labor at any time in the preceding 3 years. The department shall include
18 with each name the address of the person and shall specify when the person failed
19 to pay the prevailing wage rate and when the person paid less than 1.5 times the
20 hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor.
21 A local governmental unit may not award any contract to the person unless otherwise
22 recommended by the department or unless 3 years have elapsed from the date the
23 department issued its findings or the date of final determination by a court of
24 competent jurisdiction, whichever is later.

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1 (b) The department may not include in a notification under par. (a) the name
2 of any person on the basis of having subcontracted a contract for a project of public
3 works to a person that the department has found to have failed to pay the prevailing
4 wage rate determined under sub. (3) or has found to have paid less than 1.5 times
5 the hourly basic rate of pay for all hours worked in excess of the prevailing hours of
6 labor.

7 (c) This subsection does not apply to any contractor, subcontractor, or agent
8 who in good faith commits a minor violation of this section, as determined on a
9 case-by-case basis through administrative hearings with all rights to due process
10 afforded to all parties or who has not exhausted or waived all appeals.

11 (d) Any person submitting a bid or negotiating a contract on a project of public
12 works that is subject to this section shall, on the date the person submits the bid or
13 negotiates the contract, identify any construction business in which the person, or
14 a shareholder, officer, or partner of the person, if the person is a business, owns, or
15 has owned at least a 25 percent interest on the date the person submits the bid or
16 negotiates the contract or at any other time within 3 years preceding the date the
17 person submits the bid or negotiates the contract, if the business has been found to
18 have failed to pay the prevailing wage rate determined under sub. (3) or to have paid
19 less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
20 prevailing hours of labor.

21 (e) The department shall promulgate rules to administer this subsection.

22 **SECTION 809.** 66.1011 (1) of the statutes is amended to read:

23 66.1011 (1) **DECLARATION OF POLICY.** The right of all persons to have equal
24 opportunities for housing regardless of their sex, race, color, disability, as defined in
25 s. 106.50 (1m) (g), sexual orientation, as defined in s. 111.32 (13m), religion, national

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1 origin, marital status, family status, as defined in s. 106.50 (1m) (k), status as a
2 victim of domestic abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u),
3 status as a holder or nonholder of a license under s. 343.03 (3m), lawful source of
4 income, age, or ancestry is a matter both of statewide concern under ss. 101.132 and
5 106.50 and also of local interest under this section and s. 66.0125. The enactment
6 of ss. 101.132 and 106.50 by the legislature does not preempt the subject matter of
7 equal opportunities in housing from consideration by political subdivisions, and does
8 not exempt political subdivisions from their duty, nor deprive them of their right, to
9 enact ordinances that prohibit discrimination in any type of housing solely on the
10 basis of an individual being a member of a protected class.

11 **SECTION 810.** 66.1105 (2) (f) 2. d. of the statutes is amended to read:

12 66.1105 (2) (f) 2. d. Cash grants made by the city to owners, lessees, or
13 developers of land that is located within the tax incremental district unless the grant
14 recipient has signed a development agreement with the city, a copy of which shall be
15 sent to the appropriate joint review board or, if that joint review board has been
16 dissolved, retained by the city in the official records for that tax incremental district.
17 The total of all cash grants that are made under subd. 2. d. may not exceed 20 percent
18 of the total project costs of the tax incremental district, including financing costs
19 attributable to the grants.

20 **SECTION 811.** 66.1105 (4) (f) of the statutes is amended to read:

21 66.1105 (4) (f) Adoption by the planning commission of a project plan for each
22 tax incremental district and submission of the plan to the local legislative body. The
23 plan shall include a statement listing the kind, number and location of all proposed
24 public works or improvements within the district or, to the extent provided in sub.
25 (2) (f) 1. k. and 1. n., outside the district, an economic feasibility study, a detailed list

SENATE BILL 59**SECTION 811**

1 of estimated project costs, and a description of the methods of financing all estimated
2 project costs and the time when the related costs or monetary obligations are to be
3 incurred. The project plan shall also contain alternative projections of the district's
4 finances and economic feasibility under different economic situations, including the
5 pace of development in the district being slower than expected and the rate of
6 property value growth in the district being lower than expected. The plan shall also
7 include a map showing existing uses and conditions of real property in the district;
8 a map showing proposed improvements and uses in the district; proposed changes
9 of zoning ordinances, master plan, if any, map, building codes and city ordinances;
10 a list of estimated nonproject costs; and a statement of the proposed method for the
11 relocation of any persons to be displaced. The plan shall indicate how creation of the
12 tax incremental district promotes the orderly development of the city. The city shall
13 include in the plan an opinion of the city attorney or of an attorney retained by the
14 city advising whether the plan is complete and complies with this section.

15 **SECTION 812.** 66.1105 (6) (c) of the statutes is amended to read:

16 66.1105 (6) (c) Except for tax increments allocated under par. (d), (dm), (e), (f),
17 or (g), or erroneous reporting of value increments as described in par. (h), all tax
18 increments received with respect to a tax incremental district shall, upon receipt by
19 the city treasurer, be deposited into a special fund for that district. The city treasurer
20 may deposit additional moneys into such fund pursuant to an appropriation by the
21 common council. No moneys may be paid out of such fund except to pay project costs
22 with respect to that district, to reimburse the city for such payments, to pay project
23 costs of a district under par. (d), (dm), (e), (f), or (g), to pay property tax
24 reimbursements as described under par. (h), or to satisfy claims of holders of bonds
25 or notes issued with respect to such district. Subject to par. (d), (dm), (e), (f), or (g),

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1 moneys paid out of the fund to pay project costs with respect to a district may be paid
2 out before or after the district is terminated under sub. (7). Subject to any agreement
3 with bondholders, moneys in the fund may be temporarily invested in the same
4 manner as other city funds if any investment earnings are applied to reduce project
5 costs. After all project costs and all bonds and notes with respect to the district have
6 been paid or the payment thereof provided for, subject to any agreement with
7 bondholders, if there remain in the fund any moneys that are not allocated under par.
8 (d), (dm), (e), (f), or (g), they shall be paid over to the treasurer of each county, school
9 district or other tax levying municipality or to the general fund of the city in the
10 amounts that belong to each respectively, having due regard for that portion of the
11 moneys, if any, that represents tax increments not allocated to the city and that
12 portion, if any, that represents voluntary deposits of the city into the fund.

13 **SECTION 813.** 66.1105 (6) (h) of the statutes is created to read:

14 66.1105 (6) (h) For property values reported to the department of revenue in
15 2018, if a city erroneously reports a higher value increment for its tax incremental
16 districts in an aggregate amount of at least \$50 million, that city's tax incremental
17 districts may transfer the excess tax increments collected resulting from this error
18 directly to the city's general fund for the sole purpose of reimbursing taxpayers for
19 the resulting erroneously higher property tax rates imposed on the taxpayers. A city
20 that acts under this paragraph shall verify with the department of revenue the
21 amounts being transferred and disbursed before those transactions may take place.

22 **SECTION 814.** 66.1201 (2m) of the statutes is amended to read:

23 66.1201 (2m) DISCRIMINATION. Persons otherwise entitled to any right, benefit,
24 facility, or privilege under ss. 66.1201 to 66.1211 may not be denied the right, benefit,
25 facility, or privilege in any manner for any purpose nor be discriminated against

SENATE BILL 59**SECTION 814**

1 because of sex, race, color, creed, or sexual orientation; status as a victim of domestic
2 abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u); whether the
3 person holds, or has applied for, a registry identification card, as defined in s. 146.44
4 (1) (g), has been the subject of a written certification, as defined in s. 146.44 (1) (h),
5 or is or has been a member of a treatment team, as defined in s. 961.01 (20t); or
6 national origin.

7 **SECTION 815.** 66.1201 (2m) of the statutes, as affected by 2019 Wisconsin Act
8 (this act), is amended to read:

9 66.1201 **(2m)** DISCRIMINATION. Persons otherwise entitled to any right, benefit,
10 facility, or privilege under ss. 66.1201 to 66.1211 may not be denied the right, benefit,
11 facility, or privilege in any manner for any purpose nor be discriminated against
12 because of sex, race, color, creed, national origin, or sexual orientation; status as a
13 holder or nonholder of a license under s. 343.03 (3m); status as a victim of domestic
14 abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u); or whether the
15 person holds, or has applied for, a registry identification card, as defined in s. 146.44
16 (1) (g), has been the subject of a written certification, as defined in s. 146.44 (1) (h),
17 or is or has been a member of a treatment team, as defined in s. 961.01 (20t); ~~or~~
18 national origin.

19 **SECTION 816.** 66.1213 (3) of the statutes is amended to read:

20 66.1213 **(3)** DISCRIMINATION. Persons otherwise entitled to any right, benefit,
21 facility, or privilege under this section may not be denied the right, benefit, facility,
22 or privilege in any manner for any purpose nor be discriminated against because of
23 sex, race, color, creed, or sexual orientation; status as a victim of domestic abuse,
24 sexual assault, or stalking, as defined in s. 106.50 (1m) (u); whether the person
25 holds, or has applied for, a registry identification card, as defined in s. 146.44 (1) (g),

SENATE BILL 59**SECTION 816**

1 has been the subject of a written certification, as defined in s. 146.44 (1) (h), or is or
2 has been a member of a treatment team, as defined in s. 961.01 (20t); or national
3 origin.

4 **SECTION 817.** 66.1213 (3) of the statutes, as affected by 2019 Wisconsin Act ...
5 (this act), is amended to read:

6 66.1213 (3) DISCRIMINATION. Persons otherwise entitled to any right, benefit,
7 facility, or privilege under this section may not be denied the right, benefit, facility,
8 or privilege in any manner for any purpose nor be discriminated against because of
9 sex, race, color, creed, national origin, or sexual orientation; status as a holder or
10 nonholder of a license under s. 343.03 (3m); status as a victim of domestic abuse,
11 sexual assault, or stalking, as defined in s. 106.50 (1m) (u); or whether the person
12 holds, or has applied for, a registry identification card, as defined in s. 146.44 (1) (g),
13 has been the subject of a written certification, as defined in s. 146.44 (1) (h), or is or
14 has been a member of a treatment team, as defined in s. 961.01 (20t); ~~or national~~
15 ~~origin.~~

16 **SECTION 818.** 66.1301 (2m) of the statutes is amended to read:

17 66.1301 (2m) DISCRIMINATION. Persons entitled to any right, benefit, facility,
18 or privilege under ss. 66.1301 to 66.1329 may not be denied the right, benefit, facility,
19 or privilege in any manner for any purpose nor be discriminated against because of
20 sex, race, color, creed, or sexual orientation; status as a victim of domestic abuse,
21 sexual assault, or stalking, as defined in s. 106.50 (1m) (u); whether the person
22 holds, or has applied for, a registry identification card, as defined in s. 146.44 (1) (g),
23 has been the subject of a written certification, as defined in s. 146.44 (1) (h), or is or
24 has been a member of a treatment team, as defined in s. 961.01 (20t); or national
25 origin.

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1 **SECTION 819.** 66.1301 (2m) of the statutes, as affected by 2019 Wisconsin Act
2 (this act), is amended to read:

3 66.1301 **(2m)** DISCRIMINATION. Persons entitled to any right, benefit, facility,
4 or privilege under ss. 66.1301 to 66.1329 may not be denied the right, benefit, facility,
5 or privilege in any manner for any purpose nor be discriminated against because of
6 sex, race, color, creed, national origin, or sexual orientation; status as a holder or
7 nonholder of a license under s. 343.03 (3m); status as a victim of domestic abuse,
8 sexual assault, or stalking, as defined in s. 106.50 (1m) (u); or whether the person
9 holds, or has applied for, a registry identification card, as defined in s. 146.44 (1) (g),
10 has been the subject of a written certification, as defined in s. 146.44 (1) (h), or is or
11 has been a member of a treatment team, as defined in s. 961.01 (20t); ~~or national~~
12 ~~origin.~~

13 **SECTION 820.** 66.1331 (2m) of the statutes is amended to read:

14 66.1331 **(2m)** DISCRIMINATION. Persons otherwise entitled to any right, benefit,
15 facility, or privilege under this section may not be denied the right, benefit, facility,
16 or privilege in any manner for any purpose nor be discriminated against because of
17 sex, race, color, creed, or sexual orientation; status as a victim of domestic abuse,
18 sexual assault, or stalking, as defined in s. 106.50 (1m) (u); whether the person
19 holds, or has applied for, a registry identification card, as defined in s. 146.44 (1) (g),
20 has been the subject of a written certification, as defined in s. 146.44 (1) (h), or is or
21 has been a member of a treatment team, as defined in s. 961.01 (20t); or national
22 origin.

23 **SECTION 821.** 66.1333 (3) (e) 2. of the statutes is amended to read:

24 66.1333 **(3)** (e) 2. Persons otherwise entitled to any right, benefit, facility, or
25 privilege under this section may not be denied the right, benefit, facility, or privilege

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1 in any manner for any purpose nor be discriminated against because of sex, race,
2 color, creed, or sexual orientation; status as a victim of domestic abuse, sexual
3 assault, or stalking, as defined in s. 106.50 (1m) (u); whether the person holds, or
4 has applied for, a registry identification card, as defined in s. 146.44 (1) (g), has been
5 the subject of a written certification, as defined in s. 146.44 (1) (h), or is or has been
6 a member of a treatment team, as defined in s. 961.01 (20t); or national origin.

7 **SECTION 822.** 66.1333 (3) (e) 2. of the statutes, as affected by 2019 Wisconsin
8 Act (this act), is amended to read:

9 66.1333 (3) (e) 2. Persons otherwise entitled to any right, benefit, facility, or
10 privilege under this section may not be denied the right, benefit, facility, or privilege
11 in any manner for any purpose nor be discriminated against because of sex, race,
12 color, creed, national origin, or sexual orientation; status as a holder or nonholder of
13 a license under s. 343.03 (3m); status as a victim of domestic abuse, sexual assault,
14 or stalking, as defined in s. 106.50 (1m) (u); or whether the person holds, or has
15 applied for, a registry identification card, as defined in s. 146.44 (1) (g), has been the
16 subject of a written certification, as defined in s. 146.44 (1) (h), or is or has been a
17 member of a treatment team, as defined in s. 961.01 (20t); ~~or national origin.~~

18 **SECTION 823.** 67.05 (6a) (a) 2. (intro.) of the statutes is amended to read:

19 67.05 (6a) (a) 2. (intro.) Except as provided under pars. (b) and (c) and subs.
20 (7) and (15), ~~and subject to the limit on the number of referendums that may be called~~
21 ~~in any calendar year under subd. 2. a.,~~ if the board of any school district, or the
22 electors at a regularly called school district meeting, by a majority vote adopt an
23 initial resolution to raise an amount of money by a bond issue, the school district
24 clerk shall, within 10 days, publish notice of such adoption as a class 1 notice under
25 ch. 985 or post the notice as provided under s. 10.05. The notice shall state the

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1 maximum amount proposed to be borrowed, the purpose of the borrowing, that the
2 resolution was adopted under this subdivision and the place where and the hours
3 during which the resolution may be inspected. The school board shall also do one of
4 the following:

5 **SECTION 824.** 67.05 (6a) (a) 2. a. of the statutes is amended to read:

6 67.05 (6a) (a) 2. a. Direct the school district clerk to submit the resolution to
7 the electors for approval or rejection at the next regularly scheduled spring primary
8 or election or partisan primary or general election, provided such election is to be
9 held not earlier than 70 days after the adoption of the resolution. ~~A school board may~~
10 ~~proceed under this subd. 2. a. and under s. 121.91 (3) (a) 1. no more than 2 times in~~
11 ~~any calendar year.~~ The resolution shall not be effective unless adopted by a majority
12 of the school district electors voting at the referendum.

13 **SECTION 825.** 67.05 (6a) (am) 1. of the statutes is amended to read:

14 67.05 (6a) (am) 1. If the public hearing under par. (a) 2. b. is for informational
15 purposes only and, within 30 days after the public hearing, a petition is filed with the
16 school district clerk for a referendum on the resolution signed by at least 7,500
17 electors of the school district or at least 20 percent of the school district electors, as
18 determined under s. 115.01 (13), whichever is less, the resolution shall not be
19 effective unless adopted by a majority of the school district electors voting at the
20 referendum. ~~Subject to the limit therein, the~~ The school board shall hold the
21 referendum in accordance with par. (a) 2. a. The question submitted shall be whether
22 the initial resolution shall or shall not be approved.

23 **SECTION 826.** 67.12 (12) (h) of the statutes is amended to read:

24 67.12 (12) (h) Paragraph (e) 2. does not apply to borrowing by the school board
25 of a school district created by a reorganization under s. 117.105, or by the school

SENATE BILL 59**SECTION 826**

1 board from which territory is detached to create a school district under s. 117.105,
2 for the purpose of financing any assets or liabilities apportioned to the school district
3 or assets apportioned to another school district under s. 117.105 (1m), or (2m), ~~or~~
4 ~~(4m)~~.

5 **SECTION 827.** 70.03 (1) of the statutes is amended to read:

6 70.03 (1) In chs. 70 to 76, 78, and 79, “real property,” “real estate,” and “land”
7 include not only the land itself but all buildings and, fixtures, improvements ~~thereon~~,
8 ~~and all fixtures and, leases~~, rights, and privileges appertaining thereto, including
9 assets that cannot be taxed separately as real property, but are inextricably
10 intertwined with the real property, enable the real property to achieve its highest and
11 best use, and are transferable to future owners, except as provided in sub. (2) and
12 except that for the purpose of time-share property, as defined in s. 707.02 (32), real
13 property does not include recurrent exclusive use and occupancy on a periodic basis
14 or other rights, including, but not limited to, membership rights, vacation services,
15 and club memberships. In this subsection, “lease” means a right in real estate that
16 is related primarily to the property and not to the labor, skill, or business acumen of
17 the property owner or tenant. In this subsection, “highest and best use” has the
18 meaning given in s. 70.32 (1).

19 **SECTION 828.** 70.11 (1) of the statutes is amended to read:

20 70.11 (1) PROPERTY OF THE STATE. Property owned by this state except land
21 contracted to be sold by the state. This exemption shall not apply to land conveyed
22 after September, 1933, to this state or for its benefit while the grantor or others for
23 the grantor’s benefit are permitted to occupy the land or part thereof in consideration
24 for the conveyance; nor shall it apply to land devised to the state or for its benefit
25 while another person is permitted by the will to occupy the land or part thereof. This

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1 exemption shall not apply to any property acquired by the department of veterans
2 affairs under s. 45.32 (5) and (7), 2017 stats., or to the property of insurers
3 undergoing rehabilitation or liquidation under ch. 645. Property exempt under this
4 subsection includes general property owned by the state and leased to a private,
5 nonprofit corporation that operates an Olympic ice training center, regardless of the
6 use of the leasehold income.

7 **SECTION 829.** 70.32 (1) of the statutes is amended to read:

8 70.32 (1) Real property shall be valued by the assessor in the manner specified
9 in the Wisconsin property assessment manual provided under s. 73.03 (2a) at its
10 highest and best use from actual view or from the best information that the assessor
11 can practicably obtain, at the full value which could ordinarily be obtained therefor
12 at private sale. In determining the value, the assessor shall consider recent
13 arm's-length sales of the property to be assessed if according to professionally
14 acceptable appraisal practices those sales conform to recent arm's-length sales of
15 reasonably comparable property; recent arm's-length sales of reasonably
16 comparable property; and all factors that, according to professionally acceptable
17 appraisal practices, affect the value of the property to be assessed. In this subsection,
18 "arm's-length sale" means a sale between a willing buyer and willing seller, neither
19 being under compulsion to buy or sell and each being familiar with the attributes of
20 the property sold. In this subsection, "highest and best use" means the specific use
21 of the property as of the current assessment date or a higher use to which the
22 property can be expected to be put before the next assessment date, if the use is
23 legally permissible, physically possible, not highly speculative, and financially
24 feasible and provides the highest net return. When the current use of a property is
25 the highest and best use of that property, value in the current use equals full market

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1 value. In this subsection, “legally permissible” does not include a conditional use
2 that has not been granted as of the assessment date.

3 **SECTION 830.** 70.32 (1b) of the statutes is created to read:

4 70.32 (1b) In determining the value of real property under sub. (1), the assessor
5 shall consider, as part of the valuation under sub. (1), any lease provisions and actual
6 rent pertaining to a property and affecting its value, including the lease provisions
7 and rent associated with a sale and leaseback of the property, if all such lease
8 provisions and rent are the result of an arm’s-length transaction involving persons
9 who are not related, as provided under section 267 of the Internal Revenue Code for
10 the year of the transaction. In this subsection, an “arm’s-length transaction” means
11 an agreement between willing parties, neither being under compulsion to act and
12 each being familiar with the attributes of the property.

13 **SECTION 831.** 70.32 (1d) of the statutes is created to read:

14 70.32 (1d) (a) To determine the value of property using generally accepted
15 appraisal methods, the assessor shall consider all of the following as comparable to
16 the property being assessed:

17 1. Sales or rentals of properties exhibiting the same or a similar highest and
18 best use, as defined in sub. (1), with placement in the same real estate market
19 segment.

20 2. Sales or rentals of properties that are similar to the property being assessed
21 with regard to age, condition, use, type of construction, location, design, physical
22 features, and economic characteristics, including similarities in occupancy and the
23 potential to generate rental income. For purposes of this subdivision, such
24 properties may be found locally, regionally, or nationally.

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1 (b) For purposes of par. (a), a property is not comparable if any of the following
2 applies:

3 1. At or before the time of sale, the seller places any deed restriction on the
4 property that changes the highest and best use, as defined in sub. (1), of the property,
5 or prohibits competition, so that it no longer qualifies as a comparable property
6 under par. (a) 1. or 2. and the property being assessed lacks such a restriction.

7 2. The property is dark property and the property being assessed is not dark
8 property. In this subdivision, "dark property" means property that is vacant or
9 unoccupied beyond the normal period for property in the same real estate market
10 segment. For purposes of this subdivision, what is considered vacant or unoccupied
11 beyond the normal period may vary depending on the property location.

12 (c) For purposes of par. (a), "real estate market segment" means a pool of
13 potential buyers and sellers that typically buy or sell properties similar to the
14 property being assessed, including potential buyers who are investors or
15 owner-occupants. For purposes of this paragraph, and depending on the type of
16 property being assessed, the pool of potential buyers and sellers may be found locally,
17 regionally, nationally, or internationally.

18 (d) The department of revenue shall assist local assessors with implementing
19 and applying this subsection.

20 **SECTION 832.** 71.01 (1as) of the statutes is repealed.

21 **SECTION 833.** 71.01 (6) (c) of the statutes is repealed.

22 **SECTION 834.** 71.01 (6) (j) 3. m. of the statutes is created to read:

23 71.01 (6) (j) 3. m. Sections 101 (m), (n), (o), (p), and (q) and 104 (a) of division
24 U of P.L. 115-141.

25 **SECTION 835.** 71.01 (6) (k) 3. of the statutes is amended to read:

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1 71.01 (6) (k) 3. For purposes of this paragraph, “Internal Revenue Code” does
2 not include amendments to the federal Internal Revenue Code enacted after
3 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
4 11025, and 13543 of P.L. 115-97 and sections 40307 and 40413 of P.L. 115-123.

5 **SECTION 836.** 71.01 (6) (L) 1. of the statutes is amended to read:

6 71.01 (6) (L) 1. For taxable years beginning after December 31, 2017, and
7 before January 1, 2019, for individuals and fiduciaries, except fiduciaries of nuclear
8 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
9 Internal Revenue Code as amended to December 31, 2017, except as provided in
10 subds. 2. and 3. and s. 71.98 and subject to subd. 4.

11 **SECTION 837.** 71.01 (6) (L) 4. of the statutes is amended to read:

12 71.01 (6) (L) 4. For purposes of this paragraph, the provisions of federal public
13 laws that directly or indirectly affect the Internal Revenue Code, as defined in this
14 paragraph, apply for Wisconsin purposes at the same time as for federal purposes,
15 except that changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
16 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
17 first apply for taxable years beginning after December 31, 2017.

18 **SECTION 838.** 71.01 (6) (m) of the statutes is created to read:

19 71.01 (6) (m) 1. For taxable years beginning after December 31, 2018, for
20 individuals and fiduciaries, except fiduciaries of nuclear decommissioning trust or
21 reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code
22 as amended to December 31, 2018, except as provided in subds. 2. and 3. and s. 71.98
23 and subject to subd. 4.

24 2. For purposes of this paragraph, “Internal Revenue Code” does not include
25 the following provisions of federal public laws for taxable years beginning after

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1 December 31, 2018: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
2 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
3 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
4 P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L.
5 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section
6 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and sections
7 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251,
8 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
9 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
10 111-312; section 1106 of P.L. 112-95; sections 104, 318, 322, 323, 324, 326, 327, and
11 411 of P.L. 112-240; P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division
12 P of P.L. 114-113; sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to
13 171, 189, 191, 307, 326, and 411 of division Q of P.L. 114-113; sections 11011, 13201
14 (a) to (e) and (g), 13801, 14101, 14102, 14103, 14201, 14202, 14211, 14212, 14213,
15 14214, 14215, 14221, 14222, 14301, 14302, 14304, and 14401 of P.L. 115-97; sections
16 40304, 40305, 40306, and 40412 of P.L. 115-123; section 101 (c) of division T of P.L.
17 115-141; and sections 101 (d) and (e), 102, 201 to 207, 301, 302, and 401 (a) (47) and
18 (195), (b) (13), (17), (22) and (30), and (d) (1) (D) (v), (vi), and (xiii) and (xvii) (II) of
19 division U of P.L. 115-141.

20 3. For purposes of this paragraph, "Internal Revenue Code" does not include
21 amendments to the federal Internal Revenue Code enacted after December 31, 2018.

22 4. For purposes of this paragraph, the provisions of federal public laws that
23 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
24 apply for Wisconsin purposes at the same time as for federal purposes, except that
25 changes made by sections 11012, 13221, 13301, 13304 (a) and (b), 13531, and 13601

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1 of P.L. 115-97, 20101, 20102, 20104, 20201, 40201, 40202, 40203, 40308, 40309,
2 40311, 40414, 41101, 41107, 41115, and 41116 of PL. 115-123 and section 101 (a), (b),
3 and (h) of division U of P.L. 115-141 apply for taxable years beginning after
4 December 31, 2018.

5 **SECTION 839.** 71.01 (7g) of the statutes is created to read:

6 71.01 (**7g**) For purposes of sub. (6) (b), 2013 stats., “Internal Revenue Code”
7 includes section 109 of division U of P.L. 115-141.

8 **SECTION 840.** 71.01 (8j) of the statutes is created to read:

9 71.01 (**8j**) For purposes of ss. 71.05 (6) (a) 30., 71.21 (7), 71.26 (3) (e) 4., 71.34
10 (1k) (o), and 71.45 (2) (a) 20., “moving expenses” means expenses incurred to move
11 the operation of a business, including all of the following:

- 12 (a) Vehicle rentals.
- 13 (b) Storage rentals.
- 14 (c) Moving company expenses for packing, unpacking, and transportation.
- 15 (d) Consulting fees and surveys.
- 16 (e) Brokerage commissions or fees.
- 17 (f) Architecture, design, and remodeling expenses.
- 18 (g) Expenses paid or incurred to sell property in this state.
- 19 (h) Loss on the sale of property in this state.
- 20 (i) Lease cancellation fees.
- 21 (j) Expenses paid or incurred for professional services, including legal services.
- 22 (k) Utility fees.
- 23 (L) Employee wages.
- 24 (m) Reimbursement of an employee’s expenses.
- 25 (n) The cost of meals, lodging, and fuel.

SENATE BILL 59**SECTION 840**

1 (o) Mileage deductions for vehicle use.

2 **SECTION 841.** 71.04 (7) (dh) 3. of the statutes is amended to read:

3 71.04 (7) (dh) 3. ~~Except as provided in subd. 4., if~~ If the purchaser of a service
4 receives the benefit of a service in more than one state, the gross receipts from the
5 performance of the service are included in the numerator of the sales factor according
6 to the portion of the service received in this state.

7 **SECTION 842.** 71.04 (7) (dh) 4. of the statutes is repealed.

8 **SECTION 843.** 71.04 (7) (dj) 1. (intro.) of the statutes is renumbered 71.04 (7)
9 (dj) (intro.) and amended to read:

10 71.04 (7) (dj) (intro.) ~~Except as provided in subd. 2. and par. (df),~~ gross royalties
11 and other gross receipts received for the use or license of intangible property,
12 including patents, copyrights, trademarks, trade names, service names, franchises,
13 licenses, plans, specifications, blueprints, processes, techniques, formulas, designs,
14 layouts, patterns, drawings, manuals, technical know-how, contracts, and customer
15 lists, are sales in this state if any of the following applies:

16 **SECTION 844.** 71.04 (7) (dj) 1. a. of the statutes is renumbered 71.04 (7) (dj) 1m.
17 and amended to read:

18 71.04 (7) (dj) 1m. The purchaser or licensee uses the intangible property in the
19 operation of a trade or business at a location in this state. ~~Except as provided in subd.~~
20 ~~2., if~~ If the purchaser or licensee uses the intangible property in the operation of a
21 trade or business in more than one state, the gross royalties and other gross receipts
22 from the use of the intangible property shall be divided between those states having
23 jurisdiction to impose an income tax on the taxpayer in proportion to the use of the
24 intangible property in those states.

25 **SECTION 845.** 71.04 (7) (dj) 1. b. of the statutes is renumbered 71.04 (7) (dj) 2m.

SENATE BILL 59**SECTION 846**

1 **SECTION 846.** 71.04 (7) (dj) 1. c. of the statutes is renumbered 71.04 (7) (dj) 3m.

2 **SECTION 847.** 71.04 (7) (dj) 2. of the statutes is repealed.

3 **SECTION 848.** 71.04 (7) (g) of the statutes is repealed.

4 **SECTION 849.** 71.05 (1) (c) 14. of the statutes is created to read:

5 71.05 (1) (c) 14. The Wisconsin Health and Educational Facilities Authority
6 under s. 231.03 (6), if the bonds or notes are issued in an amount totaling \$35,000,000
7 or less, and to the extent that the interest income received is not otherwise exempt
8 under this subsection.

9 **SECTION 850.** 71.05 (6) (a) 15. of the statutes is amended to read:

10 71.05 (6) (a) 15. Except as provided under s. 71.07 (3p) (c) 5., the amount of the
11 credits computed under s. 71.07 (2dm), (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r),
12 (3rm), (3rn), (3s), (3t), (3w), (3wm), (3y), (4k), (4n), (5e), (5f), (5h), (5i), (5j), (5k), (5r),
13 (5rm), (6n), (8b), (8r), and (10) and not passed through by a partnership, limited
14 liability company, or tax-option corporation that has added that amount to the
15 partnership's, company's, or tax-option corporation's income under s. 71.21 (4) or
16 71.34 (1k) (g).

17 **SECTION 851.** 71.05 (6) (a) 29. of the statutes is created to read:

18 71.05 (6) (a) 29. For an account holder or an account holder's estate, with regard
19 to an account described under s. 71.10 (10):

20 a. Any amount that is distributed to an account holder under s. 71.10 (10) (d)
21 3. or to an account holder's estate under s. 71.10 (10) (d) 4.

22 b. Any amount that is withdrawn from the account for any reason other than
23 payment or reimbursement of eligible costs as defined under s. 71.10 (10) (a) 3.,
24 except that this subd. 29. b. does not apply to the transfer of funds to another account

SENATE BILL 59**SECTION 851**

1 as described under s. 71.10 (10) (c) 4. or funds that are disbursed pursuant to a filing
2 for bankruptcy protection under 11 USC 101 et seq.

3 **SECTION 852.** 71.05 (6) (a) 30. of the statutes is created to read:

4 71.05 (6) (a) 30. The amount deducted under the Internal Revenue Code as
5 moving expenses, as defined in s. 71.01 (8j), paid or incurred during the taxable year
6 to move the taxpayer's Wisconsin business operation, in whole or in part, to a location
7 outside the state or to move the taxpayer's business operation outside the United
8 States.

9 **SECTION 853.** 71.05 (6) (b) 9. of the statutes is renumbered 71.05 (6) (b) 9.
10 (intro.) and amended to read:

11 71.05 (6) (b) 9. (intro.) On assets held more than one year and on all assets
12 acquired from a decedent, 30 percent of the capital gain as computed under the
13 ~~internal revenue code~~ Internal Revenue Code, not including capital gains for which
14 the federal tax treatment is determined under section 406 of P.L. 99-514; not
15 including amounts treated as ordinary income for federal income tax purposes
16 because of the recapture of depreciation or any other reason; and not including
17 amounts treated as capital gain for federal income tax purposes from the sale or
18 exchange of a lottery prize. For purposes of this subdivision, the capital gains and
19 capital losses for all assets shall be netted before application of the percentage. For
20 taxable years beginning after December 31, 2018, this subdivision does not apply to
21 any of the following individuals whose federal adjusted gross income in the year to
22 which the subtraction relates exceeds the following threshold amounts, except that
23 for a taxpayer whose federal adjusted gross income, less 30 percent of eligible
24 long-term capital gains from nonfarm assets, is below the specified threshold
25 amount, the taxpayer may claim the subtraction under this subdivision reduced by

SENATE BILL 59**SECTION 853**

1 the amount of the taxpayer's federal adjusted gross income that exceeds the
2 threshold amount:

3 **SECTION 854.** 71.05 (6) (b) 9. a. of the statutes is created to read:

4 71.05 (6) (b) 9. a. For an estate, a trust, a single individual, or an individual who
5 files as a head of household, \$100,000.

6 **SECTION 855.** 71.05 (6) (b) 9. b. of the statutes is created to read:

7 71.05 (6) (b) 9. b. For a married couple who files a joint return, \$150,000.

8 **SECTION 856.** 71.05 (6) (b) 9. c. of the statutes is created to read:

9 71.05 (6) (b) 9. c. For a married individual who files a separate return, \$75,000.

10 **SECTION 857.** 71.05 (6) (b) 17. of the statutes is repealed.

11 **SECTION 858.** 71.05 (6) (b) 18. of the statutes is repealed.

12 **SECTION 859.** 71.05 (6) (b) 19. c. of the statutes is amended to read:

13 71.05 (6) (b) 19. c. For taxable years beginning before January 1, 2020, for a
14 person who is a nonresident or a part-year resident of this state, modify the amount
15 calculated under subd. 19. b. by multiplying the amount by a fraction the numerator
16 of which is the person's net earnings from a trade or business that are taxable by this
17 state and the denominator of which is the person's total net earnings from a trade
18 or business.

19 **SECTION 860.** 71.05 (6) (b) 19. cm. of the statutes is created to read:

20 71.05 (6) (b) 19. cm. For taxable years beginning after December 31, 2019, for
21 a person who is a nonresident or a part-year resident of this state, modify the amount
22 calculated under subd. 19. b. by multiplying the amount by a fraction the numerator
23 of which is the person's wages, salary, tips, unearned income, and net earnings from
24 a trade or business that are taxable by this state and the denominator of which is the
25 person's total wages, salary, tips, unearned income, and net earnings from a trade

SENATE BILL 59**SECTION 860**

1 or business. In this subdivision, for married persons filing separately “wages, salary,
2 tips, unearned income, and net earnings from a trade or business” means the
3 separate wages, salary, tips, unearned income, and net earnings from a trade or
4 business of each spouse, and for married persons filing jointly “wages, salary, tips,
5 unearned income, and net earnings from a trade or business” means the total wages,
6 salary, tips, unearned income, and net earnings from a trade or business of both
7 spouses.

8 **SECTION 861.** 71.05 (6) (b) 19. d. of the statutes is amended to read:

9 71.05 (6) (b) 19. d. ~~Reduce~~ For taxable years beginning before January 1, 2020,
10 reduce the amount calculated under subd. 19. b. or c. to the person’s aggregate net
11 earnings from a trade or business that are taxable by this state.

12 **SECTION 862.** 71.05 (6) (b) 19. dm. of the statutes is created to read:

13 71.05 (6) (b) 19. dm. For taxable years beginning after December 31, 2019,
14 reduce the amount calculated under subd. 19. b. or cm. to the person’s aggregate
15 wages, salary, tips, unearned income, and net earnings from a trade or business that
16 are taxable by this state.

17 **SECTION 863.** 71.05 (6) (b) 20. of the statutes is repealed.

18 **SECTION 864.** 71.05 (6) (b) 36. of the statutes is repealed.

19 **SECTION 865.** 71.05 (6) (b) 37. of the statutes is repealed.

20 **SECTION 866.** 71.05 (6) (b) 39. of the statutes is repealed.

21 **SECTION 867.** 71.05 (6) (b) 40. of the statutes is repealed.

22 **SECTION 868.** 71.05 (6) (b) 41. of the statutes is repealed.

23 **SECTION 869.** 71.05 (6) (b) 43. d. of the statutes is amended to read:

SENATE BILL 59**SECTION 869**

1 71.05 (6) (b) 43. d. For taxable years beginning after December 31, 2013, and
2 before January 1, 2020, up to \$3,000 if the claimant has one qualified individual and
3 up to \$6,000 if the claimant has more than one qualified individual.

4 **SECTION 870.** 71.05 (6) (b) 49. a. of the statutes is amended to read:

5 71.05 (6) (b) 49. a. Subject to the definitions provided in subd. 49. b. to g. and
6 the limitations specified in subd. 49. h. to j. for taxable years beginning after
7 December 31, 2013, and before January 1, 2019, and subject to the limitation in subd.
8 49. k. for taxable years beginning after December 31, 2017, and before January 1,
9 2019, tuition expenses that are paid by a claimant for tuition for a pupil to attend an
10 eligible institution.

11 **SECTION 871.** 71.05 (6) (b) 49. k. of the statutes is amended to read:

12 71.05 (6) (b) 49. k. For taxable years beginning after December 31, 2017, and
13 before January 1, 2019, no modification may be claimed under this subdivision for
14 an amount paid for tuition expenses, as described under this subdivision, if the
15 source of the payment is an amount withdrawn from a college savings account, as
16 described in s. 224.50.

17 **SECTION 872.** 71.05 (6) (b) 49. L. of the statutes is created to read:

18 71.05 (6) (b) 49. L. No new claim may be filed under this subdivision for a
19 taxable year that begins after December 31, 2018.

20 **SECTION 873.** 71.05 (6) (b) 54. of the statutes is created to read:

21 71.05 (6) (b) 54. For each account an account holder creates under s. 71.10 (10),
22 and subject to s. 71.10 (10) (d), an account holder may subtract an amount of up to
23 \$5,000, or an amount of up to \$10,000 if the account holder files a joint income tax
24 return, for each such account that the account holder deposits into such an account
25 in the taxable year to which the subtraction relates, and any interest, dividends, or

SENATE BILL 59**SECTION 873**

1 other gain that accrues in the account if the interest, dividends, or other gain is
2 redeposited into the account.

3 **SECTION 874.** 71.05 (8) (a) of the statutes is amended to read:

4 71.05 (8) (a) ~~The carry back of losses to reduce income of prior years may be~~
5 ~~permitted for 2 taxable years.~~ There shall be added any amount deducted as a federal
6 net operating loss ~~carry-back or carry-over~~ and there shall be subtracted for the first
7 taxable year for which the subtraction may be made any Wisconsin net operating loss
8 ~~carry-back or carry-forward~~ allowable under par. (b) in an amount not in excess of
9 the Wisconsin taxable income computed before the deduction of the Wisconsin net
10 operating loss ~~carry-back or carry-forward~~.

11 **SECTION 875.** 71.05 (8) (b) 1. of the statutes is renumbered 71.05 (8) (b) and
12 amended to read:

13 71.05 (8) (b) Except as provided in s. 71.80 (25), a Wisconsin net operating loss
14 may be ~~carried back against Wisconsin taxable income of the previous 2 years and~~
15 ~~then carried forward against Wisconsin taxable incomes of the next 20 taxable years,~~
16 if the taxpayer was subject to taxation under this chapter in the taxable year in which
17 the loss was incurred, to the extent not offset against other income of the year of loss
18 and to the extent not offset against Wisconsin modified taxable income ~~of the 2 years~~
19 ~~preceding the loss and of any year between the loss year and the taxable year for~~
20 which the loss carry-forward is claimed. In this paragraph, "Wisconsin modified
21 taxable income" means Wisconsin taxable income with the following exceptions: a
22 net operating loss deduction or offset for the loss year or any taxable year ~~before or~~
23 thereafter is not allowed, the deduction for long-term capital gains under subs. (6)
24 (b) 9. and 9m. and (25) is not allowed, the amount deductible for losses from sales or
25 exchanges of capital assets may not exceed the amount includable in income for gains

SENATE BILL 59**SECTION 875**

1 from sales or exchanges of capital assets and “Wisconsin modified taxable income”
2 may not be less than zero.

3 **SECTION 876.** 71.05 (8) (b) 2. of the statutes is repealed.

4 **SECTION 877.** 71.05 (8) (c) of the statutes is repealed.

5 **SECTION 878.** 71.07 (2dx) (a) 5. of the statutes is amended to read:

6 71.07 (**2dx**) (a) 5. “Member of a targeted group” means a person who resides
7 in an area designated by the federal government as an economic revitalization area,
8 a person who is employed in an unsubsidized job but meets the eligibility
9 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
10 or a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats.,
11 or in a trial employment match program job subsidized employment placement, as
12 defined in s. 49.141 (1) (n) (Lm), a person who is eligible for child care assistance
13 under s. 49.155, a person who is a vocational rehabilitation referral, an economically
14 disadvantaged youth, an economically disadvantaged veteran, a supplemental
15 security income recipient, a general assistance recipient, an economically
16 disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC
17 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp
18 recipient, if the person has been certified in the manner under s. 71.07 (2dj) (am) 3.,
19 2013 stats., by a designated local agency, as defined in s. 71.07 (2dj) (am) 2., 2013
20 stats.

21 **SECTION 879.** 71.07 (4k) (e) 2. a. of the statutes is amended to read:

22 71.07 (**4k**) (e) 2. a. The For taxable years beginning after December 31, 2017,
23 and before January 1, 2020, the amount of the claim not used to offset the tax due,
24 not to exceed 10 percent of the allowable amount of the claim under par. (b) 4., 5., or
25 6., shall be certified by the department of revenue to the department of

SENATE BILL 59**SECTION 879**

1 administration for payment by check, share draft, or other draft drawn from the
2 appropriation account under s. 20.835 (2) (d). A person who is certified to claim tax
3 benefits under s. 238.396 (3) or (3m) is not eligible to receive the payment under this
4 subd. 2. a.

5 **SECTION 880.** 71.07 (4k) (e) 2. am. of the statutes is created to read:

6 71.07 (4k) (e) 2. am. For taxable years beginning after December 31, 2019, the
7 amount of the claim not used to offset the tax due, not to exceed 20 percent of the
8 allowable amount of the claim under par. (b) 4., 5., or 6., shall be certified by the
9 department of revenue to the department of administration for payment from the
10 appropriation account under s. 20.835 (2) (d). A person who is certified to claim tax
11 benefits under s. 238.396 (3) or (3m) is not eligible to receive the payment under this
12 subd. 2. am.

13 **SECTION 881.** 71.07 (4k) (e) 2. b. of the statutes is amended to read:

14 71.07 (4k) (e) 2. b. The amount of the claim not used to offset the tax due and
15 not certified for payment under subd. 2. a. or am. may be carried forward and credited
16 against Wisconsin income taxes otherwise due for the following 15 taxable years to
17 the extent not offset by these taxes otherwise due in all intervening years between
18 the year in which the expense was incurred and the year in which the carry-forward
19 credit is claimed.

20 **SECTION 882.** 71.07 (5) (a) 15. of the statutes is amended to read:

21 71.07 (5) (a) 15. The amount claimed as a deduction for medical care insurance
22 under section 213 of the Internal Revenue Code that is exempt from taxation under
23 s. 71.05 (6) (b) ~~17. to 20. 19., 35., 36., 37., 38., 39., 40., 41.,~~ and 42. and the amount
24 claimed as a deduction for a long-term care insurance policy under section 213 (d)

SENATE BILL 59**SECTION 882**

1 (1) (D) of the Internal Revenue Code, as defined in section 7702B (b) of the Internal
2 Revenue Code that is exempt from taxation under s. 71.05 (6) (b) 26.

3 **SECTION 883.** 71.07 (5m) (e) of the statutes is created to read:

4 71.07 (5m) (e) *Sunset.* No credit may be claimed under this subsection for
5 taxable years beginning after December 31, 2018.

6 **SECTION 884.** 71.07 (5me) of the statutes is created to read:

7 71.07 (5me) FAMILY AND INDIVIDUAL REINVESTMENT CREDIT. (a) *Definitions.* In
8 this subsection:

9 1. "Claimant" means an individual who is eligible to claim the credit under this
10 subsection.

11 2. "Household" means a claimant and an individual related to the claimant as
12 husband or wife.

13 3. "Net tax liability" means a claimant's income tax liability after he or she
14 completes the computations for nonrefundable credits listed in s. 71.10 (4) (a) to (gy).

15 (b) *Filing claims.* For taxable years beginning after December 31, 2018, and
16 subject to the limitations provided in this subsection, a claimant may claim as a
17 credit against the tax imposed under s. 71.02, up to the amount of those taxes, one
18 of the following amounts:

19 1. If the claimant is single or files as a head of household and his or her adjusted
20 gross income is less than \$80,000 in the year to which the claim relates, the greater
21 of \$100 or an amount equal to 10 percent of his or her net tax liability.

22 2. If the claimant is single or files as a head of household and his or her adjusted
23 gross income is at least \$80,000 but less than \$100,000 in the year to which the claim
24 relates, an amount that is calculated as follows:

SENATE BILL 59**SECTION 884**

1 a. Calculate the value of a fraction, the denominator of which is \$20,000 and
2 the numerator of which is the difference between the claimant's adjusted gross
3 income and \$80,000.

4 b. Subtract from 1.0 the amount that is calculated under subd. 2. a.

5 c. Multiply the amount that is calculated under subd. 2. b. by 10 percent.

6 d. Multiply the amount of the claimant's net income tax liability by the amount
7 that is calculated under subd. 2. c.

8 3. If the claimant is married and filing jointly and the sum of the claimant's
9 adjusted gross income and his or her spouse's adjusted gross income is less than
10 \$125,000 in the year to which the claim relates, the greater of \$50 or an amount equal
11 to 10 percent of the married couple's net tax liability.

12 4. If the claimant is married and filing jointly and the sum of the claimant's
13 adjusted gross income and his or her spouse's adjusted gross income is at least
14 \$125,000 but less than \$150,000 in the year to which the claim relates, an amount
15 that is calculated as follows:

16 a. Calculate the value of a fraction, the denominator of which is \$25,000 and
17 the numerator of which is the difference between the married couple's adjusted gross
18 income and \$125,000.

19 b. Subtract from 1.0 the amount that is calculated under subd. 4. a.

20 c. Multiply the amount that is calculated under subd. 4. b. by 10 percent.

21 d. Multiply the amount of the married couple's net income tax liability by the
22 amount that is calculated under subd. 4. c.

23 5. If the claimant is married and filing separately and his or her adjusted gross
24 income is less than \$62,500 in the year to which the claim relates, the greater of \$25
25 or an amount equal to 10 percent of his or her net tax liability.

SENATE BILL 59**SECTION 884**

1 6. If the claimant is married and filing separately and his or her adjusted gross
2 income is at least \$62,500 but less than \$75,000 in the year to which the claim relates,
3 an amount that is calculated as follows:

4 a. Calculate the value of a fraction, the denominator of which is \$12,500 and
5 the numerator of which is the difference between the claimant's adjusted gross
6 income and \$75,000.

7 b. Subtract from 1.0 the amount that is calculated under subd. 6. a.

8 c. Multiply the amount that is calculated under subd. 6. b. by 10 percent.

9 d. Multiply the amount of the claimant's net income tax liability by the amount
10 that is calculated under subd. 6. c.

11 (c) *Limitations.* 1. No credit may be allowed under this subsection unless it
12 is claimed within the period under s. 71.75 (2).

13 2. Part-year residents and nonresidents of this state are not eligible for the
14 credit under this subsection.

15 3. Except as provided in subd. 4., only one credit per household is allowed each
16 year.

17 4. If a married couple files separately, each spouse may claim the credit
18 calculated under par. (b) 5. or 6., except a married person living apart from the other
19 spouse and treated as single under section 7703 (b) of the Internal Revenue Code may
20 claim the credit under par. (b) 1. or 2.

21 5. The credit under this subsection may not be claimed by a person who may
22 be claimed as a dependent on the individual income tax return of another taxpayer.

23 (d) *Administration.* The department of revenue may enforce the credit under
24 this subsection and may take any action, conduct any proceeding, and proceed as it
25 is authorized in respect to taxes under this chapter. The income tax provisions in this

SENATE BILL 59**SECTION 884**

1 chapter relating to assessments, refunds, appeals, collection, interest, and penalties
2 apply to the credit under this subsection.

3 **SECTION 885.** 71.07 (5n) (d) 2. of the statutes is amended to read:

4 71.07 **(5n)** (d) 2. For Except as provided in subd. 2m., for purposes of
5 determining a claimant's eligible qualified production activities income under this
6 subsection, the claimant shall multiply the claimant's qualified production activities
7 income from property manufactured by the claimant by the manufacturing property
8 factor and qualified production activities income from property produced, grown, or
9 extracted by the claimant by the agriculture property factor.

10 **SECTION 886.** 71.07 (5n) (d) 2m. of the statutes is created to read:

11 71.07 **(5n)** (d) 2m. For taxable years beginning after December 31, 2018, for
12 purposes of determining a claimant's eligible qualified production activities income
13 from manufacturing under this subsection, the claimant, including a beneficiary or
14 fiduciary, shall multiply the claimant's qualified production activities income, not
15 exceeding \$300,000, from property manufactured by the claimant by the
16 manufacturing property factor.

17 **SECTION 887.** 71.07 (8m) of the statutes is created to read:

18 71.07 **(8m)** ADDITIONAL HOUSEHOLD AND DEPENDENT CARE EXPENSES TAX CREDIT.

19 (a) *Definitions.* In this subsection:

20 1. "Claimant" means an individual who is eligible for and claims the household
21 and dependent care expenses tax credit for the taxable year to which the claim under
22 this subsection relates.

23 2. "Household and dependent care expenses tax credit" means the tax credit
24 under section 21 of the Internal Revenue Code.

SENATE BILL 59**SECTION 887**

1 (b) *Filing claims.* Subject to the limitations provided in this subsection, a
2 claimant may claim as a credit against the tax imposed under s. 71.02, up to the
3 amount of those taxes, an amount equal to 50 percent of the amount of the household
4 and dependent care expenses tax credit that the claimant claimed on his or her
5 federal income tax return for the taxable year to which the claim under this
6 subsection relates.

7 (c) *Limitations.* 1. No credit may be allowed under this subsection unless it
8 is claimed within the time period under s. 71.75 (2).

9 2. No credit may be allowed under this subsection for a taxable year covering
10 a period of less than 12 months, except for a taxable year closed by reason of the death
11 of the taxpayer.

12 3. The credit under this subsection may not be claimed by either a part-year
13 resident or a nonresident of this state.

14 4. The credit under this subsection may be claimed for taxable years beginning
15 after December 31, 2019.

16 5. A claimant who claims the credit under this subsection is subject to the
17 special rules in 26 USC 21 (e) (2) and (4).

18 (d) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit
19 under that subsection, applies to the credit under this subsection.

20 **SECTION 888.** 71.07 (9e) (aj) (intro.) of the statutes is amended to read:

21 71.07 (9e) (aj) (intro.) For taxable years beginning after December 31, 2010,
22 and before January 1, 2019, an individual may credit against the tax imposed under
23 s. 71.02 an amount equal to one of the following percentages of the federal basic
24 earned income credit for which the person is eligible for the taxable year under
25 section 32 (b) (1) (A) to (C) of the Internal Revenue Code:

SENATE BILL 59**SECTION 889**

1 **SECTION 889.** 71.07 (9e) (ak) of the statutes is created to read:

2 71.07 **(9e)** (ak) For taxable years beginning after December 31, 2018, an
3 individual may credit against the tax imposed under s. 71.02 an amount equal to one
4 of the following percentages of the federal basic earned income credit for which the
5 individual is eligible for the taxable year under section 32 (b) (1) of the Internal
6 Revenue Code:

7 1. If the individual has one qualifying child who has the same principal place
8 of abode as the individual, 11 percent.

9 2. If the individual has 2 qualifying children who have the same principal place
10 of abode as the individual, 14 percent.

11 3. If the individual has 3 or more qualifying children who have the same
12 principal place of abode as the individual, 34 percent.

13 **SECTION 890.** 71.07 (9m) (a) 3. of the statutes is amended to read:

14 71.07 **(9m)** (a) 3. For taxable years beginning after December 31, 2013, and
15 before January 1, 2019, any person may claim as a credit against taxes otherwise due
16 under s. 71.02, up to the amount of those taxes, an amount equal to 20 percent of the
17 costs of qualified rehabilitation expenditures, as defined in section 47 (c) (2) of the
18 Internal Revenue Code, for qualified rehabilitated buildings, as defined in section 47
19 (c) (1) of the Internal Revenue Code, on property located in this state, if the cost of
20 the person's qualified rehabilitation expenditures is at least \$50,000 and the
21 rehabilitated property is placed in service after December 31, 2013, and regardless
22 of whether the rehabilitated property is used for multiple or revenue-producing
23 purposes. No credit may be claimed under this subdivision for property listed as a
24 contributing building in the state register of historic places or in the national register
25 of historic places and no credit may be claimed under this subdivision for nonhistoric,

SENATE BILL 59**SECTION 890**

1 nonresidential property converted into housing if the property has been previously
2 used for housing.

3 **SECTION 891.** 71.07 (9m) (cn) (intro.) of the statutes is amended to read:

4 71.07 **(9m)** (cn) (intro.) For taxable years beginning after December 31, 2014,
5 and before January 1, 2019, the Wisconsin Economic Development Corporation shall
6 certify a person to claim a credit under par. (a) 3. if all of the following apply:

7 **SECTION 892.** 71.07 (9m) (e) of the statutes is renumbered 71.07 (9m) (e) 1.

8 **SECTION 893.** 71.07 (9m) (e) 2. of the statutes is created to read:

9 71.07 **(9m)** (e) 2. No credit may be claimed under par. (a) 3. for taxable years
10 beginning after December 31, 2018. Credits under par. (a) 3. for taxable years that
11 begin before January 1, 2019, may be carried forward to taxable years that begin
12 after December 31, 2018.

13 **SECTION 894.** 71.10 (4) (cs) of the statutes is created to read:

14 71.10 **(4)** (cs) Additional household and dependent care expenses tax credit
15 under s. 71.07 (8m).

16 **SECTION 895.** 71.10 (4) (gye) of the statutes is created to read:

17 71.10 **(4)** (gye) Family and individual reinvestment credit under s. 71.07 (5me).

18 **SECTION 896.** 71.10 (4) (i) of the statutes is amended to read:

19 71.10 **(4)** (i) The total of claim of right credit under s. 71.07 (1), farmland
20 preservation credit under ss. 71.57 to 71.61, farmland preservation credit, 2010 and
21 beyond under s. 71.613, homestead credit under subch. VIII, farmland tax relief
22 credit under s. 71.07 (3m), dairy manufacturing facility investment credit under s.
23 71.07 (3p), jobs tax credit under s. 71.07 (3q), meat processing facility investment
24 credit under s. 71.07 (3r), woody biomass harvesting and processing credit under s.
25 71.07 (3rm), food processing plant and food warehouse investment credit under s.

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1 71.07 (3rn), business development credit under s. 71.07 (3y), research credit under
2 s. 71.07 (4k) (e) 2. a. and am., film production services credit under s. 71.07 (5f), film
3 production company investment credit under s. 71.07 (5h), veterans and surviving
4 spouses property tax credit under s. 71.07 (6e), enterprise zone jobs credit under s.
5 71.07 (3w), electronics and information technology manufacturing zone credit under
6 s. 71.07 (3wm), beginning farmer and farm asset owner tax credit under s. 71.07 (8r),
7 earned income tax credit under s. 71.07 (9e), estimated tax payments under s. 71.09,
8 and taxes withheld under subch. X.

9 **SECTION 897.** 71.10 (4) (k) of the statutes is created to read:

10 71.10 (4) (k) Any amount computed under s. 71.83 (1) (ch).

11 **SECTION 898.** 71.10 (10) of the statutes is created to read:

12 71.10 (10) FIRST-TIME HOME BUYERS SAVINGS ACCOUNTS. (a) *Definitions.* In this
13 subsection:

14 1. "Account holder" means an individual who creates, individually or jointly
15 with his or her spouse, an account under this subsection.

16 2. "Allowable closing costs" means disbursements listed in a settlement
17 statement for the purchase of a single-family residence by an account holder.

18 3. "Beneficiary" means a first-time home buyer who is designated by an
19 account holder as the beneficiary of an account under this subsection.

20 4. "Eligible costs" means the down payment and allowable closing costs for the
21 purchase of a single-family residence in this state by a beneficiary.

22 5. "Financial institution" means any bank, trust company, savings institution,
23 savings bank, savings and loan association, industrial loan association, consumer
24 finance company, credit union, or any benefit association, insurance company, safe

SENATE BILL 59**SECTION 898**

1 deposit company, money market mutual fund, or similar entity authorized to do
2 business in this state.

3 6. "First-time home buyer" means an individual who resides in this state and
4 has not owned or purchased, either individually or jointly, a single-family residence
5 during the 36 months before the month in which the individual purchases a
6 single-family residence in this state.

7 7. "Single-family residence" means a residence intended for occupation by a
8 single family unit that is owned and occupied by a beneficiary as his or her principal
9 residence, including a manufactured home, residential trailer, mobile home,
10 condominium unit, or cooperative.

11 (b) *Creation of account.* 1. An individual may become an account holder by
12 creating an account at a financial institution to pay or reimburse the eligible costs
13 of a first-time home buyer.

14 2. The account holder shall designate a beneficiary when the account is created.
15 The account holder may designate himself or herself as the beneficiary. An account
16 holder may change the beneficiary at any time. No account created under this
17 subsection may have more than one beneficiary at any one time.

18 3. An individual may jointly own an account created under this subsection with
19 his or her spouse.

20 4. An individual may be the account holder of more than one account created
21 under this subsection, but an account holder may not have more than one account
22 that designates the same beneficiary.

23 5. An individual may be the beneficiary of more than one account created under
24 this subsection.

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1 6. Only cash and marketable securities may be contributed to an account under
2 this subsection.

3 7. Persons other than an account holder may contribute to an account created
4 under this subsection, but the subtraction under s. 71.05 (6) (b) 54. may be claimed
5 only by an account holder.

6 (c) *Account holder rights and responsibilities.* 1. An account holder may
7 withdraw funds from an account created under this subsection to pay eligible costs
8 for the benefit of the beneficiary or to reimburse the beneficiary for eligible costs the
9 beneficiary incurs and has paid.

10 2. An account holder may not use funds in an account created under this
11 subsection to pay any expenses he or she incurs in administering the account,
12 although a financial institution may deduct a service fee from the account.

13 3. Annually, an account holder shall submit to the department of revenue with
14 his or her income tax return, on forms prepared by the department, detailed
15 information regarding the account. The information submitted shall include all of
16 the following:

17 a. A list of transactions in the account during the taxable year to which the
18 account holder's return relates, including the beginning and ending balance of the
19 account.

20 b. The 1099 form issued by the financial institution that relates to the account.

21 c. A list of eligible costs, and other costs, for which funds from the account were
22 withdrawn during the taxable year to which the account holder's return relates.

23 4. An account holder may withdraw funds from the account with no penalty due
24 under s. 71.83 (1) (ch) and no responsibility to make an addition under s. 71.05 (6)
25 (a) 29., if he or she immediately transfers the funds to a different financial institution

SENATE BILL 59**SECTION 898**

1 and deposits the funds into an account created under this subsection at that financial
2 institution.

3 (d) *Limitations on accounts, dissolution.* 1. An account holder may not claim
4 a subtraction under s. 71.05 (6) (b) 54. for more than a total of \$50,000 of deposits into
5 an account for each beneficiary.

6 2. An account holder shall dissolve an account created under this subsection
7 not later than 120 months after it is created by the account holder.

8 3. If funds remain in an account when it must be dissolved under subd. 2., the
9 financial institution shall distribute the proceeds in the account to the account
10 holder.

11 4. If an account holder dies while funds remain in the account, the proceeds
12 shall be distributed to the account holder's estate.

13 (e) *Department responsibilities.* The department shall:

14 1. Prepare and distribute any forms that an account holder is required to
15 submit under this subsection, and any other forms that the department believes are
16 necessary to enable it to administer this subsection and the adjustments to income
17 under s. 71.05 (6) (a) 29. and (b) 54.

18 2. Prepare and distribute to financial institutions and potential home buyers
19 informational materials about the accounts described in this subsection.

20 **SECTION 899.** 71.21 (4) (a) of the statutes is amended to read:

21 71.21 (4) (a) The amount of the credits computed by a partnership under s.
22 71.07 (2dm), (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3s), (3t), (3w),
23 (3wm), (3y), (4k), (4n), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5r), (5rm), (6n), (8b), (8r),
24 and (10) and passed through to partners shall be added to the partnership's income.

25 **SECTION 900.** 71.21 (7) of the statutes is created to read:

SENATE BILL 59**SECTION 900**

1 71.21 (7) A deduction under the Internal Revenue Code for moving expenses,
2 as defined in s. 71.01 (8j), paid or incurred during the taxable year to move the
3 taxpayer's Wisconsin business operation, in whole or in part, to a location outside the
4 state or to move the taxpayer's business operation outside the United States is not
5 allowed.

6 **SECTION 901.** 71.22 (1e) of the statutes is repealed.

7 **SECTION 902.** 71.22 (4) (c) of the statutes is repealed.

8 **SECTION 903.** 71.22 (4) (j) 3. m. of the statutes is created to read:

9 71.22 (4) (j) 3. m. Sections 101 (m), (n), (o), (p), and (q) and 104 (a) of division
10 U of P.L. 115-141.

11 **SECTION 904.** 71.22 (4) (k) 3. of the statutes is amended to read:

12 71.22 (4) (k) 3. For purposes of this paragraph, "Internal Revenue Code" does
13 not include amendments to the federal Internal Revenue Code enacted after
14 December 31, 2016, except that "Internal Revenue Code" includes sections 11024,
15 11025, and 13543 of P.L. 115-97 and sections 40307 and 40413 of P.L. 115-123.

16 **SECTION 905.** 71.22 (4) (L) 1. of the statutes is amended to read:

17 71.22 (4) (L) 1. For taxable years beginning after December 31, 2017, and
18 before January 1, 2019, "Internal Revenue Code" means the federal Internal
19 Revenue Code as amended to December 31, 2017, except as provided in subds. 2. and
20 3. and subject to subd. 4., and except as provided in sub. (4m) and ss. 71.26 (2) (b) and
21 (3), 71.34 (1g), 71.42 (2), and 71.98.

22 **SECTION 906.** 71.22 (4) (L) 4. of the statutes is amended to read:

23 71.22 (4) (L) 4. For purposes of this paragraph, the provisions of federal public
24 laws that directly or indirectly affect the Internal Revenue Code, as defined in this
25 paragraph, apply for Wisconsin purposes at the same time as for federal purposes,

SENATE BILL 59**SECTION 906**

1 except that changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
2 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
3 first apply for taxable years beginning after December 31, 2017.

4 **SECTION 907.** 71.22 (4) (m) of the statutes is created to read:

5 71.22 (4) (m) 1. For taxable years beginning after December 31, 2018, “Internal
6 Revenue Code” means the federal Internal Revenue Code as amended to December
7 31, 2018, except as provided in subds. 2. and 3. and subject to subd. 4., and except
8 as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g), 71.42 (2), and 71.98.

9 2. For purposes of this paragraph, “Internal Revenue Code” does not include
10 the following provisions of federal public laws for taxable years beginning after
11 December 31, 2018: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
12 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
13 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
14 P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L.
15 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section
16 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and sections
17 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251,
18 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
19 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
20 111-312; section 1106 of P.L. 112-95; sections 104, 318, 322, 323, 324, 326, 327, and
21 411 of P.L. 112-240; P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division
22 P of P.L. 114-113; sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to
23 171, 189, 191, 307, 326, and 411 of division Q of P.L. 114-113; sections 11011, 13201
24 (a) to (e) and (g), 13801, 14101, 14102, 14103, 14201, 14202, 14211, 14212, 14213,
25 14214, 14215, 14221, 14222, 14301, 14302, 14304, and 14401 of P.L. 115-97; sections

SENATE BILL 59**SECTION 907**

1 40304, 40305, 40306, and 40412 of P.L. 115-123; section 101 (c) of division T of P.L.
2 115-141; and sections 101 (d) and (e), 102, 201 to 207, 301, 302, and 401 (a) (47) and
3 (195), (b) (13), (17), (22) and (30), and (d) (1) (D) (v), (vi), and (xiii) and (xvii) (II) of
4 division U of P.L. 115-141.

5 3. For purposes of this paragraph, “Internal Revenue Code” does not include
6 amendments to the federal Internal Revenue Code enacted after December 31, 2018.

7 4. For purposes of this paragraph, the provisions of federal public laws that
8 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
9 apply for Wisconsin purposes at the same time as for federal purposes, except that
10 changes made by sections 11012, 13221, 13301, 13304 (a) and (b), 13531, and 13601
11 of P.L. 115-97, 20101, 20102, 20104, 20201, 40201, 40202, 40203, 40308, 40309,
12 40311, 40414, 41101, 41107, 41115, and 41116 of PL. 115-123 and section 101 (a), (b),
13 and (h) of division U of P.L. 115-141 apply for taxable years beginning after
14 December 31, 2018.

15 **SECTION 908.** 71.22 (4m) (c) of the statutes is repealed.

16 **SECTION 909.** 71.22 (4m) (j) 3. m. of the statutes is created to read:

17 71.22 (4m) (j) 3. m. Sections 101 (m), (n), (o), (p), and (q) and 104 (a) of division
18 U of P.L. 115-141.

19 **SECTION 910.** 71.22 (4m) (k) 3. of the statutes is amended to read:

20 71.22 (4m) (k) 3. For purposes of this paragraph, “Internal Revenue Code” does
21 not include amendments to the federal Internal Revenue Code enacted after
22 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
23 11025, and 13543 of P.L. 115-97 and sections 40307 and 40413 of P.L. 115-123.

24 **SECTION 911.** 71.22 (4m) (L) 1. of the statutes is amended to read:

SENATE BILL 59**SECTION 911**

1 71.22 (4m) (L) 1. For taxable years beginning after December 31, 2017, and
2 before January 1, 2019, “Internal Revenue Code”, for corporations that are subject
3 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
4 Internal Revenue Code as amended to December 31, 2017, except as provided in
5 subds. 2. and 3. and s. 71.98 and subject to subd. 4.

6 **SECTION 912.** 71.22 (4m) (L) 4. of the statutes is amended to read:

7 71.22 (4m) (L) 4. For purposes of this paragraph, the provisions of federal
8 public laws that directly or indirectly affect the Internal Revenue Code, as defined
9 in this paragraph, apply for Wisconsin purposes at the same time as for federal
10 purposes, except that changes made by P.L. 115-63 and sections 11026, 11027, 11028,
11 13207, 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L.
12 115-97 first apply for taxable years beginning after December 31, 2017.

13 **SECTION 913.** 71.22 (4m) (m) of the statutes is created to read:

14 71.22 (4m) (m) 1. For taxable years beginning after December 31, 2018,
15 “Internal Revenue Code,” for corporations that are subject to a tax on unrelated
16 business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as
17 amended to December 31, 2018, except as provided in subds. 2. and 3. and s. 71.98
18 and subject to subd. 4.

19 2. For purposes of this paragraph, “Internal Revenue Code” does not include
20 the following provisions of federal public laws for taxable years beginning after
21 December 31, 2018: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
22 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
23 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
24 P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L.
25 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section

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1 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and sections
2 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251,
3 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
4 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
5 111-312; section 1106 of P.L. 112-95; sections 104, 318, 322, 323, 324, 326, 327, and
6 411 of P.L. 112-240; P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division
7 P of P.L. 114-113; sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to
8 171, 189, 191, 307, 326, and 411 of division Q of P.L. 114-113; sections 11011, 13201
9 (a) to (e) and (g), 13801, 14101, 14102, 14103, 14201, 14202, 14211, 14212, 14213,
10 14214, 14215, 14221, 14222, 14301, 14302, 14304, and 14401 of P.L. 115-97; sections
11 40304, 40305, 40306, and 40412 of P.L. 115-123; section 101 (c) of division T of P.L.
12 115-141; and sections 101 (d) and (e), 102, 201 to 207, 301, 302, and 401 (a) (47) and
13 (195), (b) (13), (17), (22) and (30), and (d) (1) (D) (v), (vi), and (xiii) and (xvii) (II) of
14 division U of P.L. 115-141.

15 3. For purposes of this paragraph, “Internal Revenue Code” does not include
16 amendments to the federal Internal Revenue Code enacted after December 31, 2018.

17 4. For purposes of this paragraph, the provisions of federal public laws that
18 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
19 apply for Wisconsin purposes at the same time as for federal purposes, except that
20 changes made by sections 11012, 13221, 13301, 13304 (a) and (b), 13531, and 13601
21 of P.L. 115-97, 20101, 20102, 20104, 20201, 40201, 40202, 40203, 40308, 40309,
22 40311, 40414, 41101, 41107, 41115, and 41116 of PL. 115-123 and section 101 (a), (b),
23 and (h) of division U of P.L. 115-141 apply for taxable years beginning after
24 December 31, 2018.

25 **SECTION 914.** 71.22 (5g) of the statutes is created to read:

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1 71.22 **(5g)** For purposes of subs. (4) (b) and (4m) (b), 2013 stats., “Internal
2 Revenue Code” includes section 109 of division U of P.L. 115-141.

3 **SECTION 915.** 71.25 (9) (dh) 3. of the statutes is amended to read:

4 71.25 **(9)** (dh) 3. ~~Except as provided in subd. 4. if~~ If the purchaser of a service
5 receives the benefit of a service in more than one state, the gross receipts from the
6 performance of the service are included in the numerator of the sales factor according
7 to the portion of the service received in this state.

8 **SECTION 916.** 71.25 (9) (dh) 4. of the statutes is repealed.

9 **SECTION 917.** 71.25 (9) (dj) 1. (intro.) of the statutes is renumbered 71.25 (9)
10 (dj) (intro.) and amended to read:

11 71.25 **(9)** (dj) (intro.) ~~Except as provided in subd. 2m. and~~ par. (df), gross
12 royalties and other gross receipts received for the use or license of intangible
13 property, including patents, copyrights, trademarks, trade names, service names,
14 franchises, licenses, plans, specifications, blueprints, processes, techniques,
15 formulas, designs, layouts, patterns, drawings, manuals, technical know-how,
16 contracts, and customer lists, are sales in this state if any of the following applies:

17 **SECTION 918.** 71.25 (9) (dj) 1. a. of the statutes is renumbered 71.25 (9) (dj) 1n.
18 and amended to read:

19 71.25 **(9)** (dj) 1n. The purchaser or licensee uses the intangible property in the
20 operation of a trade or business at a location in this state. ~~Except as provided in subd.~~
21 ~~2m., if~~ If the purchaser or licensee uses the intangible property in the operation of
22 a trade or business in more than one state, the gross royalties and other gross
23 receipts from the use of the intangible property shall be divided between those states
24 having jurisdiction to impose an income tax on the taxpayer in proportion to the use
25 of the intangible property in those states.

SENATE BILL 59**SECTION 919**

1 **SECTION 919.** 71.25 (9) (dj) 1. b. of the statutes is renumbered 71.25 (9) (dj) 2n.

2 **SECTION 920.** 71.25 (9) (dj) 1. c. of the statutes is renumbered 71.25 (9) (dj) 3n.

3 **SECTION 921.** 71.25 (9) (dj) 2m. of the statutes is repealed.

4 **SECTION 922.** 71.25 (9) (g) of the statutes is repealed.

5 **SECTION 923.** 71.26 (1m) (o) of the statutes is created to read:

6 71.26 **(1m)** (o) Those issued by the Wisconsin Health and Educational Facilities
7 Authority under s. 231.03 (6), if the bonds or notes are issued in an amount totaling
8 \$35,000,000 or less, and to the extent that the interest income received is not
9 otherwise exempt under this subsection.

10 **SECTION 924.** 71.26 (2) (a) 4. of the statutes is amended to read:

11 71.26 **(2)** (a) 4. Plus the amount of the credit computed under s. 71.28 (1dm),
12 (1dx), (1dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3t), (3w), (3wm), (3y), (5e),
13 (5f), (5g), (5h), (5i), (5j), (5k), (5r), (5rm), (6n), (8b), (8r), (9s), and (10) and not passed
14 through by a partnership, limited liability company, or tax-option corporation that
15 has added that amount to the partnership's, limited liability company's, or
16 tax-option corporation's income under s. 71.21 (4) or 71.34 (1k) (g).

17 **SECTION 925.** 71.26 (2) (b) 3. of the statutes is repealed.

18 **SECTION 926.** 71.26 (2) (b) 10. d. of the statutes is amended to read:

19 71.26 **(2)** (b) 10. d. For purposes of subd. 10. a., "Internal Revenue Code" does
20 not include amendments to the federal Internal Revenue Code enacted after
21 December 31, 2013, except that "Internal Revenue Code" includes the provisions of
22 P.L. 113-97, P.L. 113-159, P.L. 113-168, section 302901 of P.L. 113-287, sections 171,
23 172, and 201 to 221 of P.L. 113-295, sections 102, 105, and 207 of division B of P.L.
24 113-295, P.L. 114-14, P.L. 114-26, section 2004 of P.L. 114-41, sections 503 and 504
25 of P.L. 114-74, sections 103, 104, 124, 168, 184, 185, 190, 204, 303, 306, 336, and 341

SENATE BILL 59**SECTION 926**

1 of division Q of P.L. 114-113, and P.L. 114-239, and sections 101 (m), (n), (o), (p), and
2 (q) and 104 (a) of division U of P.L. 115-141.

3 **SECTION 927.** 71.26 (2) (b) 11. d. of the statutes is amended to read:

4 71.26 (2) (b) 11. d. For purposes of subd. 11. a., “Internal Revenue Code” does
5 not include amendments to the federal Internal Revenue Code enacted after
6 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
7 11025, and 13543 of P.L. 115-97 and sections 40307 and 40413 of P.L. 115-123.

8 **SECTION 928.** 71.26 (2) (b) 12. a. of the statutes is amended to read:

9 71.26 (2) (b) 12. a. For taxable years beginning after December 31, 2017, and
10 before January 1, 2019, for a corporation, conduit, or common law trust which
11 qualifies as a regulated investment company, real estate mortgage investment
12 conduit, real estate investment trust, or financial asset securitization investment
13 trust under the Internal Revenue Code, “net income” means the federal regulated
14 investment company taxable income, federal real estate mortgage investment
15 conduit taxable income, federal real estate investment trust or financial asset
16 securitization investment trust taxable income of the corporation, conduit, or trust
17 as determined under the Internal Revenue Code.

18 **SECTION 929.** 71.26 (2) (b) 12. e. of the statutes is amended to read:

19 71.26 (2) (b) 12. e. For purposes of subd. 12. a., the provisions of federal public
20 laws that directly or indirectly affect the Internal Revenue Code, as defined in this
21 subdivision, apply for Wisconsin purposes at the same time as for federal purposes,
22 except that changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
23 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
24 first apply for taxable years beginning after December 31, 2017.

25 **SECTION 930.** 71.26 (2) (b) 13. of the statutes is created to read:

SENATE BILL 59**SECTION 930**

1 71.26 (2) (b) 13. a. For taxable years beginning after December 31, 2018, for a
2 corporation, conduit, or common law trust which qualifies as a regulated investment
3 company, real estate mortgage investment conduit, real estate investment trust, or
4 financial asset securitization investment trust under the Internal Revenue Code,
5 “net income” means the federal regulated investment company taxable income,
6 federal real estate mortgage investment conduit taxable income, federal real estate
7 investment trust or financial asset securitization investment trust taxable income
8 of the corporation, conduit, or trust as determined under the Internal Revenue Code.

9 b. For purposes of subd. 13. a., “Internal Revenue Code” means the federal
10 Internal Revenue Code as amended to December 31, 2018, except as provided in
11 subd. 13. c. and d. and s. 71.98 and subject to subd. 13. e.

12 c. For purposes of subd. 13. a., “Internal Revenue Code” does not include the
13 following provisions of federal public laws for taxable years beginning after
14 December 31, 2018: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
15 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
16 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
17 P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L.
18 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section
19 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and sections
20 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251,
21 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
22 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
23 111-312; section 1106 of P.L. 112-95; sections 104, 318, 322, 323, 324, 326, 327, and
24 411 of P.L. 112-240; P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division
25 P of P.L. 114-113; sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to

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1 171, 189, 191, 307, 326, and 411 of division Q of P.L. 114-113; sections 11011, 13201
2 (a) to (e) and (g), 13801, 14101, 14102, 14103, 14201, 14202, 14211, 14212, 14213,
3 14214, 14215, 14221, 14222, 14301, 14302, 14304, and 14401 of P.L. 115-97; sections
4 40304, 40305, 40306, and 40412 of P.L. 115-123; section 101 (c) of division T of P.L.
5 115-141; and sections 101 (d) and (e), 102, 201 to 207, 301, 302, and 401 (a) (47) and
6 (195), (b) (13), (17), (22) and (30), and (d) (1) (D) (v), (vi), and (xiii) and (xvii) (II) of
7 division U of P.L. 115-141.

8 d. For purposes of subd. 13. a., “Internal Revenue Code” does not include
9 amendments to the federal Internal Revenue Code enacted after December 31, 2018.

10 e. For purposes of subd. 13. a., the provisions of federal public laws that directly
11 or indirectly affect the Internal Revenue Code, as defined in this subdivision, apply
12 for Wisconsin purposes at the same time as for federal purposes, except that changes
13 made by sections 11012, 13221, 13301, 13304 (a) and (b), 13531, and 13601 of P.L.
14 115-97, 20101, 20102, 20104, 20201, 40201, 40202, 40203, 40308, 40309, 40311,
15 40414, 41101, 41107, 41115, and 41116 of PL. 115-123 and section 101 (a), (b), and
16 (h) of division U of P.L. 115-141 apply for taxable years beginning after December
17 31, 2018.

18 **SECTION 931.** 71.26 (2) (b) 14. of the statutes is created to read:

19 71.26 (2) (b) 14. For purposes of par. (b) 2., 2013 stats., “Internal Revenue Code”
20 includes section 109 of division U of P.L. 115-141.

21 **SECTION 932.** 71.26 (3) (e) 4. of the statutes is created to read:

22 71.26 (3) (e) 4. So that moving expenses, as defined in s. 71.01 (8j), paid or
23 incurred during the taxable year to move the taxpayer’s Wisconsin business
24 operation, in whole or in part, to a location outside the state or to move the taxpayer’s

SENATE BILL 59**SECTION 932**

1 business operation outside the United States may not be deducted as provided under
2 the Internal Revenue Code.

3 **SECTION 933.** 71.28 (1dx) (a) 5. of the statutes is amended to read:

4 71.28 (1dx) (a) 5. "Member of a targeted group" means a person who resides
5 in an area designated by the federal government as an economic revitalization area,
6 a person who is employed in an unsubsidized job but meets the eligibility
7 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
8 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or
9 in a ~~trial employment match program job~~ subsidized employment placement, as
10 defined in s. 49.141 (1) (n) (Lm), a person who is eligible for child care assistance
11 under s. 49.155, a person who is a vocational rehabilitation referral, an economically
12 disadvantaged youth, an economically disadvantaged veteran, a supplemental
13 security income recipient, a general assistance recipient, an economically
14 disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC
15 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp
16 recipient, if the person has been certified in the manner under s. 71.28 (1dj) (am) 3.,
17 2013 stats., by a designated local agency, as defined in s. 71.28 (1dj) (am) 2., 2013
18 stats.

19 **SECTION 934.** 71.28 (4) (k) 1. of the statutes is amended to read:

20 71.28 (4) (k) 1. The For taxable years beginning after December 31, 2017, and
21 before January 1, 2020, the amount of the claim not used to offset the tax due, not
22 to exceed 10 percent of the allowable amount of the claim under par. (ad) 4., 5., or 6.,
23 shall be certified by the department of revenue to the department of administration
24 for payment by check, share draft, or other draft drawn from the appropriation

SENATE BILL 59**SECTION 934**

1 account under s. 20.835 (2) (d). A person who is certified to claim tax benefits under
2 s. 238.396 (3) or (3m) is not eligible to receive the payment under this subdivision.

3 **SECTION 935.** 71.28 (4) (k) 1m. of the statutes is created to read:

4 71.28 (4) (k) 1m. For taxable years beginning after December 31, 2019, the
5 amount of the claim not used to offset the tax due, not to exceed 20 percent of the
6 allowable amount of the claim under par. (ad) 4., 5., or 6., shall be certified by the
7 department of revenue to the department of administration for payment from the
8 appropriation account under s. 20.835 (2) (d). A person who is certified to claim tax
9 benefits under s. 238.396 (3) or (3m) is not eligible to receive the payment under this
10 subdivision.

11 **SECTION 936.** 71.28 (4) (k) 2. of the statutes is amended to read:

12 71.28 (4) (k) 2. The amount of the claim not used to offset the tax due and not
13 certified for payment under subd. 1. or 1m. may be carried forward and credited
14 against Wisconsin income or franchise taxes otherwise due for the following 15
15 taxable years to the extent not offset by these taxes otherwise due in all intervening
16 years between the year in which the expense was incurred and the year in which the
17 carry-forward credit is claimed.

18 **SECTION 937.** 71.28 (5n) (d) 2. of the statutes is amended to read:

19 71.28 (5n) (d) 2. Except as provided in subd. subds. 2m. and 3., for purposes of
20 determining a claimant's eligible qualified production activities income under this
21 subsection, the claimant shall multiply the claimant's qualified production activities
22 income from property manufactured by the claimant by the manufacturing property
23 factor and qualified production activities income from property produced, grown, or
24 extracted by the claimant by the agriculture property factor.

25 **SECTION 938.** 71.28 (5n) (d) 2m. of the statutes is created to read:

SENATE BILL 59**SECTION 938**

1 71.28 **(5n)** (d) 2m. Except as provided in subd. 3., for taxable years beginning
2 after December 31, 2018, for purposes of determining a claimant's eligible qualified
3 production activities income from manufacturing under this subsection, the
4 claimant shall multiply the claimant's qualified production activities income, not
5 exceeding \$300,000, from property manufactured by the claimant by the
6 manufacturing property factor.

7 **SECTION 939.** 71.28 (5n) (d) 3. a. of the statutes is amended to read:

8 71.28 **(5n)** (d) 3. a. The eligible qualified production activities income
9 determined under subd. 2. or 2m.

10 **SECTION 940.** 71.28 (6) (a) 3. of the statutes is amended to read:

11 71.28 **(6)** (a) 3. For taxable years beginning after December 31, 2013, and before
12 January 1, 2019, any person may claim as a credit against taxes otherwise due under
13 s. 71.23, up to the amount of those taxes, an amount equal to 20 percent of the costs
14 of qualified rehabilitation expenditures, as defined in section 47 (c) (2) of the Internal
15 Revenue Code, for qualified rehabilitated buildings, as defined in section 47 (c) (1)
16 of the Internal Revenue Code, on property located in this state, if the cost of the
17 person's qualified rehabilitation expenditures is at least \$50,000 and the
18 rehabilitated property is placed in service after December 31, 2013, and regardless
19 of whether the rehabilitated property is used for multiple or revenue-producing
20 purposes. No credit may be claimed under this subdivision for property listed as a
21 contributing building in the state register of historic places or in the national register
22 of historic places and no credit may be claimed under this subdivision for nonhistoric,
23 nonresidential property converted into housing if the property has been previously
24 used for housing.

25 **SECTION 941.** 71.28 (6) (cn) (intro.) of the statutes is amended to read:

SENATE BILL 59**SECTION 941**

1 71.28 (6) (cn) (intro.) For taxable years beginning after December 31, 2014, and
2 before January 1, 2019, the Wisconsin Economic Development Corporation shall
3 certify a person to claim a credit under par. (a) 3. if all of the following apply:

4 **SECTION 942.** 71.28 (6) (e) of the statutes is renumbered 71.28 (6) (e) 1.

5 **SECTION 943.** 71.28 (6) (e) 2. of the statutes is created to read:

6 71.28 (6) (e) 2. No credit may be claimed under par. (a) 3. for taxable years
7 beginning after December 31, 2018. Credits under par. (a) 3. for taxable years that
8 begin before January 1, 2019, may be carried forward to taxable years that begin
9 after December 31, 2018.

10 **SECTION 944.** 71.30 (3) (f) of the statutes is amended to read:

11 71.30 (3) (f) The total of farmland preservation credit under subch. IX,
12 farmland tax relief credit under s. 71.28 (2m), dairy manufacturing facility
13 investment credit under s. 71.28 (3p), jobs credit under s. 71.28 (3q), meat processing
14 facility investment credit under s. 71.28 (3r), woody biomass harvesting and
15 processing credit under s. 71.28 (3rm), food processing plant and food warehouse
16 investment credit under s. 71.28 (3rn), enterprise zone jobs credit under s. 71.28
17 (3w), electronics and information technology manufacturing zone credit under s.
18 71.28 (3wm), business development credit under s. 71.28 (3y), research credit under
19 s. 71.28 (4) (k) 1. and 1m., film production services credit under s. 71.28 (5f), film
20 production company investment credit under s. 71.28 (5h), beginning farmer and
21 farm asset owner tax credit under s. 71.28 (8r), and estimated tax payments under
22 s. 71.29.

23 **SECTION 945.** 71.34 (1g) (c) of the statutes is repealed.

24 **SECTION 946.** 71.34 (1g) (j) 3. m. of the statutes is created to read:

SENATE BILL 59**SECTION 946**

1 71.34 (1g) (j) 3. m. Sections 101 (m), (n), (o), (p), and (q) and 104 (a) of division
2 U of P.L. 115-141.

3 **SECTION 947.** 71.34 (1g) (k) 3. of the statutes is amended to read:

4 71.34 (1g) (k) 3. For purposes of this paragraph, “Internal Revenue Code” does
5 not include amendments to the federal Internal Revenue Code enacted after
6 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
7 11025, and 13543 of P.L. 115-97 and sections 40307 and 40413 of P.L. 115-123.

8 **SECTION 948.** 71.34 (1g) (L) 1. of the statutes is amended to read:

9 71.34 (1g) (L) 1. For taxable years beginning after December 31, 2017, and
10 before January 1, 2019, for tax option corporations, “Internal Revenue Code” means
11 the federal Internal Revenue Code as amended to December 31, 2017, except as
12 provided in subds. 2., 3., and 5. and s. 71.98 and subject to subd. 4.

13 **SECTION 949.** 71.34 (1g) (L) 4. of the statutes is amended to read:

14 71.34 (1g) (L) 4. For purposes of this paragraph, the provisions of federal public
15 laws that directly or indirectly affect the Internal Revenue Code, as defined in this
16 paragraph, apply for Wisconsin purposes at the same time as for federal purposes,
17 except that changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
18 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
19 first apply for taxable years beginning after December 31, 2017.

20 **SECTION 950.** 71.34 (1g) (m) of the statutes is created to read:

21 71.34 (1g) (m) 1. For taxable years beginning after December 31, 2018, for tax
22 option corporations, “Internal Revenue Code” means the federal Internal Revenue
23 Code as amended to December 31, 2018, except as provided in subds. 2., 3., and 5. and
24 s. 71.98 and subject to subd. 4.

SENATE BILL 59**SECTION 950**

1 2. For purposes of this paragraph, “Internal Revenue Code” does not include
2 the following provisions of federal public laws for taxable years beginning after
3 December 31, 2018: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
4 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
5 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
6 P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L.
7 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section
8 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and sections
9 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251,
10 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
11 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
12 111-312; section 1106 of P.L. 112-95; sections 104, 318, 322, 323, 324, 326, 327, and
13 411 of P.L. 112-240; P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division
14 P of P.L. 114-113; sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to
15 171, 189, 191, 307, 326, and 411 of division Q of P.L. 114-113; sections 11011, 13201
16 (a) to (e) and (g), 13801, 14101, 14102, 14103, 14201, 14202, 14211, 14212, 14213,
17 14214, 14215, 14221, 14222, 14301, 14302, 14304, and 14401 of P.L. 115-97; sections
18 40304, 40305, 40306, and 40412 of P.L. 115-123; section 101 (c) of division T of P.L.
19 115-141; and sections 101 (d) and (e), 102, 201 to 207, 301, 302, and 401 (a) (47) and
20 (195), (b) (13), (17), (22) and (30), and (d) (1) (D) (v), (vi), and (xiii) and (xvii) (II) of
21 division U of P.L. 115-141.

22 3. For purposes of this paragraph, “Internal Revenue Code” does not include
23 amendments to the federal Internal Revenue Code enacted after December 31, 2018.

24 4. For purposes of this paragraph, the provisions of federal public laws that
25 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,

SENATE BILL 59**SECTION 950**

1 apply for Wisconsin purposes at the same time as for federal purposes, except that
2 changes made by sections 11012, 13221, 13301, 13304 (a) and (b), 13531, and 13601
3 of P.L. 115-97, 20101, 20102, 20104, 20201, 40201, 40202, 40203, 40308, 40309,
4 40311, 40414, 41101, 41107, 41115, and 41116 of PL. 115-123 and section 101 (a), (b),
5 and (h) of division U of P.L. 115-141 apply for taxable years beginning after
6 December 31, 2018.

7 5. For purposes of this paragraph, section 1366 (f) of the Internal Revenue Code
8 (relating to pass-through of items to shareholders) is modified by substituting the
9 tax under s. 71.35 for the taxes under sections 1374 and 1375 of the Internal Revenue
10 Code.

11 **SECTION 951.** 71.34 (1k) (g) of the statutes is amended to read:

12 71.34 (1k) (g) An addition shall be made for credits computed by a tax-option
13 corporation under s. 71.28 (1dm), (1dx), (1dy), (3), (3g), (3h), (3n), (3p), (3q), (3r),
14 (3rm), (3rn), (3t), (3w), (3wm), (3y), (4), (5), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5r),
15 (5rm), (6n), (8b), (8r), and (10) and passed through to shareholders.

16 **SECTION 952.** 71.34 (1k) (o) of the statutes is created to read:

17 71.34 (1k) (o) An addition shall be made for any amount deducted under the
18 Internal Revenue Code as moving expenses, as defined in s. 71.01 (8j), paid or
19 incurred during the taxable year to move the taxpayer's Wisconsin business
20 operation, in whole or in part, to a location outside the state or to move the taxpayer's
21 business operation outside the United States.

22 **SECTION 953.** 71.34 (1u) of the statutes is created to read:

23 71.34 (1u) For purposes of sub. (1g) (b), 2013 stats., "Internal Revenue Code"
24 includes section 109 of division U of P.L. 115-141.

25 **SECTION 954.** 71.42 (2) (c) of the statutes is repealed.

SENATE BILL 59**SECTION 955**

1 **SECTION 955.** 71.42 (2) (j) 3. m. of the statutes is created to read:

2 71.42 (2) (j) 3. m. Sections 101 (m), (n), (o), (p), and (q) and 104 (a) of division
3 U of P.L. 115-141.

4 **SECTION 956.** 71.42 (2) (k) 3. of the statutes is amended to read:

5 71.42 (2) (k) 3. For purposes of this paragraph, “Internal Revenue Code” does
6 not include amendments to the federal Internal Revenue Code enacted after
7 December 31, 2016, except that “Internal Revenue Code” includes sections 11024,
8 11025, and 13543 of P.L. 115-97 and sections 40307 and 40413 of P.L. 115-123.

9 **SECTION 957.** 71.42 (2) (L) 1. of the statutes is amended to read:

10 71.42 (2) (L) 1. For taxable years beginning after December 31, 2017, and
11 before January 1, 2019, “Internal Revenue Code” means the federal Internal
12 Revenue Code as amended to December 31, 2017, except as provided in subds. 2. to
13 4. and s. 71.98 and subject to subd. 5.

14 **SECTION 958.** 71.42 (2) (L) 5. of the statutes is amended to read:

15 71.42 (2) (L) 5. For purposes of this paragraph, the provisions of federal public
16 laws that directly or indirectly affect the Internal Revenue Code, as defined in this
17 paragraph, apply for Wisconsin purposes at the same time as for federal purposes,
18 except that changes made by P.L. 115-63 and sections 11026, 11027, 11028, 13207,
19 13306, 13307, 13308, 13311, 13312, 13501, 13705, 13821, and 13823 of P.L. 115-97
20 first apply for taxable years beginning after December 31, 2017.

21 **SECTION 959.** 71.42 (2) (m) of the statutes is created to read:

22 71.42 (2) (m) 1. For taxable years beginning after December 31, 2018, “Internal
23 Revenue Code” means the federal Internal Revenue Code as amended to December
24 31, 2018, except as provided in subds. 2. to 4. and s. 71.98 and subject to subd. 5.

SENATE BILL 59**SECTION 959**

1 2. For purposes of this paragraph, “Internal Revenue Code” does not include
2 the following provisions of federal public laws for taxable years beginning after
3 December 31, 2018: section 13113 of P.L. 103-66; sections 1, 3, 4, and 5 of P.L.
4 106-519; sections 101, 102, and 422 of P.L. 108-357; sections 1310 and 1351 of P.L.
5 109-58; section 11146 of P.L. 109-59; section 403 (q) of P.L. 109-135; section 513 of
6 P.L. 109-222; sections 104 and 307 of P.L. 109-432; sections 8233 and 8235 of P.L.
7 110-28; section 11 (e) and (g) of P.L. 110-172; section 301 of P.L. 110-245; section
8 15351 of P.L. 110-246; section 302 of division A, section 401 of division B, and sections
9 312, 322, 502 (c), 707, and 801 of division C of P.L. 110-343; sections 1232, 1241, 1251,
10 1501, and 1502 of division B of P.L. 111-5; sections 211, 212, 213, 214, and 216 of P.L.
11 111-226; sections 2011 and 2122 of P.L. 111-240; sections 753, 754, and 760 of P.L.
12 111-312; section 1106 of P.L. 112-95; sections 104, 318, 322, 323, 324, 326, 327, and
13 411 of P.L. 112-240; P.L. 114-7; section 1101 of P.L. 114-74; section 305 of division
14 P of P.L. 114-113; sections 123, 125 to 128, 143, 144, 151 to 153, 165 to 167, 169 to
15 171, 189, 191, 307, 326, and 411 of division Q of P.L. 114-113; sections 11011, 13201
16 (a) to (e) and (g), 13801, 14101, 14102, 14103, 14201, 14202, 14211, 14212, 14213,
17 14214, 14215, 14221, 14222, 14301, 14302, 14304, and 14401 of P.L. 115-97; sections
18 40304, 40305, 40306, and 40412 of P.L. 115-123; section 101 (c) of division T of P.L.
19 115-141; and sections 101 (d) and (e), 102, 201 to 207, 301, 302, and 401 (a) (47) and
20 (195), (b) (13), (17), (22) and (30), and (d) (1) (D) (v), (vi), and (xiii) and (xvii) (II) of
21 division U of P.L. 115-141.

22 3. For purposes of this paragraph, “Internal Revenue Code” does not include
23 amendments to the federal Internal Revenue Code enacted after December 31, 2018.

24 4. For purposes of this paragraph, “Internal Revenue Code” does not include
25 section 847 of the federal Internal Revenue Code.

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1 5. For purposes of this paragraph, the provisions of federal public laws that
2 directly or indirectly affect the Internal Revenue Code, as defined in this paragraph,
3 apply for Wisconsin purposes at the same time as for federal purposes, except that
4 changes made by sections 11012, 13221, 13301, 13304 (a) and (b), 13531, and 13601
5 of P.L. 115-97, 20101, 20102, 20104, 20201, 40201, 40202, 40203, 40308, 40309,
6 40311, 40414, 41101, 41107, 41115, and 41116 of PL. 115-123 and section 101 (a), (b),
7 and (h) of division U of P.L. 115-141 apply for taxable years beginning after
8 December 31, 2018.

9 **SECTION 960.** 71.42 (2p) of the statutes is created to read:

10 71.42 (2p) For purposes of sub. (2) (b), 2013 stats., "Internal Revenue Code"
11 includes section 109 of division U of P.L. 115-141.

12 **SECTION 961.** 71.45 (1t) (n) of the statutes is created to read:

13 71.45 (1t) (n) Those issued by the Wisconsin Health and Educational Facilities
14 Authority under s. 231.03 (6), if the bonds or notes are issued in an amount totaling
15 \$35,000,000 or less, and to the extent that the interest income received is not
16 otherwise exempt under this subsection.

17 **SECTION 962.** 71.45 (2) (a) 10. of the statutes is amended to read:

18 71.45 (2) (a) 10. By adding to federal taxable income the amount of credit
19 computed under s. 71.47 (1dm) to (1dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn),
20 (3w), (3y), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5r), (5rm), (6n), (8b), (8r), (9s), and (10)
21 and not passed through by a partnership, limited liability company, or tax-option
22 corporation that has added that amount to the partnership's, limited liability
23 company's, or tax-option corporation's income under s. 71.21 (4) or 71.34 (1k) (g) and
24 the amount of credit computed under s. 71.47 (1), (3), (3t), (4), (4m), and (5).

25 **SECTION 963.** 71.45 (2) (a) 20. of the statutes is created to read:

SENATE BILL 59**SECTION 963**

1 71.45 (2) (a) 20. By adding to federal taxable income any amount deducted
2 under the Internal Revenue Code as moving expenses, as defined in s. 71.01 (8j), paid
3 or incurred during the taxable year to move the taxpayer's Wisconsin business
4 operation, in whole or in part, to a location outside the state or to move the taxpayer's
5 business operation outside the United States.

6 **SECTION 964.** 71.47 (1dx) (a) 5. of the statutes is amended to read:

7 71.47 (1dx) (a) 5. "Member of a targeted group" means a person who resides
8 in an area designated by the federal government as an economic revitalization area,
9 a person who is employed in an unsubsidized job but meets the eligibility
10 requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position,
11 a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or
12 in a ~~trial employment match program job~~ subsidized employment placement, as
13 defined in s. 49.141 (1) (~~n~~) (Lm), a person who is eligible for child care assistance
14 under s. 49.155, a person who is a vocational rehabilitation referral, an economically
15 disadvantaged youth, an economically disadvantaged veteran, a supplemental
16 security income recipient, a general assistance recipient, an economically
17 disadvantaged ex-convict, a qualified summer youth employee, as defined in 26 USC
18 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp
19 recipient, if the person has been certified in the manner under s. 71.47 (1dj) (am) 3.,
20 2013 stats., by a designated local agency, as defined in s. 71.47 (1dj) (am) 2., 2013
21 stats.

22 **SECTION 965.** 71.47 (4) (k) 1. of the statutes is amended to read:

23 71.47 (4) (k) 1. The For taxable years beginning after December 31, 2017, and
24 before January 1, 2020, the amount of the claim not used to offset the tax due, not
25 to exceed 10 percent of the allowable amount of the claim under par. (ad) 4., 5., or 6.,

SENATE BILL 59**SECTION 965**

1 shall be certified by the department of revenue to the department of administration
2 for payment ~~by check, share draft, or other draft drawn~~ from the appropriation
3 account under s. 20.835 (2) (d). A person who is certified to claim tax benefits under
4 s. 238.396 (3) or (3m) is not eligible to receive the payment under this subdivision.

5 **SECTION 966.** 71.47 (4) (k) 1m. of the statutes is created to read:

6 71.47 (4) (k) 1m. For taxable years beginning after December 31, 2019, the
7 amount of the claim not used to offset the tax due, not to exceed 20 percent of the
8 allowable amount of the claim under par. (ad) 4., 5., or 6., shall be certified by the
9 department of revenue to the department of administration for payment from the
10 appropriation account under s. 20.835 (2) (d). A person who is certified to claim tax
11 benefits under s. 238.396 (3) or (3m) is not eligible to receive the payment under this
12 subdivision.

13 **SECTION 967.** 71.47 (4) (k) 2. of the statutes is amended to read:

14 71.47 (4) (k) 2. The amount of the claim not used to offset the tax due and not
15 certified for payment under subd. 1. or 1m. may be carried forward and credited
16 against Wisconsin income or franchise taxes otherwise due for the following 15
17 taxable years to the extent not offset by these taxes otherwise due in all intervening
18 years between the year in which the expense was incurred and the year in which the
19 carry-forward credit is claimed.

20 **SECTION 968.** 71.47 (6) (a) 3. of the statutes is amended to read:

21 71.47 (6) (a) 3. For taxable years beginning after December 31, 2013, and before
22 January 1, 2019, any person may claim as a credit against taxes otherwise due under
23 s. 71.43, up to the amount of those taxes, an amount equal to 20 percent of the costs
24 of qualified rehabilitation expenditures, as defined in section 47 (c) (2) of the Internal
25 Revenue Code, for qualified rehabilitated buildings, as defined in section 47 (c) (1)

SENATE BILL 59**SECTION 968**

1 of the Internal Revenue Code, on property located in this state, if the cost of the
2 person's qualified rehabilitation expenditures is at least \$50,000 and the
3 rehabilitated property is placed in service after December 31, 2013, and regardless
4 of whether the rehabilitated property is used for multiple or revenue-providing
5 purposes. No credit may be claimed under this subdivision for property listed as a
6 contributing building in the state register of historic places or in the national register
7 of historic places and no credit may be claimed under this subdivision for nonhistoric,
8 nonresidential property converted into housing if the property has been previously
9 used for housing.

10 **SECTION 969.** 71.47 (6) (cn) (intro.) of the statutes is amended to read:

11 71.47 (6) (cn) (intro.) For taxable years beginning after December 31, 2014, and
12 before January 1, 2019, the Wisconsin Economic Development Corporation shall
13 certify a person to claim a credit under par. (a) 3. if all of the following apply:

14 **SECTION 970.** 71.47 (6) (e) of the statutes is renumbered 71.47 (6) (e) 1.

15 **SECTION 971.** 71.47 (6) (e) 2. of the statutes is created to read:

16 71.47 (6) (e) 2. No credit may be claimed under par. (a) 3. for taxable years
17 beginning after December 31, 2018. Credits under par. (a) 3. for taxable years that
18 begin before January 1, 2019, may be carried forward to taxable years that begin
19 after December 31, 2018.

20 **SECTION 972.** 71.49 (1) (f) of the statutes is amended to read:

21 71.49 (1) (f) The total of farmland preservation credit under subch. IX,
22 farmland tax relief credit under s. 71.47 (2m), dairy manufacturing facility
23 investment credit under s. 71.47 (3p), jobs credit under s. 71.47 (3q), meat processing
24 facility investment credit under s. 71.47 (3r), woody biomass harvesting and
25 processing credit under s. 71.47 (3rm), food processing plant and food warehouse

SENATE BILL 59**SECTION 972**

1 investment credit under s. 71.47 (3rn), enterprise zone jobs credit under s. 71.47
2 (3w), business development credit under s. 71.47 (3y), research credit under s. 71.47
3 (4) (k) 1. and 1m., film production services credit under s. 71.47 (5f), film production
4 company investment credit under s. 71.47 (5h), beginning farmer and farm asset
5 owner tax credit under s. 71.47 (8r), and estimated tax payments under s. 71.48.

6 **SECTION 973.** 71.52 (6) of the statutes is amended to read:

7 71.52 (6) "Income" means the sum of Wisconsin adjusted gross income and the
8 following amounts, to the extent not included in Wisconsin adjusted gross income:
9 maintenance payments (except foster care maintenance and supplementary
10 payments excludable under section 131 of the internal revenue code), support money,
11 cash public assistance (not including credit granted under this subchapter and
12 amounts under s. 46.27, 2017 stats.), cash benefits paid by counties under s. 59.53
13 (21), the gross amount of any pension or annuity (including railroad retirement
14 benefits, all payments received under the federal social security act and veterans
15 disability pensions), nontaxable interest received from the federal government or
16 any of its instrumentalities, nontaxable interest received on state or municipal
17 bonds, worker's compensation, unemployment insurance, the gross amount of "loss
18 of time" insurance, compensation and other cash benefits received from the United
19 States for past or present service in the armed forces, scholarship and fellowship gifts
20 or income, capital gains, gain on the sale of a personal residence excluded under
21 section 121 of the internal revenue code, dividends, income of a nonresident or
22 part-year resident who is married to a full-year resident, housing allowances
23 provided to members of the clergy, the amount by which a resident manager's rent
24 is reduced, nontaxable income of an American Indian, nontaxable income from
25 sources outside this state and nontaxable deferred compensation. Intangible drilling

SENATE BILL 59**SECTION 973**

1 costs, depletion allowances and depreciation, including first-year depreciation
2 allowances under section 179 of the internal revenue code, amortization,
3 contributions to individual retirement accounts under section 219 of the internal
4 revenue code, contributions to Keogh plans, net operating loss carry-backs and
5 carry-forwards, capital loss carry-forwards, and disqualified losses deducted in
6 determining Wisconsin adjusted gross income shall be added to "income". "Income"
7 does not include gifts from natural persons, cash reimbursement payments made
8 under title XX of the federal social security act, surplus food or other relief in kind
9 supplied by a governmental agency, the gain on the sale of a personal residence
10 deferred under section 1034 of the internal revenue code or nonrecognized gain from
11 involuntary conversions under section 1033 of the internal revenue code. Amounts
12 not included in adjusted gross income but added to "income" under this subsection
13 in a previous year and repaid may be subtracted from income for the year during
14 which they are repaid. Scholarship and fellowship gifts or income that are included
15 in Wisconsin adjusted gross income and that were added to household income for
16 purposes of determining the credit under this subchapter in a previous year may be
17 subtracted from income for the current year in determining the credit under this
18 subchapter. A marital property agreement or unilateral statement under ch. 766 has
19 no effect in computing "income" for a person whose homestead is not the same as the
20 homestead of that person's spouse.

21 **SECTION 974.** 71.54 (1) (g) (intro.) of the statutes is amended to read:

22 71.54 (1) (g) *2012 and thereafter to 2019.* (intro.) The amount of any claim for
23 calendar years beginning before January 1, 2020, filed in 2012 and thereafter and
24 based on property taxes accrued or rent constituting property taxes accrued during
25 the previous year is limited as follows:

SENATE BILL 59**SECTION 975**

1 **SECTION 975.** 71.54 (1) (h) of the statutes is created to read:

2 71.54 (1) (h) *2020 and thereafter.* Subject to sub. (2m), the amount of any claim
3 for calendar years beginning after December 31, 2019, filed in 2020 and thereafter,
4 and based on property taxes accrued or rent constituting property taxes accrued
5 during the previous year is limited as follows:

6 1. If the household income was \$8,060 or less in the year to which the claim
7 relates, the claim is limited to 80 percent of the property taxes accrued or rent
8 constituting property taxes accrued or both in that year on the claimant's homestead.

9 2. If the household income was more than \$8,060 in the year to which the claim
10 relates, the claim is limited to 80 percent of the amount by which the property taxes
11 accrued or rent constituting property taxes accrued or both in that year on the
12 claimant's homestead exceeds 6.655 percent of the household income exceeding
13 \$8,060.

14 3. No credit may be allowed if the household income of a claimant exceeds
15 \$30,000.

16 4. Notwithstanding the time limitations described in par. (g) (intro.), the
17 provisions of par. (g) 4., 5., 6., and 7. apply to claims filed under this paragraph.

18 **SECTION 976.** 71.54 (2) (b) 4. of the statutes is amended to read:

19 71.54 (2) (b) 4. In calendar years 2011 ~~or any subsequent calendar year to 2019,~~
20 \$1,460.

21 **SECTION 977.** 71.54 (2) (b) 5. of the statutes is created to read:

22 71.54 (2) (b) 5. Subject to sub. (2m), in calendar year 2020 or any subsequent
23 calendar year, \$1,460.

24 **SECTION 978.** 71.54 (2m) of the statutes is amended to read:

SENATE BILL 59**SECTION 978**

1 71.54 **(2m)** INDEXING FOR INFLATION; ~~2010 2020 AND THEREAFTER~~. (a) For calendar
2 years beginning after December 31, 2009, and before January 1, 2011 2019, the dollar
3 amounts of the threshold income under sub. (1) ~~(f)~~ (h) 1. and 2., the maximum
4 household income under sub. (1) ~~(f)~~ (h) 3. and the maximum property taxes under
5 sub. (2) (b) ~~3.~~ 5. shall be increased each year by a percentage equal to the percentage
6 change between the U.S. consumer price index for all urban consumers, U.S. city
7 average, for the 12-month average of the U.S. consumer price index for the month
8 of August of the year before the previous year through the month of July of the
9 previous year and the U.S. consumer price index for all urban consumers, U.S. city
10 average, for the 12-month average of the U.S. consumer price index for August ~~2007~~
11 2017 through July ~~2008~~ 2018, as determined by the federal department of labor,
12 except that the adjustment may occur only if the percentage is a positive number.
13 Each amount that is revised under this paragraph shall be rounded to the nearest
14 multiple of \$10 if the revised amount is not a multiple of \$10 or, if the revised amount
15 is a multiple of \$5, such an amount shall be increased to the next higher multiple of
16 \$10. The department of revenue shall annually adjust the changes in dollar amounts
17 required under this paragraph and incorporate the changes into the income tax
18 forms and instructions.

19 (b) The department of revenue shall annually adjust the slope under sub. (1)
20 ~~(f)~~ (h) 2. such that, as a claimant's income increases from the threshold income as
21 calculated under par. (a), to an amount that exceeds the maximum household income
22 as calculated under par. (a), the credit that may be claimed is reduced to \$0 and the
23 department of revenue shall incorporate the changes into the income tax forms and
24 instructions.

25 **SECTION 979.** 71.54 (2m) (c) of the statutes is created to read:

SENATE BILL 59**SECTION 979**

1 71.54 **(2m)** (c) Notwithstanding the indexing provisions under par. (a), the
2 dollar amount of maximum household income under sub. (1) (h) 3. may not be
3 indexed for a claim filed for calendar years beginning after December 31, 2019, and
4 before January 1, 2021.

5 **SECTION 980.** 71.58 (7) (a) of the statutes is amended to read:

6 71.58 **(7)** (a) For an individual, means income as defined under s. 71.52 (6), plus
7 nonfarm business losses, plus amounts under s. 46.27, 2017 stats., less net operating
8 loss carry-forwards, less first-year depreciation allowances under section 179 of the
9 internal revenue code and less the first \$25,000 of depreciation expenses in respect
10 to the farm claimed by all of the individuals in a household.

11 **SECTION 981.** 71.78 (4) (m) of the statutes is amended to read:

12 71.78 **(4)** (m) The chief executive officer of the Wisconsin Economic
13 Development Corporation and employees of the corporation to the extent necessary
14 to administer ~~the development zone program~~ economic development programs under
15 subch. II of ch. 238.

16 **SECTION 982.** 71.78 (5) of the statutes is amended to read:

17 71.78 **(5)** AGREEMENT WITH DEPARTMENT. Copies of returns and claims specified
18 in sub. (1) and related schedules, exhibits, writings or audit reports shall not be
19 furnished to the persons listed under sub. (4), except persons under sub. (4) (e), (k),
20 (n), (o) and (q) or under an agreement between the department of revenue and
21 another agency of government or the Wisconsin Economic Development Corporation.

22 **SECTION 983.** 71.80 (25) (a) of the statutes is renumbered 71.80 (25), and 71.80
23 (25) (title), as renumbered, is amended to read:

24 71.80 **(25)** (title) NET OPERATING AND BUSINESS LOSS CARRY-FORWARD AND
25 CARRY-BACK.

SENATE BILL 59**SECTION 984**

1 **SECTION 984.** 71.80 (25) (b) of the statutes is repealed.

2 **SECTION 985.** 71.83 (1) (ch) of the statutes is created to read:

3 71.83 (1) (ch) *First-time home buyers savings account withdrawals.* If an
4 account holder, as defined under s. 71.10 (10) (a) 1., or an account holder's estate is
5 required to add any amount to federal adjusted gross income under s. 71.05 (6) (a)
6 29., the account holder or the account holder's estate shall also pay an amount equal
7 to 10 percent of the amount that was added to income under s. 71.05 (6) (a) 29. The
8 department of revenue shall assess, levy, and collect the penalty under this
9 paragraph as it assesses, levies, and collects taxes under this chapter.

10 **SECTION 986.** 71.93 (title) of the statutes is amended to read:

11 **71.93 (title) Setoffs for other state agencies and debt collection for state**
12 **agencies, municipalities, and counties.**

13 **SECTION 987.** 71.93 (1) (a) 3. of the statutes is repealed.

14 **SECTION 988.** 71.93 (1) (a) 4. of the statutes is repealed.

15 **SECTION 989.** 71.93 (1) (a) 5. of the statutes is repealed.

16 **SECTION 990.** 71.93 (1) (a) 6. of the statutes is repealed.

17 **SECTION 991.** 71.93 (1) (a) 7m. of the statutes is repealed.

18 **SECTION 992.** 71.93 (1) (a) 8. of the statutes is repealed.

19 **SECTION 993.** 71.93 (1) (a) 9. of the statutes is created to read:

20 71.93 (1) (a) 9. A delinquent child support or spousal support obligation that
21 is certified under s. 49.855 and is owed to, or may be recovered by the department
22 of children and families on behalf of, a custodial parent, former spouse, or other
23 person.

24 **SECTION 994.** 71.93 (1) (a) 10. of the statutes is created to read:

SENATE BILL 59**SECTION 994**

1 71.93 (1) (a) 10. Restitution owed pursuant to an order or judgment under s.
2 973.09 (3) (b) or 973.20 (1r) that may be owed to, paid to, or recovered by the victim,
3 the department of corrections, a court, or a clerk of court.

4 **SECTION 995.** 71.93 (1) (b) of the statutes is amended to read:

5 71.93 (1) (b) “Debtor” means any person owing a debt to a state agency and any
6 person who owes a delinquent child support or spousal support obligation to an
7 agency of another state.

8 **SECTION 996.** 71.93 (1) (d) 3. of the statutes is created to read:

9 71.93 (1) (d) 3. A lottery prize equal to at least \$600 that exceeds a debtor’s
10 Wisconsin tax liability or other liability owed to the department.

11 **SECTION 997.** 71.93 (1) (d) 4. of the statutes is created to read:

12 71.93 (1) (d) 4. Compensation or payment owed to a lottery retailer under ch.
13 565, whether owed by statute, rule, or contract, that exceeds a debtor’s Wisconsin tax
14 liability or liability owed to the department.

15 **SECTION 998.** 71.93 (1) (e) of the statutes is renumbered 71.93 (1) (e) (intro.) and
16 amended to read:

17 71.93 (1) (e) (intro.) “State agency” ~~has the meaning set forth under s. 20.001~~
18 (1). means any of the following:

19 **SECTION 999.** 71.93 (1) (e) 1. of the statutes is created to read:

20 71.93 (1) (e) 1. An office, department, or independent agency in the executive
21 branch of the Wisconsin state government, the legislature, or the courts.

22 **SECTION 1000.** 71.93 (1) (e) 2. of the statutes is created to read:

23 71.93 (1) (e) 2. The State of Wisconsin.

24 **SECTION 1001.** 71.93 (2) (title) of the statutes is amended to read:

25 71.93 (2) (title) CERTIFICATION OF STATE AGENCY DEBTS.

SENATE BILL 59**SECTION 1002**

1 **SECTION 1002.** 71.93 (2) of the statutes is renumbered 71.93 (2) (a) and
2 amended to read:

3 71.93 **(2)** (a) A state agency may certify to the department any properly
4 identified debt exceeding \$20 so that the department may set off the amount of the
5 debt against a refund to the debtor or so that the department of administration may
6 reduce a disbursement to the debtor by the amount of the debt. At least 30 days prior
7 to certification each debtor shall be sent a notice by the state agency of its intent to
8 certify the debt to the department for setoff or reduction and of the debtor's right of
9 appeal. At the time of certification, the certifying state agency shall furnish the
10 social security number or operator's license number of individual debtors and the
11 federal employer identification number of other debtors.

12 **SECTION 1003.** 71.93 (2) (b) of the statutes is created to read:

13 71.93 **(2)** (b) A state agency wishing to certify a debt to the department shall
14 enter into a written agreement with the department prior to any certification under
15 par. (a). A certification of debt by a state agency, or changes to a certification, shall
16 be in a manner and form prescribed by the department. The secretary of revenue
17 shall be the final authority in the resolution of an interagency dispute regarding the
18 certification of a debt. If a refund or disbursement is adjusted after a setoff or
19 reduction, the department may readjust any erroneous settlement with the
20 certifying state agency.

21 **SECTION 1004.** 71.93 (3) (title) of the statutes is repealed and recreated to read:

22 71.93 **(3)** (title) SETOFF.

23 **SECTION 1005.** 71.93 (3) (a) (intro.) of the statutes is amended to read:

24 71.93 **(3)** (a) (intro.) The department of revenue shall setoff set off any debt or
25 other amount owed to the department, regardless of the origin of the debt or of the

SENATE BILL 59**SECTION 1005**

1 amount, its nature or its date. ~~The department's setoff shall include the use of~~
2 ~~unclaimed property owed to the debtor under s. 177.24, against a refund owed to the~~
3 ~~debtor.~~ If after the setoff there remains a refund in excess of \$10, the department
4 shall set off the remaining refund against certified debts of other entities in the
5 following order:

6 **SECTION 1006.** 71.93 (3) (a) 1. of the statutes is amended to read:

7 71.93 (3) (a) 1. Debt under s. 49.855 (1), certified by the department of children
8 and families under sub. (2) (a).

9 **SECTION 1007.** 71.93 (3) (a) 1m. of the statutes is amended to read:

10 71.93 (3) (a) 1m. ~~Debt certified~~ Restitution under s. ~~973.20 (10) (b)~~ sub. (1) (a)
11 10. that is certified by the department of corrections, a court, or a clerk of court.

12 **SECTION 1008.** 71.93 (3) (a) 3. of the statutes is amended to read:

13 71.93 (3) (a) 3. Debt under s. 71.935 owed to ~~local units of government a~~
14 municipality or county and collected pursuant to an agreement under sub. (8).

15 **SECTION 1009.** 71.93 (3) (a) 4. of the statutes is amended to read:

16 71.93 (3) (a) 4. Debt certified under sub. (2) (a), other than child support debt
17 certified by the department of children and families.

18 **SECTION 1010.** 71.93 (3) (a) 7. of the statutes is amended to read:

19 71.93 (3) (a) 7. Federal ~~tax~~ obligations collected pursuant to an agreement
20 under s. 73.03 (52) (a) or (b).

21 **SECTION 1011.** 71.93 (3) (b) of the statutes is amended to read:

22 71.93 (3) (b) The department shall provide the information obtained under sub.
23 (2) (a) to the department of administration. Before reducing any disbursement as
24 provided under this paragraph, the department of administration shall contact the
25 department to verify whether a certified debt that is the basis of the reduction has

SENATE BILL 59**SECTION 1011**

1 been collected by other means. If the certified debt remains uncollected, the
2 department of administration shall reduce the disbursement by the amount of the
3 debtor's certified debt under sub. (2) (a), notify the department of such reduction and
4 disbursement, and remit the amount of the reduction to the department in the
5 manner prescribed by the department. If more than one certified debt exists for any
6 debtor, the disbursement shall be reduced first by any debts certified under s. 73.12
7 then by the earliest debt certified. Any legal action contesting a reduction under this
8 paragraph shall be brought against the state agency that certified the debt under
9 sub. (2) (a).

10 **SECTION 1012.** 71.93 (3) (d) of the statutes is created to read:

11 71.93 (3) (d) The department may provide, upon request by a state agency, a
12 report that details each active debt subject to this section of the state agency,
13 including the ending balance. The department may provide a weekly report to a state
14 agency of amounts collected and payments through electronic funds transfer or state
15 account system general ledger transfer.

16 **SECTION 1013.** 71.93 (4) of the statutes is repealed.

17 **SECTION 1014.** 71.93 (5) of the statutes is renumbered 71.93 (3) (e) and
18 amended to read:

19 71.93 (3) (e) ~~Debtor charged for costs.~~ Each debtor shall be charged for
20 ~~administration expenses~~ a collection fee, and the amounts charged shall be credited
21 to the department's appropriation under s. 20.566 (1) (h). The department may set
22 off amounts charged to the debtor under this subsection against any refund owed to
23 the debtor, in the manner provided in sub. (3). ~~Annually on or before November 1,~~
24 ~~the department shall review its costs incurred during the previous fiscal year in~~

SENATE BILL 59**SECTION 1014**

1 ~~administering state agency setoffs and reductions and shall adjust its subsequent~~
2 ~~charges to each debtor to reflect that experience.~~

3 **SECTION 1015.** 71.93 (6) of the statutes is repealed.

4 **SECTION 1016.** 71.93 (7) (title) of the statutes is repealed.

5 **SECTION 1017.** 71.93 (7) of the statutes is renumbered 71.93 (3) (f).

6 **SECTION 1018.** 71.93 (8) (title) of the statutes is amended to read:

7 71.93 (8) (title) ~~STATE AGENCY DEBT~~ DEBT COLLECTION AGREEMENTS.

8 **SECTION 1019.** 71.93 (8) (a) of the statutes is repealed.

9 **SECTION 1020.** 71.93 (8) (b) 1. of the statutes is renumbered 71.93 (8) (am) and
10 amended to read:

11 71.93 (8) (am) Except for debts under sub. (1) (a) 2. and 9. and except as
12 provided in subd. 2. par. (bm), a state agency and the department of revenue shall
13 enter into a written agreement to have the department collect any amount owed to
14 the state agency a debt that is more than 90 days past due, unless negotiations
15 between the agency and debtor are actively ongoing, the debt is the subject of legal
16 action or administrative proceedings, or the agency determines that the debtor is
17 adhering to an acceptable payment arrangement. At least 30 days before the
18 department pursues the collection of any debt referred by a state agency, either the
19 department or the agency shall provide the debtor with a written notice that the debt
20 will be referred to the department for collection. Any legal action contesting the
21 validity of a debt shall be brought against the state agency that referred the debt.

22 The department may collect amounts owed, pursuant to the written agreement, from
23 the debtor in addition to offsetting the amounts as provided under sub. (3). The
24 department shall charge each debtor whose debt is subject to collection under this

SENATE BILL 59**SECTION 1020**

1 paragraph a collection fee and that amount shall be credited to the appropriation
2 under s. 20.566 (1) (h).

3 **SECTION 1021.** 71.93 (8) (b) 2. of the statutes is renumbered 71.93 (8) (bm) and
4 amended to read:

5 71.93 (8) (bm) The department may enter into agreements described under
6 ~~subd. 1. par. (am)~~ with the courts, the legislature, authorities, as defined in s. 16.41
7 (4), and local units of government, to collect debt under s. 71.935, municipalities and
8 counties. Any legal action contesting the validity of a debt shall be brought against
9 the unit of government that referred the debt to the department.

10 **SECTION 1022.** 71.93 (8) (b) 3. of the statutes is repealed.

11 **SECTION 1023.** 71.93 (8) (b) 4. of the statutes is renumbered 71.93 (8) (c).

12 **SECTION 1024.** 71.93 (8) (b) 5. of the statutes is renumbered 71.93 (8) (d).

13 **SECTION 1025.** 71.93 (8) (b) 6. of the statutes is renumbered 71.93 (8) (e).

14 **SECTION 1026.** 71.935 (1) (a) of the statutes is amended to read:

15 71.935 (1) (a) "Debt" means a parking citation of at least \$20 that is unpaid and
16 for which there has been no court appearance by the date specified in the citation or,
17 if no date is specified, that is unpaid for at least 28 days; an unpaid fine, fee,
18 restitution or forfeiture of at least \$20; delinquent general property taxes, as defined
19 in s. 74.01 (1), or a delinquent special assessment, as defined in s. 74.01 (3), special
20 charge, as defined in s. 74.01 (4), or special tax, as defined in s. 74.01 (5), and any
21 interest or penalty charged due to the delinquency; and any other debt that is at least
22 \$20, including debt related to property taxes, if the debt has been reduced to a
23 judgment or the municipality or county to which the debt is owed has provided the
24 debtor reasonable notice and an opportunity to be heard with regard to the debt. For
25 purposes of this subsection, a debt owed to an ambulance service provider operating

SENATE BILL 59**SECTION 1026**

1 pursuant to a contract with a municipality or county under s. 59.54 (1), 60.565, 61.64,
2 or 62.133, is considered a debt owed to the municipality or county, if the debt relates
3 to providing ambulance services to individuals in that municipality or county as a
4 result of responding to requests that originate from a government-operated 911 call
5 center.

6 **SECTION 1027.** 71.935 (1) (am) of the statutes is repealed.

7 **SECTION 1028.** 71.935 (1) (ar) of the statutes is repealed.

8 **SECTION 1029.** 71.935 (1) (b) of the statutes is amended to read:

9 71.935 (1) (b) “Debtor” means a person who owes a debt ~~related to victim~~
10 ~~restitution or who owes a debt~~ to a municipality or county.

11 **SECTION 1030.** 71.935 (4) (a) of the statutes is repealed and recreated to read:

12 71.935 (4) (a) The department may provide, upon request by a municipality or
13 county, a report that details each active debt subject to this section of the
14 municipality or county, including the ending balance. The department may provide
15 a weekly report to a municipality or county of amounts collected and payments
16 disbursed through electronic funds transfer or state account system general ledger
17 transfer.

18 **SECTION 1031.** 71.935 (5) of the statutes is amended to read:

19 71.935 (5) Each debtor shall be charged ~~for administration expenses a~~
20 collection fee, and the amounts charged shall be credited to the appropriation
21 account under s. 20.566 (1) (h). The department may set off amounts charged to the
22 debtor under this subsection against any refund owed to the debtor, in the manner
23 provided in sub. (3). ~~Annually on or before November 1, the department shall review~~
24 ~~its costs incurred during the previous fiscal year in administering setoffs and~~

SENATE BILL 59**SECTION 1031**

1 ~~reductions under this section and shall adjust its subsequent charges to each debtor~~
2 ~~to reflect that experience.~~

3 **SECTION 1032.** 73.03 (67) of the statutes is amended to read:

4 73.03 **(67)** To submit a request for a supplement under s. 16.515 for
5 administering the debt collection program under s. 71.93 (8) ~~(b)~~ that includes a
6 detailed plan for implementing the program, a listing of agencies and other entities
7 that would participate in the program, an estimate of the amount of debt collections
8 under the program, and the fees that the debtors would pay under the program.

9 **SECTION 1033.** 73.03 (71) (b) of the statutes is amended to read:

10 73.03 **(71)** (b) After the department makes the determination under par. (a),
11 the department shall determine how much the lowest individual income tax rates
12 rate under s. 71.06 (1q) (a) and (2) (i) 1. and (j) 1. may be reduced for the taxable year
13 ending on December 31, 2019, in order to decrease individual income tax revenue by
14 the amount determined under par. (a). ~~For purposes of this paragraph, the tax rate~~
15 ~~reductions shall be calculated in proportion to the share of gross tax attributable to~~
16 ~~each of the tax brackets under s. 71.06 in effect during the most recently completed~~
17 ~~taxable year.~~

18 **SECTION 1034.** 73.03 (73) (f) 1. of the statutes is amended to read:

19 73.03 **(73)** (f) 1. Subject to subd. 2., for taxable years beginning after December
20 31, 2020, the department shall make the pilot program described under par. (b)
21 permanent and applicable to all eligible claimants of the earned income tax credit
22 under s. 71.07 (9e) ~~(aj)~~ (ak), based on the specifications described under pars. (b) and
23 (c) 2.

24 **SECTION 1035.** 74.09 (3) (gb) of the statutes is created to read:

SENATE BILL 59**SECTION 1035**

1 74.09 (3) (gb) 1. Include information from the school district where the property
2 is located regarding the amount of any gross reduction in state aid to the district
3 under ss. 115.7915 (4m), 118.60 (4d), and 121.08 (4) (b) in the previous year and the
4 current year and the percentage change between those years, except that this
5 paragraph does not apply in any year in which such a reduction does not occur.

6 2. In addition to the information provided under subd. 1., include the following
7 insert in substantially similar form:

8 “The gross reduction in state aid to your school district in the (current year)
9 is \$ as a result of pupils enrolled in the (statewide choice program) (Racine
10 choice program) (Milwaukee choice program) or as a result of payments to (a
11 private school) under the special needs scholarship program. Your school district had
12 the option to increase property taxes to replace this aid reduction.”

13 **SECTION 1036.** 76.636 (1) (e) 3. of the statutes is amended to read:

14 76.636 (1) (e) 3. A person who is ~~employed in a trial job, as defined in s. 49.141~~
15 ~~(1) (n), 2011 stats., or in a trial employment match program job subsidized~~
16 ~~employment placement~~, as defined in s. 49.141 (1) (n) (Lm).

17 **SECTION 1037.** 77.25 (7) of the statutes is amended to read:

18 77.25 (7) By a subsidiary corporation to its parent corporation for no
19 consideration, nominal consideration or in sole consideration of cancellation,
20 surrender or transfer of capital stock between parent and subsidiary corporation.

21 **SECTION 1038.** 77.25 (10) of the statutes is amended to read:

22 77.25 (10) Solely in order to provide or release security for a debt or obligation,
23 if the debt or obligation was not incurred as the result of a conveyance.

24 **SECTION 1039.** 77.51 (7i) of the statutes is created to read:

SENATE BILL 59**SECTION 1039**

1 77.51 (7i) (a) “Marketplace provider” means a person who contracts with a
2 seller to facilitate for consideration, regardless of whether deducted as fees from the
3 transaction, the sale of the seller’s products through a physical or electronic
4 marketplace operated by the person and who meets all of the following conditions:

5 1. The person engages, directly or through one or more affiliated persons, in any
6 of the following activities:

7 a. Transmitting or communicating the offer or acceptance between the seller
8 and a buyer.

9 b. Owning or operating the technology or the electronic or physical
10 infrastructure that brings together the seller and a buyer.

11 c. Providing a virtual currency that a buyer is allowed or required to use to
12 purchase a product from the seller.

13 d. Developing software or conducting research and development for an activity
14 described in par. (b) that is directly related to a physical or electronic marketplace
15 operated by the person or an affiliated person.

16 2. The person engages in any of the following activities with respect to the
17 seller’s products:

18 a. Providing payment processing services.

19 b. Providing fulfillment or storage services.

20 c. Listing products for sale.

21 d. Setting prices.

22 e. Branding sales as those of the marketplace provider.

23 f. Taking orders.

24 g. Advertising or promotion.

SENATE BILL 59**SECTION 1039**

1 h. Accepting or assisting with returns or exchanges or providing other types of
2 customer service.

3 (b) For purposes of this subsection, “affiliated person” means a person who,
4 with respect to another person, meets any of the following conditions:

5 1. The person has an ownership interest of more than 5 percent, whether direct
6 or indirect, in the other person.

7 2. The person is related to the other person because a 3rd person, or group of
8 3rd persons who are affiliated persons with respect to each other, holds an ownership
9 interest of more than 5 percent, whether direct or indirect, in the related person.

10 **SECTION 1040.** 77.51 (7j) of the statutes is created to read:

11 77.51 (7j) “Marketplace seller” means a seller who sells products through a
12 physical or electronic marketplace operated by a marketplace provider, regardless
13 of whether the seller is required to be registered with the department.

14 **SECTION 1041.** 77.51 (11d) of the statutes is amended to read:

15 77.51 (11d) For purposes of subs. (1ag), (1f), (3pf), (7i), (7j), and (9p) and ss.
16 77.52 (20) and (21), 77.522, 77.54 (9g), (51), (52), and (60), and 77.59 (5r), “product”
17 includes tangible personal property, and items, property, and goods under s. 77.52
18 (1) (b), (c), and (d), and services.

19 **SECTION 1042.** 77.51 (13) (intro.) of the statutes is amended to read:

20 77.51 (13) (intro.) ~~Except as provided in sub. (13b), “retailer”~~ “Retailer”
21 includes:

22 **SECTION 1043.** 77.51 (13) (a) of the statutes is amended to read:

23 77.51 (13) (a) Every seller who makes any sale on the seller’s own behalf or on
24 behalf of another person, regardless of whether the sale is mercantile in nature, of

SENATE BILL 59**SECTION 1043**

1 tangible personal property, or items, property, or goods under s. 77.52 (1) (b), (c), or
2 (d), or a service specified under s. 77.52 (2) (a).

3 **SECTION 1044.** 77.51 (13) (c) of the statutes is amended to read:

4 77.51 (13) (c) When the department determines that it is necessary for the
5 efficient administration of this subchapter to regard any salespersons,
6 representatives, peddlers, marketplace providers, or canvassers as the agents of the
7 dealers, distributors, marketplace sellers, supervisors, or employers under whom
8 they operate or from whom they obtain the tangible personal property or items,
9 property, or goods under s. 77.52 (1) (b), (c), or (d) sold by them, irrespective of
10 whether they are making the sales on their own behalf or on behalf of such dealers,
11 distributors, marketplace sellers, supervisors, or employers, the department may so
12 regard them and may regard the dealers, distributors, marketplace sellers,
13 supervisors, or employers as retailers for purposes of this subchapter.

14 **SECTION 1045.** 77.51 (13) (p) 7. of the statutes is created to read:

15 77.51 (13) (p) 7. Whether the seller sells on the seller's own behalf or on behalf
16 of another person.

17 **SECTION 1046.** 77.51 (13) (q) of the statutes is created to read:

18 77.51 (13) (q) A marketplace provider who facilitates, on behalf of a
19 marketplace seller, sales that are sourced to this state as provided under s. 77.522
20 of tangible personal property, or items, property, or goods under s. 77.52 (1) (b), (c),
21 or (d), or services.

22 **SECTION 1047.** 77.51 (13b) of the statutes is repealed.

23 **SECTION 1048.** 77.51 (14) (n) 7. of the statutes is created to read:

24 77.51 (14) (n) 7. Whether the seller sells on the seller's own behalf or on behalf
25 of another person.

SENATE BILL 59**SECTION 1049**

1 **SECTION 1049.** 77.51 (17) (g) of the statutes is created to read:

2 77.51 (17) (g) Whether the seller sells on the seller's own behalf or on behalf
3 of another person.

4 **SECTION 1050.** 77.52 (3m) of the statutes is created to read:

5 77.52 (3m) A marketplace provider is liable for the tax imposed under this
6 section on the sales price the marketplace provider charges to the purchaser of
7 tangible personal property, or items, property, or goods under sub. (1) (b), (c), or (d),
8 or services under sub. (2), including any charges for facilitating the sale of the
9 property, items, goods, or services.

10 **SECTION 1051.** 77.52 (14) (c) of the statutes is created to read:

11 77.52 (14) (c) A marketplace provider shall obtain and maintain each
12 exemption certificate from a purchaser claiming an exemption for a sale facilitated
13 by the marketplace provider on behalf of a marketplace seller.

14 **SECTION 1052.** 77.523 of the statutes is created to read:

15 **77.523 Liability of marketplace providers and sellers. (1)** A marketplace
16 provider shall collect and remit tax on a sale facilitated on behalf of a marketplace
17 seller.

18 **(2)** A marketplace provider who collects and remits tax on a sale under sub. (1)
19 shall notify the marketplace seller that the marketplace provider is collecting and
20 remitting the tax. Upon notification, only the marketplace provider may be audited
21 and held liable for tax on the sale. If notification is not provided, the marketplace
22 provider and marketplace seller may be audited and held liable for tax on the sale.

23 **(3)** Upon examination by the department and subject to the limitations in subs.
24 (4) to (6), a marketplace provider is relieved of liability under this subchapter for the

SENATE BILL 59**SECTION 1052**

1 failure to collect and remit tax on a sale if the marketplace provider can show all of
2 the following to the department's satisfaction:

3 (a) The sale was made solely on behalf of a marketplace seller.

4 (b) The marketplace provider notified the marketplace seller under sub. (2).

5 (c) The retail sale was properly sourced to this state under s. 77.522.

6 (4) The relief from liability under sub. (3) may not exceed 5 percent of the tax
7 due for the sale.

8 (5) Subsection (3) does not apply if the failure to collect and remit tax was due
9 to an error in sourcing the sale under s. 77.522.

10 (6) Subsection (3) does not apply to a sale occurring after December 31, 2020.

11 (7) Nothing in this section affects the obligations of a purchaser to remit use
12 tax on a transaction for which the marketplace provider and marketplace seller did
13 not collect and remit the tax.

14 **SECTION 1053.** 77.54 (14) (intro.) of the statutes is amended to read:

15 77.54 (14) (intro.) The sales price from the sales of and the storage, use, or other
16 consumption in this state of drugs that are any of the following, not including
17 cannabis and tetrahydrocannabinols procured from dispensary, as defined in s. 94.57
18 (1) (a):

19 **SECTION 1054.** 77.54 (47) of the statutes is repealed.

20 **SECTION 1055.** 77.54 (62) of the statutes is repealed.

21 **SECTION 1056.** 77.585 (1g) of the statutes is created to read:

22 77.585 (1g) A marketplace provider who collects and remits tax on behalf of a
23 marketplace seller under s. 77.523 may claim a bad debt deduction under this
24 subsection if either the marketplace provider or marketplace seller may claim a
25 deduction under section 166 of the Internal Revenue Code for the sales transaction.

SENATE BILL 59**SECTION 1056**

1 A marketplace seller may not claim a deduction under this subsection for the same
2 transaction.

3 **SECTION 1057.** 77.585 (11) of the statutes is created to read:

4 77.585 (11) A marketplace seller may claim as a deduction on a return under
5 s. 77.58 the amount of the sales price for which the marketplace seller received
6 notification under s. 77.523 (2).

7 **SECTION 1058.** 77.59 (5) of the statutes is amended to read:

8 77.59 (5) The department may offset the amount of any refund for a period,
9 together with interest on the refund, against deficiencies for another period, and
10 against penalties and interest on the deficiencies, or against any amount of whatever
11 kind, due and owing on the books of the department from the person who is entitled
12 to the refund. If the refund is to be paid to a buyer, the department may also set off
13 amounts in the manner in which it sets off income tax and franchise tax refunds
14 under s. 71.93 and may set off amounts for child support or maintenance or both in
15 the manner in which it sets off income taxes under ss. 49.855 and 71.93 (3), ~~(6) and~~
16 ~~(7)~~. No person has any right to, or interest in, any refund under this chapter until
17 setoff under ss. 49.855, 71.93, and 71.935 has been completed.

18 **SECTION 1059.** 77.982 (2) of the statutes is amended to read:

19 77.982 (2) Sections 77.51 (1f), (3pf), (9p), (12m), ~~(13)~~, (14), (14g), (15a), ~~and~~
20 (15b), ~~and (17)~~, 77.52 (1b), (3), (5), (13), (14), and (18) to (23), 77.522, ~~77.523~~, 77.54
21 (51) and (52), 77.58 (1) to (5), (6m), and (7), 77.585, 77.59, 77.60, 77.61 (2), (3m), (5),
22 (6), (8), (9), (12) to (15), and (19m), and 77.62, as they apply to the taxes under subch.
23 III, apply to the tax under this subchapter. Section 77.73, as it applies to the taxes
24 under subch. V, applies to the tax under this subchapter.

25 **SECTION 1060.** 77.991 (2) of the statutes is amended to read:

SENATE BILL 59**SECTION 1060**

1 77.991 (2) Sections 77.51 (12m), (13), (14), (14g), (15a), and (15b), and (17),
2 77.52 (1b), (3), (5), (13), (14), (18), and (19), 77.522, 77.523, 77.58 (1) to (5), (6m), and
3 (7), 77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (6), (8), (9), (12) to (15), and (19m), and
4 77.62, as they apply to the taxes under subch. III, apply to the tax under this
5 subchapter. Section 77.73, as it applies to the taxes under subch. V, applies to the
6 tax under this subchapter. The renter shall collect the tax under this subchapter
7 from the person to whom the passenger car is rented.

8 **SECTION 1061.** 77.9951 (2) of the statutes is amended to read:

9 77.9951 (2) Sections 77.51 (3r), (12m), (13), (14), (14g), (15a), and (15b), and
10 (17), 77.52 (1b), (3), (5), (13), (14), (18), and (19), 77.522, 77.523, 77.58 (1) to (5), (6m),
11 and (7), 77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (6), (8), (9), (12) to (15), and (19m),
12 and 77.62, as they apply to the taxes under subch. III, apply to the fee under this
13 subchapter. The renter shall collect the fee under this subchapter from the person
14 to whom the vehicle is rented.

15 **SECTION 1062.** 78.01 (1) of the statutes is amended to read:

16 78.01 (1) IMPOSITION OF TAX AND BY WHOM PAID. An excise tax at the rate
17 determined under ss. 78.015 and ~~78.017~~ 78.018 is imposed on all motor vehicle fuel
18 received by a supplier for sale in this state, for sale for export to this state or for export
19 to this state except as otherwise provided in this chapter. The motor vehicle fuel tax
20 is to be computed and paid as provided in this chapter. Except as otherwise provided
21 in this chapter, a person who receives motor vehicle fuel under s. 78.07 shall collect
22 from the purchaser of the motor vehicle fuel that is received, and the purchaser shall
23 pay to the person who receives the motor vehicle fuel under s. 78.07, the tax imposed
24 by this section on each sale of motor vehicle fuel at the time of the sale, irrespective
25 of whether the sale is for cash or on credit. In each subsequent sale or distribution

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1 of motor vehicle fuel on which the tax has been collected as provided in this
2 subsection, the tax collected shall be added to the selling price so that the tax is paid
3 ultimately by the user of the motor vehicle fuel.

4 **SECTION 1063.** 78.015 (1) of the statutes is amended to read:

5 78.015 (1) Before April 1 the department shall recompute and publish the rate
6 for the tax imposed under s. 78.01 (1). The new rate per gallon shall be calculated
7 by multiplying the rate in effect at the time of the calculation by the amount obtained
8 under sub. (2). ~~After the calculation of the rate that takes effect on April 1, 2006, the~~
9 ~~department shall make no further calculation under this subsection and sub. (2).~~
10 This subsection first applies to the rate that takes effect on April 1, 2020.

11 **SECTION 1064.** 78.017 of the statutes is repealed.

12 **SECTION 1065.** 78.018 of the statutes is created to read:

13 **78.018 Rate adjustment.** On October 1, 2019, the rate of the tax imposed
14 under s. 78.01 (1) is increased by 8 cents.

15 **SECTION 1066.** 78.12 (4) (a) 4. of the statutes is amended to read:

16 78.12 (4) (a) 4. Multiply the number of gallons under subd. 3. by the rate
17 published under s. 78.015 as increased under s. ~~78.017~~ 78.018.

18 **SECTION 1067.** 78.12 (4) (b) 2. of the statutes is amended to read:

19 78.12 (4) (b) 2. Multiply the number of gallons under subd. 1. by the rate
20 published under s. 78.015 as increased under s. ~~78.017~~ 78.018.

21 **SECTION 1068.** 79.01 (2d) of the statutes is renumbered 79.01 (2d) (intro.) and
22 amended to read:

23 79.01 (2d) (intro.) There is established an account in the general fund entitled
24 the "County and Municipal Aid Account." The total amount to be distributed ~~in 2011~~

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1 to counties and municipalities from the county and municipal aid account is as
2 follows:

3 (a) In 2011, \$824,825,715 and the total amount to be distributed to counties and
4 municipalities in.

5 (b) Beginning in 2012, and in each year thereafter, from the county and
6 municipal aid account is and ending in 2019, \$748,075,715.

7 **SECTION 1069.** 79.01 (2d) (c) of the statutes is created to read:

8 79.01 (2d) (c) In 2020, and in each year thereafter, \$763,137,229.

9 **SECTION 1070.** 79.035 (5) of the statutes is renumbered 79.035 (5) (a) and
10 amended to read:

11 79.035 (5) (a) Except as provided in sub. (6), for the ~~distribution~~ distributions
12 beginning in 2013 and subsequent ~~years~~ ending in 2019, each county and
13 municipality shall receive a payment under this section that is equal to the amount
14 of the payment determined for the county or municipality under this section for 2012.

15 **SECTION 1071.** 79.035 (5) (b) of the statutes is created to read:

16 79.035 (5) (b) Except as provided in sub. (6), for the distribution in 2020 and
17 subsequent years, each county and municipality shall receive a payment under this
18 section that is equal to the amount of the payment determined for the county or
19 municipality under this section for 2012, increased by 2 percent.

20 **SECTION 1072.** 79.035 (7) (a) 1. of the statutes is amended to read:

21 79.035 (7) (a) 1. For an urban mass transit system that is eligible to receive
22 state aid under s. 85.20 (4m) (a) 6. cm. or d. and serving a population exceeding
23 200,000, ~~75~~ 20 percent of the total amount of grants received under s. 16.047 (4m).

24 **SECTION 1073.** 79.05 (2) (c) of the statutes is amended to read:

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1 79.05 (2) (c) Its municipal budget; exclusive of principal and interest on
2 long-term debt and exclusive of revenue sharing payments under s. 66.0305, levy
3 limit adjustments under s. 66.0602 (3) (e) 10., recycling fee payments under s.
4 289.645, expenditures of grant payments under s. 16.297 (1m), unreimbursed
5 expenses related to an emergency declared under s. 323.10, expenditures from
6 moneys received pursuant to P.L. 111-5, and expenditures made pursuant to a
7 purchasing agreement with a school district whereby the municipality makes
8 purchases on behalf of the school district; for the year of the statement under s.
9 79.015 increased over its municipal budget as adjusted under sub. (6); exclusive of
10 principal and interest on long-term debt and exclusive of revenue sharing payments
11 under s. 66.0305, levy limit adjustments under s. 66.0602 (3) (e) 10., recycling fee
12 payments under s. 289.645, expenditures of grant payments under s. 16.297 (1m),
13 unreimbursed expenses related to an emergency declared under s. 323.10,
14 expenditures from moneys received pursuant to P.L. 111-5, and expenditures made
15 pursuant to a purchasing agreement with a school district whereby the municipality
16 makes purchases on behalf of the school district; for the year before that year by less
17 than the sum of the inflation factor and the valuation factor, rounded to the nearest
18 0.10 percent.

19 **SECTION 1074.** 79.10 (4) of the statutes is amended to read:

20 79.10 (4) SCHOOL LEVY TAX CREDIT. Except as provided in sub. (5m), the amount
21 appropriated under s. 20.835 (3) (b) shall be distributed to municipalities in
22 proportion to their share of the sum of average school tax levies for all municipalities.
23 No municipality shall receive a payment under this subsection after 2020.

24 **SECTION 1075.** 79.10 (5m) of the statutes is amended to read:

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1 79.10 (5m) FIRST DOLLAR CREDIT. Each municipality shall receive, from the
2 appropriation under s. 20.835 (3) (b), an amount determined by multiplying the
3 school tax rate by the estimated fair market value, not exceeding the value
4 determined under sub. (11) (d), of every parcel of real property with improvements
5 that is located in the municipality. No municipality shall receive a payment under
6 this subsection after 2020.

7 **SECTION 1076.** 79.14 of the statutes is amended to read:

8 **79.14 School levy tax credit.** The appropriation under s. 20.835 (3) (b), for
9 the payments under s. 79.10 (4), is \$319,305,000 in 1994, 1995, and 1996;
10 \$469,305,000 beginning in 1997 and ending in 2006; \$593,050,000 in 2007;
11 \$672,400,000 in 2008; \$747,400,000 in 2009; \$732,550,000 in 2010, 2011, and 2012;
12 \$747,400,000 in 2013, 2014, and 2015; \$853,000,000 in 2016 and 2017; and
13 \$940,000,000 in 2018, 2019, and ~~in each year thereafter~~ 2020.

14 **SECTION 1077.** 79.15 of the statutes is amended to read:

15 **79.15 Improvements credit.** The total amount paid each year to
16 municipalities from the appropriation account under s. 20.835 (3) (b) for the
17 payments under s. 79.10 (5m) is \$75,000,000 in 2009, \$145,000,000 in 2010, and
18 \$150,000,000 in each year beginning in 2011 and in each year thereafter ending in
19 2020.

20 **SECTION 1078.** 84.013 (3) (af) of the statutes is created to read:

21 84.013 (3) (af) I 43 extending approximately 14.3 miles between Silver Spring
22 Drive in the city of Glendale and STH 60 in the village of Grafton, in Milwaukee and
23 Ozaukee counties.

24 **SECTION 1079.** 84.016 (2) of the statutes is amended to read:

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1 84.016 (2) Notwithstanding ss. 84.013, 84.51, 84.52, 84.53, 84.555, and 84.95,
2 but subject to s. 86.255, this state's share of costs for any major interstate bridge
3 project, ~~including preliminary design work for the project,~~ may be funded only from
4 the appropriations under ss. 20.395 (3) (dq), (dv), and (dx) and 20.866 (2) (ugm).

5 **SECTION 1080.** 84.41 (3) of the statutes is created to read:

6 84.41 (3) EMPLOYMENT REGULATIONS. Employment regulations set forth in s.
7 103.50 pertaining to wages and hours shall apply to all projects constructed under
8 s. 84.40 in the same manner as such laws apply to projects on other state highways.
9 Where applicable, the federal wages and hours law known as the Davis-Bacon act
10 shall apply.

11 **SECTION 1081.** 84.54 of the statutes, as created by 2017 Wisconsin Act 368, is
12 repealed.

13 **SECTION 1082.** 84.59 (6) of the statutes is amended to read:

14 84.59 (6) The building commission may contract revenue obligations when it
15 reasonably appears to the building commission that all obligations incurred under
16 this section can be fully paid from moneys received or anticipated and pledged to be
17 received on a timely basis. Except as provided in this subsection, the principal
18 amount of revenue obligations issued under this section may not exceed
19 ~~\$4,055,372,900~~ \$4,197,627,500, excluding any obligations that have been defeased
20 under a cash optimization program administered by the building commission, to be
21 used for transportation facilities under s. 84.01 (28) and major highway projects for
22 the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal
23 amount, the building commission may contract revenue obligations under this
24 section as the building commission determines is desirable to refund outstanding
25 revenue obligations contracted under this section, to make payments under

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1 agreements or ancillary arrangements entered into under s. 18.55 (6) with respect
2 to revenue obligations issued under this section, and to pay expenses associated with
3 revenue obligations contracted under this section.

4 **SECTION 1083.** 85.09 (2) (a) of the statutes is amended to read:

5 85.09 (2) (a) The department of transportation shall have the first right to
6 acquire, for present or future transportational or recreational purposes, any
7 property used in operating a railroad or railway, including land and rails, ties,
8 switches, trestles, bridges, and the like located on that property, that has been
9 abandoned. The department of transportation may, in connection with abandoned
10 rail property, assign this right to a state agency, the board of regents of the University
11 of Wisconsin System, any county or municipality, or any transit commission.
12 Acquisition by the department of transportation may be by gift, purchase, or
13 condemnation in accordance with the procedure under s. 32.05, ~~except that the power~~
14 ~~of condemnation may not be used to acquire property for the purpose of establishing~~
15 ~~or extending a recreational trail; a bicycle way, as defined in s. 340.01 (5s); a bicycle~~
16 ~~lane, as defined in s. 340.01 (5e); or a pedestrian way, as defined in s. 346.02 (8) (a).~~
17 In addition to its property management authority under s. 85.15, the department of
18 transportation may, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1),
19 lease and collect rents and fees for any use of rail property pending discharge of the
20 department's duty to convey property that is not necessary for a public purpose. No
21 person owning abandoned rail property, including any person to whom ownership
22 reverts upon abandonment, may convey or dispose of any abandoned rail property
23 without first obtaining a written release from the department of transportation
24 indicating that the first right of acquisition under this subsection will not be
25 exercised or assigned. No railroad or railway may convey any rail property prior to

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1 abandonment if the rail property is part of a rail line shown on the railroad's system
2 map as in the process of abandonment, expected to be abandoned, or under study for
3 possible abandonment unless the conveyance or disposal is for the purpose of
4 providing continued rail service under another company or agency. Any conveyance
5 made without obtaining such release is void. The first right of acquisition of the
6 department of transportation under this subsection does not apply to any rail
7 property declared by the department to be abandoned before January 1, 1977. The
8 department of transportation may acquire any abandoned rail property under this
9 section regardless of the date of its abandonment.

10 **SECTION 1084.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

11 85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the
12 department shall pay ~~\$61,724,900 for aid payable for calendar years 2012 to 2014~~
13 ~~and \$64,193,900 for aid payable for calendar year years 2015 to 2019 and~~
14 ~~\$70,613,300 for calendar year 2020~~ and thereafter, to the eligible applicant that pays
15 the local contribution required under par. (b) 1. for an urban mass transit system that
16 has annual operating expenses of \$80,000,000 or more. If the eligible applicant that
17 receives aid under this subd. 6. cm. is served by more than one urban mass transit
18 system, the eligible applicant may allocate the aid between the urban mass transit
19 systems in any manner the eligible applicant considers desirable.

20 **SECTION 1085.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

21 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the
22 department shall pay ~~\$16,219,200 for aid payable for calendar years 2012 to 2014~~
23 ~~and \$16,868,000 for aid payable for calendar year years 2015 to 2019 and~~
24 ~~\$18,554,800 for calendar year 2020~~ and thereafter, to the eligible applicant that pays
25 the local contribution required under par. (b) 1. for an urban mass transit system that

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1 has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000.
2 If the eligible applicant that receives aid under this subd. 6. d. is served by more than
3 one urban mass transit system, the eligible applicant may allocate the aid between
4 the urban mass transit systems in any manner the eligible applicant considers
5 desirable.

6 **SECTION 1086.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

7 85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the
8 amounts for aids are ~~\$23,267,200 in calendar years 2012 and 2013, \$23,544,900 in~~
9 ~~calendar year 2014, and \$24,486,700 in calendar year~~ years 2015 to 2019 and
10 \$26,935,400 in calendar year 2020 and thereafter. These amounts, to the extent
11 practicable, shall be used to determine the uniform percentage in the particular
12 calendar year.

13 **SECTION 1087.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

14 85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the
15 amounts for aids are ~~\$5,267,000 in calendar years 2012 and 2013, \$4,989,300 in~~
16 ~~calendar year 2014, and \$5,188,900 in calendar year~~ years 2015 to 2019 and
17 \$5,707,800 in calendar year 2020 and thereafter. These amounts, to the extent
18 practicable, shall be used to determine the uniform percentage in the particular
19 calendar year.

20 **SECTION 1088.** 85.203 of the statutes is created to read:

21 **85.203 Transit capital assistance grants. (1)** In this section:

22 (a) "Eligible applicant" has the meaning given in s. 85.20 (1) (b).

23 (b) "Public transit vehicle" means any vehicle used for providing transportation
24 service to the general public that is eligible for replacement under settlement
25 guidelines, as defined in s. 16.047 (1) (b).

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1 **(2)** The department shall administer a transit capital assistance grant
2 program. From the appropriation under s. 20.395 (1) (bt), the department shall
3 award grants to eligible applicants for the replacement of public transit vehicles.
4 The department shall establish criteria for awarding grants under this section.

5 **SECTION 1089.** 85.61 (1) of the statutes is amended to read:

6 **85.61 (1)** The secretary of transportation and the administrator of the elections
7 commission shall enter into an agreement to match personally identifiable
8 information on the official registration list maintained by the commission under s.
9 6.36 (1) and the information specified in ~~s. ss. 6.256 (2) and~~ 6.34 (2m) with personally
10 identifiable information in the operating record file database under ch. 343 and
11 vehicle registration records under ch. 341 to the extent required to enable the
12 secretary of transportation and the administrator of the elections commission to
13 verify the accuracy of the information provided for the purpose of voter registration.
14 Notwithstanding ss. 110.09 (2), 342.06 (1) (eg), and 343.14 (2j), but subject to s.
15 343.14 (2p) (b), the agreement shall provide for the transfer of electronic information
16 under s. 6.256 (2) to the commission on a continuous basis, no less often than
17 monthly.

18 **SECTION 1090.** 86.195 (5) (c) of the statutes is amended to read:

19 **86.195 (5) (c)** *Conformity with discrimination laws.* Each business identified
20 as a motorist service on a specific information sign shall, as a condition of eligibility
21 for erection, installation and maintenance of a sign under this section, give written
22 assurance to the department that the business conforms with all applicable laws
23 concerning the provisions of public accommodations without regard to race, religion,
24 color, sex ~~or~~, national origin, or status as a holder or nonholder of a license under s.
25 343.03 (3m).

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1 **SECTION 1091.** 86.30 (2) (a) 3. of the statutes is amended to read:

2 86.30 (2) (a) 3. For each mile of road or street under the jurisdiction of a
3 municipality as determined under s. 86.302, the mileage aid payment shall be ~~\$2,202~~
4 \$2,389 in calendar year ~~2017~~ 2019 and ~~\$2,389~~ \$2,628 in calendar year ~~2018~~ 2020 and
5 thereafter.

6 **SECTION 1092.** 86.30 (9) (b) of the statutes is amended to read:

7 86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),
8 the amounts for aids to counties are ~~\$98,400,200~~ \$111,093,800 in calendar year ~~2017~~
9 2019 and ~~\$111,093,800~~ \$122,203,200 in calendar year ~~2018~~ 2020 and thereafter.
10 These amounts, to the extent practicable, shall be used to determine the statewide
11 county average cost-sharing percentage in the particular calendar year.

12 **SECTION 1093.** 86.30 (9) (c) of the statutes is amended to read:

13 86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),
14 the amounts for aids to municipalities are ~~\$321,260,500~~ \$348,639,300 in calendar
15 year ~~2017~~ 2019 and ~~\$348,639,300~~ \$383,503,200 in calendar year ~~2018~~ 2020 and
16 thereafter. These amounts, to the extent practicable, shall be used to determine the
17 statewide municipal average cost-sharing percentage in the particular calendar
18 year.

19 **SECTION 1094.** 86.31 (3g) of the statutes is amended to read:

20 86.31 (3g) COUNTY TRUNK HIGHWAY IMPROVEMENTS — DISCRETIONARY GRANTS.
21 From the appropriation under s. 20.395 (2) (ft), the department shall allocate
22 ~~\$5,127,000 in fiscal years 2014-15 to 2016-17~~ and ~~\$5,393,400 in fiscal year~~ years
23 2017-2018 and 2018-19, \$5,569,400 in fiscal year 2019-20, and \$5,688,400 in fiscal
24 year 2020-21 and each fiscal year thereafter, to fund county trunk highway
25 improvements with eligible costs totaling more than \$250,000. The funding of

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1 improvements under this subsection is in addition to the allocation of funds for
2 entitlements under sub. (3).

3 **SECTION 1095.** 86.31 (3m) of the statutes is amended to read:

4 86.31 (3m) TOWN ROAD IMPROVEMENTS — DISCRETIONARY GRANTS. From the
5 appropriation under s. 20.395 (2) (ft), the department shall allocate ~~\$5,732,500 in~~
6 ~~fiscal years 2011-12 to 2016-17~~ and \$5,923,600 in fiscal year years 2017-18 and
7 2018-19, \$6,033,600 in fiscal year 2019-20, and \$6,162,400 in fiscal year 2020-21
8 and each fiscal year thereafter, to fund town road improvements with eligible costs
9 totaling \$100,000 or more. The funding of improvements under this subsection is in
10 addition to the allocation of funds for entitlements under sub. (3).

11 **SECTION 1096.** 86.31 (3r) of the statutes is amended to read:

12 86.31 (3r) MUNICIPAL STREET IMPROVEMENTS — DISCRETIONARY GRANTS. From the
13 appropriation under s. 20.395 (2) (ft), the department shall allocate ~~\$976,500 in fiscal~~
14 ~~years 2009-10 to 2016-17~~ and \$3,850,400 in fiscal year years 2017-18 and 2018-19,
15 \$3,867,700 in fiscal year 2019-20, and \$3,950,300 in fiscal year 2020-21 and each
16 fiscal year thereafter, to fund municipal street improvement projects having total
17 estimated costs of \$250,000 or more. The funding of improvements under this
18 subsection is in addition to the allocation of funds for entitlements under sub. (3).

19 **SECTION 1097.** 86.51 of the statutes, as created by 2017 Wisconsin Act 368, is
20 repealed.

21 **SECTION 1098.** 93.06 (16) of the statutes is created to read:

22 93.06 (16) FARMER MENTAL HEALTH ASSISTANCE. Provide mental health
23 assistance to farmers and farm families.

24 **SECTION 1099.** 93.40 (1) (g) of the statutes is amended to read:

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1 93.40 (1) (g) Promote the growth of the dairy industry through research,
2 planning, and assistance, including grants and loans to dairy producers, grants to
3 local organizations that coordinate grazing, and grants to persons operating
4 processing plants. In awarding grants to persons operating processing plants, the
5 department shall give preference to persons operating small processing plants.

6 **SECTION 1100.** 93.49 (3) (a) of the statutes is renumbered 93.49 (3) (a) (intro.)
7 and amended to read:

8 93.49 (3) (a) (intro.) From the appropriation under s. 20.115 (4) (as), the
9 department shall provide grants to school districts, in coordination with the
10 department of public instruction, and to nonprofit organizations, farmers, and any
11 other entities for the creation and expansion of farm to school programs. The
12 department shall give preference to the following types of proposals:

13 2. Proposals that are innovative or that provide models that other school
14 districts can adopt.

15 **SECTION 1101.** 93.49 (3) (a) 1. of the statutes is created to read:

16 93.49 (3) (a) 1. Proposals from school districts in which a high percentage of
17 pupils satisfy the income eligibility criteria under 42 USC 1758 (b) (1) for a free or
18 reduced-price lunch.

19 **SECTION 1102.** 94.57 of the statutes is created to read:

20 **94.57 Medical cannabis. (1) DEFINITIONS.** In this section:

21 (a) “Dispensary” means an entity licensed under this section that cultivates,
22 acquires, manufactures, possesses, delivers, transfers, transports, sells, or dispenses
23 cannabis, tetrahydrocannabinols, paraphernalia, or related supplies and
24 educational materials to treatment teams and other dispensaries.

25 (b) “Maximum authorized amount” has the meaning given in s. 961.01 (14c).

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1 (c) "Medication with tetrahydrocannabinols" has the meaning given in s.
2 146.44 (1) (c).

3 (d) "Qualifying patient" has the meaning given in s. 146.44 (1) (e).

4 (e) "Registry identification card" has the meaning given in s. 146.44 (1) (g).

5 (f) "Treatment team" has the meaning given in s. 961.01 (20t).

6 (g) "Usable cannabis" has the meaning given in s. 961.01 (21f).

7 (h) "Written certification" has the meaning given in s. 146.44 (1) (h).

8 **(2) DEPARTMENTAL POWERS AND DUTIES.** (a) The department shall provide
9 licensing, regulation, record keeping, and security for dispensaries.

10 (b) The department shall determine policies allowing entities to grow cannabis
11 and distribute cannabis and tetrahydrocannabinols to dispensaries, shall develop
12 security guidelines for the entities, and shall regulate such entities.

13 **(3) LICENSING.** The department shall issue licenses to operate as a dispensary
14 and shall decide which and how many applicants receive a license on the basis of all
15 of the following:

16 (a) Convenience to treatment teams and the preferences of treatment teams.

17 (b) The ability of an applicant to provide to treatment teams a sufficient amount
18 of tetrahydrocannabinols.

19 (c) The experience the applicant has running a nonprofit organization or a
20 business.

21 (d) The preferences of the governing bodies with jurisdiction over the area in
22 which the applicants are located.

23 (e) The ability of the applicant to keep records confidential and maintain a safe
24 and secure facility.

25 (f) The ability of the applicant to abide by the prohibitions under sub. (4).

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1 **(4) PROHIBITIONS.** The department may issue a license under this section to an
2 applicant only if the applicant has been a resident of this state for at least the 2 years
3 immediately preceding the application. The department may not issue a license to,
4 and must revoke a license of, any entity to which any of the following applies:

5 (a) The entity is located within 500 feet of a public or private elementary or
6 secondary school, including a charter school.

7 (b) The dispensary distributes to a treatment team a number of cannabis plants
8 or an amount of usable cannabis that, in the period of distribution, results in the
9 treatment team possessing more than the maximum authorized amount.

10 (c) The dispensary possesses a number of cannabis plants or an amount of
11 usable cannabis that exceeds the combined maximum authorized amount for all of
12 the treatment teams that use the dispensary by a number or an amount determined
13 by the department by rule to be unacceptable.

14 **(5) LICENSING PROCEDURE; FEES; LICENSE TERM.** (a) An application for a license
15 under this section shall be in writing on a form provided by the department and
16 include the licensing application fee under par. (b) 1.

17 (b) 1. A licensing application fee shall be an amount determined by the
18 department but not less than \$250.

19 2. The annual fee for a dispensary shall be an amount determined by the
20 department but not less than \$5,000.

21 (c) A dispensary license is valid unless revoked. Each license shall be issued
22 only for the applicant named in the application and may not be transferred or
23 assigned.

24 (d) The department shall approve or deny an application for a dispensary
25 license within 60 days after receiving it.

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1 **(6) DISTRIBUTION OF MEDICAL TETRAHYDROCANNABINOLS.** (a) A dispensary may
2 deliver or distribute tetrahydrocannabinols and drug paraphernalia to a member of
3 a treatment team only if done in a face-to-face transaction, if the dispensary receives
4 a copy of the qualifying patient's written certification or registry identification card,
5 and if the tetrahydrocannabinols are contained in or derived from cannabis grown
6 in this state under par. (f).

7 (b) A dispensary may possess or manufacture tetrahydrocannabinols and drug
8 paraphernalia with the intent to deliver or distribute under par. (a).

9 (c) An entity operating under policies determined under sub. (2) and rules
10 promulgated under sub. (9) may possess tetrahydrocannabinols, possess or
11 manufacture tetrahydrocannabinols with the intent to deliver or distribute to a
12 dispensary, or deliver or distribute tetrahydrocannabinols to a dispensary.

13 (d) A dispensary may have 2 locations, one for cultivation or production and one
14 for distribution.

15 (e) A dispensary shall have all tetrahydrocannabinols and cannabis tested for
16 mold, fungus, pesticides, and other contaminants and may not distribute
17 tetrahydrocannabinols or cannabis that test positive for mold, fungus, pesticides, or
18 other contaminants if the contaminants, or level of contaminants, are identified by
19 the testing laboratories under sub. (7) to be potentially unsafe to a qualifying
20 patient's health.

21 (f) A dispensary or an entity operating under policies determined under sub.
22 (2) and rules promulgated under sub. (9) may cultivate cannabis, including
23 cultivating cannabis outdoors.

24 **(7) TESTING LABORATORIES.** The department shall register entities as
25 tetrahydrocannabinols-testing laboratories. The laboratories may possess or

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1 manufacture tetrahydrocannabinols and drug paraphernalia and shall perform the
2 following services:

3 (a) Test cannabis and tetrahydrocannabinols produced for dispensaries for
4 potency and for mold, fungus, pesticides, and other contaminants.

5 (b) Research findings related to medication with tetrahydrocannabinols,
6 including findings that identify potentially unsafe levels of contaminants.

7 (c) Provide training to persons who hold registry identification cards,
8 treatment teams, persons employed by dispensaries, and entities that grow cannabis
9 and distribute to dispensaries cannabis and tetrahydrocannabinols, as provided by
10 policies determined under sub. (2) and rules promulgated under sub. (9), on the
11 following:

12 1. The safe and efficient cultivation, harvesting, packaging, labeling, and
13 distribution of cannabis and tetrahydrocannabinols.

14 2. Security and inventory accountability procedures.

15 3. The most recent research on medication with tetrahydrocannabinols.

16 **(8) CONFIDENTIALITY.** The department may disclose to a law enforcement
17 agency only information necessary to verify that a dispensary has a license issued
18 under this section, an entity is complying with policies determined under sub. (2) and
19 rules promulgated under sub. (9), or an entity is registered under sub. (7).

20 **(9) RULES.** The department may promulgate rules to administer and enforce
21 this section. The department may use the procedure under s. 227.24 to promulgate
22 rules under this section. Notwithstanding s. 227.24 (1) (c) and (2), emergency rules
23 promulgated under this subsection remain in effect until January 1, 2023, or the date
24 on which permanent rules take effect, whichever is sooner. Notwithstanding s.
25 227.24 (1) (a) and (3), the department is not required to provide evidence that

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1 promulgating a rule under this subsection as an emergency rule is necessary for the
2 preservation of the public peace, health, safety, or welfare and is not required to
3 provide a finding of emergency for a rule promulgated under this subsection.

4 **SECTION 1103.** 100.30 (2) (am) 1m. a., b., c., d. and e. and (c) 1g. and 1r. of the
5 statutes are amended to read:

6 100.30 (2) (am) 1m. a. In the case of the retail sale of motor vehicle fuel by a
7 refiner at a retail station owned or operated either directly or indirectly by the
8 refiner, the refiner's lowest selling price to other retailers or to wholesalers of motor
9 vehicle fuel on the date of the refiner's retail sale, less all trade discounts except
10 customary discounts for cash, plus any excise, sales or use taxes imposed on the
11 motor vehicle fuel or on its sale and any cost incurred for transportation and any
12 other charges not otherwise included in the invoice cost of the motor vehicle fuel, ~~plus~~
13 ~~a markup of 9.18 percent of that amount to cover a proportionate part of the cost of~~
14 ~~doing business; or the average posted terminal price at the terminal located closest~~
15 ~~to the retail station plus a markup of 9.18 percent of the average posted terminal~~
16 ~~price to cover a proportionate part of the cost of doing business; whichever is greater.~~

17 b. In the case of the retail sale of motor vehicle fuel by a wholesaler of motor
18 vehicle fuel, who is not a refiner, at a retail station owned or operated either directly
19 or indirectly by the wholesaler of motor vehicle fuel, the invoice cost of the motor
20 vehicle fuel to the wholesaler of motor vehicle fuel within 10 days prior to the date
21 of sale, or the replacement cost of the motor vehicle fuel, whichever is lower, less all
22 trade discounts except customary discounts for cash, plus any excise, sales or use
23 taxes imposed on the motor vehicle fuel or on its sale, and any cost incurred for
24 transportation and any other charges not otherwise included in the invoice cost or
25 replacement cost of the motor vehicle fuel, ~~plus a markup of 9.18 percent of that~~

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1 ~~amount to cover a proportionate part of the cost of doing business; or the average~~
2 ~~posted terminal price at the terminal located closest to the retail station plus a~~
3 ~~markup of 9.18 percent of the average posted terminal price to cover a proportionate~~
4 ~~part of the cost of doing business; whichever is greater.~~

5 c. In the case of the retail sale of motor vehicle fuel by a person other than a
6 refiner or a wholesaler of motor vehicle fuel at a retail station, the invoice cost of the
7 motor vehicle fuel to the retailer within 10 days prior to the date of sale, or the
8 replacement cost of the motor vehicle fuel, whichever is lower, less all trade discounts
9 except customary discounts for cash, plus any excise, sales or use taxes imposed on
10 the motor vehicle fuel or on its sale and any cost incurred for transportation and any
11 other charges not otherwise included in the invoice cost or the replacement cost of
12 the motor vehicle fuel, ~~plus a markup of 6 percent of that amount to cover a~~
13 ~~proportionate part of the cost of doing business; or the average posted terminal price~~
14 ~~at the terminal located closest to the retailer plus a markup of 9.18 percent of the~~
15 ~~average posted terminal price to cover a proportionate part of the cost of doing~~
16 ~~business; whichever is greater.~~

17 d. In the case of a retail sale of motor vehicle fuel by a refiner at a place other
18 than a retail station, the refiner's lowest selling price to other retailers or to
19 wholesalers of motor vehicle fuel on the date of the refiner's retail sale, less all trade
20 discounts except customary discounts for cash, plus any excise, sales or use taxes
21 imposed on the motor vehicle fuel or on its sale and any cost incurred for
22 transportation and any other charges not otherwise included in the invoice cost of
23 the motor vehicle fuel ~~to which shall be added a markup to cover a proportionate part~~
24 ~~of the cost of doing business, which markup, in the absence of proof of a lesser cost,~~
25 ~~shall be 3 percent of the cost to the retailer as set forth in this subd. 1m. d.~~

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1 e. In the case of a retail sale of motor vehicle fuel by a person other than a refiner
2 at a place other than a retail station, the invoice cost of the motor vehicle fuel to the
3 retailer within 10 days prior to the date of the sale, or the replacement cost of the
4 motor vehicle fuel, whichever is lower, less all trade discounts except customary
5 discounts for cash, plus any excise, sales or use taxes imposed on the motor vehicle
6 fuel or on its sale and any cost incurred for transportation and any other charges not
7 otherwise included in the invoice cost or the replacement cost of the motor vehicle
8 fuel ~~to which shall be added a markup to cover a proportionate part of the cost of doing~~
9 ~~business, which markup, in the absence of proof of a lesser cost, shall be 3 percent~~
10 ~~of the cost to the retailer as set forth in this subd. 1m. e.~~

11 (c) 1g. With respect to the wholesale sale of motor vehicle fuel by a refiner, “cost
12 to wholesaler” means the refiner’s lowest selling price to other retailers or to
13 wholesalers of motor vehicle fuel on the date of the refiner’s wholesale sale, less all
14 trade discounts except customary discounts for cash, plus any excise, sales or use
15 taxes imposed on the motor vehicle fuel or on its sale and any cost incurred for
16 transportation and any other charges not otherwise included in the invoice cost of
17 the motor vehicle fuel, ~~to which shall be added a markup to cover a proportionate part~~
18 ~~of the cost of doing business, which markup, in the absence of proof of a lesser cost,~~
19 ~~shall be 3 percent of the cost to the wholesaler as set forth in this subdivision.~~

20 1r. With respect to the wholesale sale of motor vehicle fuel by a person other
21 than a refiner, “cost to wholesaler” means the invoice cost of the motor vehicle fuel
22 to the wholesaler of motor vehicle fuel within 10 days prior to the date of the sale or
23 the replacement cost of the motor vehicle fuel, whichever is lower, less all trade
24 discounts except customary discounts for cash, plus any excise, sales or use taxes
25 imposed on the motor vehicle fuel or on its sale and any cost incurred for

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1 transportation and any other charges not otherwise included in the invoice cost or
2 the replacement cost of the motor vehicle fuel to which shall be added a markup to
3 cover a proportionate part of the cost of doing business, which markup, in the absence
4 of proof of a lesser cost, shall be 3 percent of the cost to the wholesaler as set forth
5 in this subdivision.

6 **SECTION 1104.** 102.01 (2) (ad) of the statutes is repealed.

7 **SECTION 1105.** 102.01 (2) (ar) of the statutes is repealed.

8 **SECTION 1106.** 102.01 (2) (dm) of the statutes is amended to read:

9 102.01 (2) (dm) "Order" means any decision, rule, regulation, direction,
10 requirement, or standard of the department ~~or the division~~, or any other
11 determination arrived at or decision made by the department ~~or the division~~.

12 **SECTION 1107.** 102.04 (2r) (b) of the statutes is amended to read:

13 102.04 (2r) (b) The franchisor has been found by the department ~~or the division~~
14 to have exercised a type or degree of control over the franchisee or the franchisee's
15 employees that is not customarily exercised by a franchisor for the purpose of
16 protecting the franchisor's trademarks and brand.

17 **SECTION 1108.** 102.07 (8) (c) of the statutes is amended to read:

18 102.07 (8) (c) The ~~division~~ department may not admit in evidence any state or
19 federal law, regulation, or document granting operating authority, or a license when
20 determining whether an independent contractor meets the conditions specified in
21 par. (b) 1. or 3.

22 **SECTION 1109.** 102.07 (17m) of the statutes is amended to read:

23 102.07 (17m) A participant in a ~~trial employment match program~~ job
24 subsidized employment placement under s. 49.147 (3) is an employee of any

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1 employer under this chapter for whom the participant is performing service at the
2 time of the injury.

3 **SECTION 1110.** 102.07 (20) of the statutes is amended to read:

4 102.07 (20) An individual who is performing services for a person participating
5 in the self-directed services option, as defined in s. 46.2897 (1), for a person receiving
6 long-term care benefits under s. ~~46.27~~, 46.275, or 46.277 or under any children's
7 long-term support waiver program on a self-directed basis, or for a person receiving
8 the Family Care benefit, as defined in s. 46.2805 (4), or benefits under the Family
9 Care Partnership program, as described in s. 49.496 (1) (bk) 3., on a self-directed
10 basis and who does not otherwise have worker's compensation coverage for those
11 services is considered to be an employee of the entity that is providing financial
12 management services for that person.

13 **SECTION 1111.** 102.11 (1) (am) 1. of the statutes is amended to read:

14 102.11 (1) (am) 1. The employee is a member of a class of employees that does
15 the same type of work at the same location and, in the case of an employee in the
16 service of the state, is employed in the same office, department, independent agency,
17 authority, institution, association, society, or other body in state government or, if the
18 department ~~or the division~~ determines appropriate, in the same subunit of an office,
19 department, independent agency, authority, institution, association, society, or other
20 body in state government.

21 **SECTION 1112.** 102.12 of the statutes is amended to read:

22 **102.12 Notice of injury, exception, laches.** No claim for compensation may
23 be maintained unless, within 30 days after the occurrence of the injury or within 30
24 days after the employee knew or ought to have known the nature of his or her
25 disability and its relation to the employment, actual notice was received by the

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1 employer or by an officer, manager or designated representative of an employer. If
2 no representative has been designated by posters placed in one or more conspicuous
3 places where notices to employees are customarily posted, then notice received by
4 any superior is sufficient. Absence of notice does not bar recovery if it is found that
5 the employer was not misled by that absence. Regardless of whether notice was
6 received, if no payment of compensation, other than medical treatment or burial
7 expense, is made, and if no application is filed with the department within 2 years
8 after the date of the injury or death or the date the employee or his or her dependent
9 knew or ought to have known the nature of the disability and its relation to the
10 employment, the right to compensation for the injury or death is barred, except that
11 the right to compensation is not barred if the employer knew or should have known,
12 within the 2-year period, that the employee had sustained the injury on which the
13 claim is based. Issuance of notice of a hearing on the motion of the department ~~or~~
14 ~~the division~~ has the same effect for the purposes of this section as the filing of an
15 application. This section does not affect any claim barred under s. 102.17 (4).

16 **SECTION 1113.** 102.13 (1) (c) of the statutes is amended to read:

17 102.13 (1) (c) So long as the employee, after a written request of the employer
18 or insurer that complies with par. (b), refuses to submit to or in any way obstructs
19 the examination, the employee's right to begin or maintain any proceeding for the
20 collection of compensation is suspended, except as provided in sub. (4). If the
21 employee refuses to submit to the examination after direction by the department, ~~the~~
22 ~~division~~, or an examiner, or in any way obstructs the examination, the employee's
23 right to the weekly indemnity that accrues and becomes payable during the period
24 of that refusal or obstruction, is barred, except as provided in sub. (4).

25 **SECTION 1114.** 102.13 (1) (d) 2. of the statutes is amended to read:

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1 102.13 (1) (d) 2. Any physician, chiropractor, psychologist, dentist, physician
2 assistant, advanced practice nurse prescriber, or podiatrist who attended a worker's
3 compensation claimant for any condition or complaint reasonably related to the
4 condition for which the claimant claims compensation may be required to testify
5 before the ~~division~~ department when the ~~division~~ department so directs.

6 **SECTION 1115.** 102.13 (1) (d) 3. of the statutes is amended to read:

7 102.13 (1) (d) 3. Notwithstanding any statutory provisions except par. (e), any
8 physician, chiropractor, psychologist, dentist, physician assistant, advanced
9 practice nurse prescriber, or podiatrist attending a worker's compensation claimant
10 for any condition or complaint reasonably related to the condition for which the
11 claimant claims compensation may furnish to the employee, employer, worker's
12 compensation insurer, or department,~~or division~~ information and reports relative to
13 a compensation claim.

14 **SECTION 1116.** 102.13 (1) (f) of the statutes is amended to read:

15 102.13 (1) (f) If an employee claims compensation under s. 102.81 (1), the
16 department ~~or the division~~ may require the employee to submit to physical or
17 vocational examinations under this subsection.

18 **SECTION 1117.** 102.13 (2) (a) of the statutes is amended to read:

19 102.13 (2) (a) An employee who reports an injury alleged to be work-related
20 or files an application for hearing waives any physician-patient,
21 psychologist-patient, or chiropractor-patient privilege with respect to any condition
22 or complaint reasonably related to the condition for which the employee claims
23 compensation. Notwithstanding ss. 51.30 and 146.82 and any other law, any
24 physician, chiropractor, psychologist, dentist, podiatrist, physician assistant,
25 advanced practice nurse prescriber, hospital, or health care provider shall, within a

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1 reasonable time after written request by the employee, employer, worker's
2 compensation insurer, or department, ~~or division~~, or its representative, provide that
3 person with any information or written material reasonably related to any injury for
4 which the employee claims compensation.

5 **SECTION 1118.** 102.13 (3) of the statutes is amended to read:

6 102.13 (3) If 2 or more physicians, chiropractors, psychologists, dentists, or
7 podiatrists disagree as to the extent of an injured employee's temporary disability,
8 the end of an employee's healing period, an employee's ability to return to work at
9 suitable available employment or the necessity for further treatment or for a
10 particular type of treatment, the department ~~or the division~~ may appoint another
11 physician, chiropractor, psychologist, dentist, or podiatrist to examine the employee
12 and render an opinion as soon as possible. The department ~~or the division~~ shall
13 promptly notify the parties of this appointment. If the employee has not returned
14 to work, payment for temporary disability shall continue until the department ~~or the~~
15 ~~division~~ receives the opinion. The employer or its insurance carrier, or both, shall
16 pay for the examination and opinion. The employer or insurance carrier, or both,
17 shall receive appropriate credit for any overpayment to the employee determined by
18 the department ~~or the division~~ after receipt of the opinion.

19 **SECTION 1119.** 102.13 (4) of the statutes is amended to read:

20 102.13 (4) The right of an employee to begin or maintain proceedings for the
21 collection of compensation and to receive weekly indemnities that accrue and become
22 payable shall not be suspended or barred under sub. (1) when an employee refuses
23 to submit to a physical examination, upon the request of the employer or worker's
24 compensation insurer or at the direction of the department, ~~the division~~, or an
25 examiner, that would require the employee to travel a distance of 100 miles or more

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1 from his or her place of residence, unless the employee has claimed compensation for
2 treatment from a practitioner whose office is located 100 miles or more from the
3 employee's place of residence or the department, ~~division~~, or examiner determines
4 that any other circumstances warrant the examination. If the employee has claimed
5 compensation for treatment from a practitioner whose office is located 100 miles or
6 more from the employee's place of residence, the employer or insurer may request,
7 or the department, ~~the division~~, or an examiner may direct, the employee to submit
8 to a physical examination in the area where the employee's treatment practitioner
9 is located.

10 **SECTION 1120.** 102.13 (5) of the statutes is amended to read:

11 102.13 (5) The department ~~or the division~~ may refuse to receive testimony as
12 to conditions determined from an autopsy if it appears that the party offering the
13 testimony had procured the autopsy and had failed to make reasonable effort to
14 notify at least one party in adverse interest or the department ~~or the division~~ at least
15 12 hours before the autopsy of the time and place at which the autopsy would be
16 performed, or that the autopsy was performed by or at the direction of the coroner
17 or medical examiner or at the direction of the district attorney for purposes not
18 authorized under ch. 979. The department ~~or the division~~ may withhold findings
19 until an autopsy is held in accordance with its directions.

20 **SECTION 1121.** 102.14 (title) of the statutes is amended to read:

21 **102.14 (title) Jurisdiction of department and ~~division~~; advisory**
22 **~~committee~~ council.**

23 **SECTION 1122.** 102.14 (1) of the statutes is amended to read:

24 102.14 (1) Except as otherwise provided, this chapter shall be administered by
25 the department ~~and the division~~.

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1 **SECTION 1123.** 102.14 (2) of the statutes is amended to read:

2 102.14 (2) The council on worker's compensation shall advise the department
3 ~~and the division~~ in carrying out the purposes of this chapter, shall submit its
4 recommendations with respect to amendments to this chapter to each regular
5 session of the legislature, and shall report its views upon any pending bill relating
6 to this chapter to the proper legislative committee. At the request of the chairpersons
7 of the senate and assembly committees on labor, the department shall schedule a
8 meeting of the council with the members of the senate and assembly committees on
9 labor to review and discuss matters of legislative concern arising under this chapter.

10 **SECTION 1124.** 102.15 (1) of the statutes is amended to read:

11 102.15 (1) Subject to this chapter, the ~~division~~ department may ~~adopt its own~~
12 promulgate rules of procedure and ~~may change the same from time to time.~~

13 **SECTION 1125.** 102.15 (2) of the statutes is amended to read:

14 102.15 (2) The ~~division~~ department may provide by rule the conditions under
15 which transcripts of testimony and proceedings shall be furnished.

16 **SECTION 1126.** 102.16 (1) of the statutes is repealed and recreated to read:

17 102.16 (1) Any controversy concerning compensation or a violation of sub. (3),
18 including a controversy in which the state may be a party, shall be submitted to the
19 department in the manner and with the effect provided in this chapter. Every
20 compromise of any claim for compensation may be reviewed and set aside, modified,
21 or confirmed by the department within one year after the date on which the
22 compromise is filed with the department, the date on which an award has been
23 entered based on the compromise, or the date on which an application for the
24 department to take any of those actions is filed with the department. Unless the
25 word "compromise" appears in a stipulation of settlement, the settlement shall not

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1 be considered a compromise, and further claim is not barred except as provided in
2 s. 102.17 (4) regardless of whether an award is made. The employer, insurer or
3 dependent under s. 102.51 (5) shall have equal rights with the employee to have a
4 compromise or any other stipulation of settlement reviewed under this subsection.
5 Upon petition filed with the department under this subsection, the department may
6 set aside the award or otherwise determine the rights of the parties.

7 **SECTION 1127.** 102.16 (1m) (a) of the statutes is amended to read:

8 102.16 (1m) (a) If an insurer or self-insured employer concedes by compromise
9 under sub. (1) or stipulation under s. 102.18 (1) (a) that the insurer or self-insured
10 employer is liable under this chapter for any health services provided to an injured
11 employee by a health service provider, but disputes the reasonableness of the fee
12 charged by the health service provider, the department ~~or the division~~ may include
13 in its order confirming the compromise or stipulation a determination made by the
14 department under sub. (2) as to the reasonableness of the fee or, if such a
15 determination has not yet been made, the department ~~or the division~~ may notify, or
16 direct the insurer or self-insured employer to notify, the health service provider
17 under sub. (2) (b) that the reasonableness of the fee is in dispute. The department
18 ~~or the division~~ shall deny payment of a health service fee that the department
19 determines under sub. (2) to be unreasonable. A health service provider and an
20 insurer or self-insured employer that are parties to a fee dispute under this
21 paragraph are bound by the department's determination under sub. (2) on the
22 reasonableness of the disputed fee, unless that determination is set aside, reversed,
23 or modified by the department under sub. (2) (f) or is set aside on judicial review as
24 provided in sub. (2) (f).

25 **SECTION 1128.** 102.16 (1m) (b) of the statutes is amended to read:

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1 102.16 (1m) (b) If an insurer or self-insured employer concedes by compromise
2 under sub. (1) or stipulation under s. 102.18 (1) (a) that the insurer or self-insured
3 employer is liable under this chapter for any treatment provided to an injured
4 employee by a health service provider, but disputes the necessity of the treatment,
5 the department ~~or the division~~ may include in its order confirming the compromise
6 or stipulation a determination made by the department under sub. (2m) as to the
7 necessity of the treatment or, if such a determination has not yet been made, the
8 department ~~or the division~~ may notify, or direct the insurer or self-insured employer
9 to notify, the health service provider under sub. (2m) (b) that the necessity of the
10 treatment is in dispute. Before determining under sub. (2m) the necessity of
11 treatment provided to an injured employee, the department may, but is not required
12 to, obtain the opinion of an expert selected by the department who is qualified as
13 provided in sub. (2m) (c). The standards promulgated under sub. (2m) (g) shall be
14 applied by an expert and by the department in rendering an opinion as to, and in
15 determining, necessity of treatment under this paragraph. In cases in which no
16 standards promulgated under sub. (2m) (g) apply, the department shall find the facts
17 regarding necessity of treatment. The department ~~or the division~~ shall deny
18 payment for any treatment that the department determines under sub. (2m) to be
19 unnecessary. A health service provider and an insurer or self-insured employer that
20 are parties to a dispute under this paragraph over the necessity of treatment are
21 bound by the department's determination under sub. (2m) on the necessity of the
22 disputed treatment, unless that determination is set aside, reversed, or modified by
23 the department under sub. (2m) (e) or is set aside on judicial review as provided in
24 sub. (2m) (e).

25 **SECTION 1129.** 102.16 (1m) (c) of the statutes is amended to read:

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1 102.16 **(1m)** (c) If an insurer or self-insured employer concedes by compromise
2 under sub. (1) or stipulation under s. 102.18 (1) (a) that the insurer or self-insured
3 employer is liable under this chapter for the cost of a prescription drug dispensed
4 under s. 102.425 (2) for outpatient use by an injured employee, but disputes the
5 reasonableness of the amount charged for the prescription drug, the department ~~or~~
6 ~~the division~~ may include in its order confirming the compromise or stipulation a
7 determination made by the department under s. 102.425 (4m) as to the
8 reasonableness of the prescription drug charge or, if such a determination has not
9 yet been made, the department ~~or the division~~ may notify, or direct the insurer or
10 self-insured employer to notify, the pharmacist or practitioner dispensing the
11 prescription drug under s. 102.425 (4m) (b) that the reasonableness of the
12 prescription drug charge is in dispute. The department ~~or the division~~ shall deny
13 payment of a prescription drug charge that the department determines under s.
14 102.425 (4m) to be unreasonable. A pharmacist or practitioner and an insurer or
15 self-insured employer that are parties to a dispute under this paragraph over the
16 reasonableness of a prescription drug charge are bound by the department's
17 determination under s. 102.425 (4m) on the reasonableness of the disputed
18 prescription drug charge, unless that determination is set aside, reversed, or
19 modified by the department under s. 102.425 (4m) (e) or is set aside on judicial review
20 as provided in s. 102.425 (4m) (e).

21 **SECTION 1130.** 102.16 (2) (a) of the statutes is amended to read:

22 102.16 **(2)** (a) Except as provided in this paragraph, the department has
23 jurisdiction under this subsection, ~~the department and the division have jurisdiction~~
24 ~~under sub. (1m) (a), and the division has jurisdiction under s. 102.17 to resolve a~~
25 dispute between a health service provider and an insurer or self-insured employer

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1 over the reasonableness of a fee charged by the health service provider for health
2 services provided to an injured employee who claims benefits under this chapter. A
3 health service provider may not submit a fee dispute to the department under this
4 subsection before all treatment by the health service provider of the employee's
5 injury has ended if the amount in controversy, whether based on a single charge or
6 a combination of charges for one or more days of service, is less than \$25. After all
7 treatment by a health service provider of an employee's injury has ended, the health
8 service provider may submit any fee dispute to the department, regardless of the
9 amount in controversy. The department shall deny payment of a health service fee
10 that the department determines under this subsection to be unreasonable.

11 **SECTION 1131.** 102.16 (2) (b) of the statutes is amended to read:

12 102.16 (2) (b) An insurer or self-insured employer that disputes the
13 reasonableness of a fee charged by a health service provider or the department ~~or the~~
14 ~~division~~ under sub. (1m) (a) or s. 102.18 (1) (bg) 1. shall provide reasonable written
15 notice to the health service provider that the fee is being disputed. After receiving
16 reasonable written notice under this paragraph or under sub. (1m) (a) or s. 102.18
17 (1) (bg) 1. that a health service fee is being disputed, a health service provider may
18 not collect the disputed fee from, or bring an action for collection of the disputed fee
19 against, the employee who received the services for which the fee was charged.

20 **SECTION 1132.** 102.16 (2m) (a) of the statutes is amended to read:

21 102.16 (2m) (a) Except as provided in this paragraph, the department has
22 jurisdiction under this subsection, ~~the department and the division have jurisdiction~~
23 ~~under sub. (1m) (b), and the division has jurisdiction under s. 102.17 to resolve a~~
24 dispute between a health service provider and an insurer or self-insured employer
25 over the necessity of treatment provided for an injured employee who claims benefits

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1 under this chapter. A health service provider may not submit a dispute over
2 necessity of treatment to the department under this subsection before all treatment
3 by the health service provider of the employee's injury has ended if the amount in
4 controversy, whether based on a single charge or a combination of charges for one or
5 more days of service, is less than \$25. After all treatment by a health service provider
6 of an employee's injury has ended, the health service provider may submit any
7 dispute over necessity of treatment to the department, regardless of the amount in
8 controversy. The department shall deny payment for any treatment that the
9 department determines under this subsection to be unnecessary.

10 **SECTION 1133.** 102.16 (2m) (b) of the statutes is amended to read:

11 102.16 (2m) (b) An insurer or self-insured employer that disputes the
12 necessity of treatment provided by a health service provider or the department ~~or the~~
13 ~~division~~ under sub. (1m) (b) or s. 102.18 (1) (bg) 2. shall provide reasonable written
14 notice to the health service provider that the necessity of that treatment is being
15 disputed. After receiving reasonable written notice under this paragraph or under
16 sub. (1m) (b) or s. 102.18 (1) (bg) 2. that the necessity of treatment is being disputed,
17 a health service provider may not collect a fee for that disputed treatment from, or
18 bring an action for collection of the fee for that disputed treatment against, the
19 employee who received the treatment.

20 **SECTION 1134.** 102.16 (4) of the statutes is amended to read:

21 102.16 (4) The department ~~and the division have~~ has jurisdiction to pass on any
22 question arising out of sub. (3) and to order the employer to reimburse an employee
23 or other person for any sum deducted from wages or paid by him or her in violation
24 of that subsection. In addition to the penalty provided in s. 102.85 (1), any employer
25 violating sub. (3) shall be liable to an injured employee for the reasonable value of

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1 the necessary services rendered to that employee under any arrangement made in
2 violation of sub. (3) without regard to that employee's actual disbursements for those
3 services.

4 **SECTION 1135.** 102.17 (1) (a) 1. of the statutes is amended to read:

5 102.17 (1) (a) 1. Upon the filing with the department by any party in interest
6 of any application in writing stating the general nature of any claim as to which any
7 dispute or controversy may have arisen, the department shall mail a copy of the
8 application to all other parties in interest, and the insurance carrier shall be
9 considered a party in interest. The department ~~or the division~~ may bring in
10 additional parties by service of a copy of the application.

11 **SECTION 1136.** 102.17 (1) (a) 2. of the statutes is amended to read:

12 102.17 (1) (a) 2. Subject to subd. 3., the ~~division~~ department shall cause notice
13 of hearing on the application to be given to each interested party by service of that
14 notice on the interested party personally or by mailing a copy of that notice to the
15 interested party's last-known address at least 10 days before the hearing. If a party
16 in interest is located without this state, and has no post-office address within this
17 state, the copy of the application and copies of all notices shall be filed with the
18 department of financial institutions and shall also be sent by registered or certified
19 mail to the last-known post-office address of the party. Such filing and mailing shall
20 constitute sufficient service, with the same effect as if served upon a party located
21 within this state.

22 **SECTION 1137.** 102.17 (1) (a) 3. of the statutes is amended to read:

23 102.17 (1) (a) 3. If a party in interest claims that the employer or insurer has
24 acted with malice or bad faith as described in s. 102.18 (1) (b) 3. or (bp), that party
25 shall provide written notice stating with reasonable specificity the basis for the claim

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1 to the employer, the insurer, and the department, ~~and the division~~ before the ~~division~~
2 department schedules a hearing on the claim of malice or bad faith.

3 **SECTION 1138.** 102.17 (1) (a) 4. of the statutes is amended to read:

4 102.17 (1) (a) 4. The hearing may be adjourned in the discretion of the ~~division~~
5 department, and hearings may be held at such places as the ~~division~~ department
6 designates, within or without the state. The ~~division~~ department may also arrange
7 to have hearings held by the commission, officer, or tribunal having authority to hear
8 cases arising under the worker's compensation law of any other state, of the District
9 of Columbia, or of any territory of the United States, with the testimony and
10 proceedings at any such hearing to be reported to the ~~division~~ department and to be
11 made part of the record in the case. Any evidence so taken shall be subject to rebuttal
12 upon final hearing before the ~~division~~ department.

13 **SECTION 1139.** 102.17 (1) (b) of the statutes is amended to read:

14 102.17 (1) (b) In any dispute or controversy pending before the ~~division~~
15 department, the ~~division~~ department may direct the parties to appear before an
16 examiner for a conference to consider the clarification of issues, the joining of
17 additional parties, the necessity or desirability of amendments to the pleadings, the
18 obtaining of admissions of fact or of documents, records, reports, and bills that may
19 avoid unnecessary proof, and such other matters as may aid in disposition of the
20 dispute or controversy. After that conference the ~~division~~ department may issue an
21 order requiring disclosure or exchange of any information or written material that
22 the ~~division~~ department considers material to the timely and orderly disposition of
23 the dispute or controversy. If a party fails to disclose or exchange that information
24 within the time stated in the order, the ~~division~~ department may issue an order
25 dismissing the claim without prejudice or excluding evidence or testimony relating

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1 to the information or written material. The ~~division~~ department shall provide each
2 party with a copy of any order issued under this paragraph.

3 **SECTION 1140.** 102.17 (1) (c) 1. of the statutes is amended to read:

4 102.17 (1) (c) 1. Any party shall have the right to be present at any hearing,
5 in person or by attorney or any other agent, and to present such testimony as may
6 be pertinent to the controversy before the ~~division~~ department. No person, firm, or
7 corporation, other than an attorney at law who is licensed to practice law in the state,
8 may appear on behalf of any party in interest before the ~~division~~ department or any
9 member or employee of the ~~division~~ department assigned to conduct any hearing,
10 investigation, or inquiry relative to a claim for compensation or benefits under this
11 chapter, unless the person is 18 years of age or older, does not have an arrest or
12 conviction record, subject to ss. 111.321, 111.322 and 111.335, is otherwise qualified,
13 and has obtained from the department a license with authorization to appear in
14 matters or proceedings before the ~~division~~ department. Except as provided under
15 pars. (cm), (cr), and (ct), the license shall be issued by the department under rules
16 promulgated by the department. The department shall maintain in its office a
17 current list of persons to whom licenses have been issued.

18 **SECTION 1141.** 102.17 (1) (d) 1. of the statutes is amended to read:

19 102.17 (1) (d) 1. The contents of certified medical and surgical reports by
20 physicians, podiatrists, surgeons, dentists, psychologists, physician assistants,
21 advanced practice nurse prescribers, and chiropractors licensed in and practicing in
22 this state, and of certified reports by experts concerning loss of earning capacity
23 under s. 102.44 (2) and (3), presented by a party for compensation constitute prima
24 facie evidence as to the matter contained in those reports, subject to any rules and
25 limitations the ~~division~~ department prescribes. Certified reports of physicians,

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1 podiatrists, surgeons, dentists, psychologists, physician assistants, advanced
2 practice nurse prescribers, and chiropractors, wherever licensed and practicing, who
3 have examined or treated the claimant, and of experts, if the practitioner or expert
4 consents to being subjected to cross-examination, also constitute prima facie
5 evidence as to the matter contained in those reports. Certified reports of physicians,
6 podiatrists, surgeons, psychologists, and chiropractors are admissible as evidence of
7 the diagnosis, necessity of the treatment, and cause and extent of the disability.
8 Certified reports by doctors of dentistry, physician assistants, and advanced practice
9 nurse prescribers are admissible as evidence of the diagnosis and necessity of
10 treatment but not of the cause and extent of disability. Any physician, podiatrist,
11 surgeon, dentist, psychologist, chiropractor, physician assistant, advanced practice
12 nurse prescriber, or expert who knowingly makes a false statement of fact or opinion
13 in a certified report may be fined or imprisoned, or both, under s. 943.395.

14 **SECTION 1142.** 102.17 (1) (d) 2. of the statutes is amended to read:

15 102.17 (1) (d) 2. The record of a hospital or sanatorium in this state that is
16 satisfactory to the ~~division~~ department, established by certificate, affidavit, or
17 testimony of the supervising officer of the hospital or sanatorium, any other person
18 having charge of the record, or a physician, podiatrist, surgeon, dentist, psychologist,
19 physician assistant, advanced practice nurse prescriber, or chiropractor to be the
20 record of the patient in question, and made in the regular course of examination or
21 treatment of the patient, constitutes prima facie evidence as to the matter contained
22 in the record, to the extent that the record is otherwise competent and relevant.

23 **SECTION 1143.** 102.17 (1) (d) 3. of the statutes is amended to read:

24 102.17 (1) (d) 3. The ~~division~~ department may, by rule, establish the
25 qualifications of and the form used for certified reports submitted by experts who

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1 provide information concerning loss of earning capacity under s. 102.44 (2) and (3).
2 The ~~division~~ department may not admit into evidence a certified report of a
3 practitioner or other expert or a record of a hospital or sanatorium that was not filed
4 with the ~~division~~ department and all parties in interest at least 15 days before the
5 date of the hearing, unless the ~~division~~ department is satisfied that there is good
6 cause for the failure to file the report.

7 **SECTION 1144.** 102.17 (1) (d) 4. of the statutes is amended to read:

8 102.17 (1) (d) 4. A report or record described in subd. 1., 2., or 3. that is admitted
9 or received into evidence by the ~~division~~ department constitutes substantial
10 evidence under s. 102.23 (6) as to the matter contained in the report or record.

11 **SECTION 1145.** 102.17 (1) (e) of the statutes is amended to read:

12 102.17 (1) (e) The ~~division~~ department may, with or without notice to any party,
13 cause testimony to be taken, an inspection of the premises where the injury occurred
14 to be made, or the time books and payrolls of the employer to be examined by any
15 examiner, and may direct any employee claiming compensation to be examined by
16 a physician, chiropractor, psychologist, dentist, or podiatrist. The testimony so
17 taken, and the results of any such inspection or examination, shall be reported to the
18 ~~division~~ department for its consideration upon final hearing. All ex parte testimony
19 taken by the ~~division~~ department shall be reduced to writing, and any party shall
20 have opportunity to rebut that testimony on final hearing.

21 **SECTION 1146.** 102.17 (1) (f) 1. of the statutes is amended to read:

22 102.17 (1) (f) 1. Beyond reach of the subpoena of the ~~division~~ department.

23 **SECTION 1147.** 102.17 (1) (g) of the statutes is amended to read:

24 102.17 (1) (g) Whenever the testimony presented at any hearing indicates a
25 dispute or creates a doubt as to the extent or cause of disability or death, the ~~division~~

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1 department may direct that the injured employee be examined, that an autopsy be
2 performed, or that an opinion be obtained without examination or autopsy, by or from
3 an impartial, competent physician, chiropractor, dentist, psychologist or podiatrist
4 designated by the ~~division~~ department who is not under contract with or regularly
5 employed by a compensation insurance carrier or self-insured employer. The
6 expense of the examination, autopsy, or opinion shall be paid by the employer or, if
7 the employee claims compensation under s. 102.81, from the uninsured employers
8 fund. The report of the examination, autopsy, or opinion shall be transmitted in
9 writing to the ~~division~~ department and a copy of the report shall be furnished by the
10 ~~division~~ department to each party, who shall have an opportunity to rebut the report
11 on further hearing.

12 **SECTION 1148.** 102.17 (1) (h) of the statutes is amended to read:

13 102.17 (1) (h) The contents of certified reports of investigation made by
14 industrial safety specialists who are employed, contracted, or otherwise secured by
15 the department ~~or the division~~ and who are available for cross-examination, if
16 served upon the parties 15 days prior to hearing, shall constitute prima facie
17 evidence as to matter contained in those reports. A report described in this
18 paragraph that is admitted or received into evidence by the ~~division~~ department
19 constitutes substantial evidence under s. 102.23 (6) as to the matter contained in the
20 report.

21 **SECTION 1149.** 102.17 (2) of the statutes is amended to read:

22 102.17 (2) If the ~~division~~ department has reason to believe that the payment
23 of compensation has not been made, the ~~division~~ department may on its own motion
24 give notice to the parties, in the manner provided for the service of an application,
25 of a time and place when a hearing will be held for the purpose of determining the

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1 facts. The notice shall contain a statement of the matter to be considered. All
2 provisions of this chapter governing proceedings on an application shall apply,
3 insofar as applicable, to a proceeding under this subsection. When the ~~division~~
4 department schedules a hearing on its own motion, the ~~division~~ department does not
5 become a party in interest and is not required to appear at the hearing.

6 **SECTION 1150.** 102.17 (2m) of the statutes is amended to read:

7 102.17 (2m) ~~The division or any~~ Any party, including the department, may
8 require any person to produce books, papers, and records at the hearing by personal
9 service of a subpoena upon the person along with a tender of witness fees as provided
10 in ss. 814.67 and 885.06. Except as provided in sub. (2s), the subpoena shall be on
11 a form provided by the ~~division~~ department and shall give the name and address of
12 the party requesting the subpoena.

13 **SECTION 1151.** 102.17 (2s) of the statutes is amended to read:

14 102.17 (2s) A party's attorney of record may issue a subpoena to compel the
15 attendance of a witness or the production of evidence. A subpoena issued by an
16 attorney must be in substantially the same form as provided in s. 805.07 (4) and must
17 be served in the manner provided in s. 805.07 (5). The attorney shall, at the time of
18 issuance, send a copy of the subpoena to the hearing examiner or other
19 representative of the ~~division~~ department responsible for conducting the proceeding.

20 **SECTION 1152.** 102.17 (7) (b) of the statutes is amended to read:

21 102.17 (7) (b) Except as provided in par. (c), the ~~division~~ department shall
22 exclude from evidence testimony or certified reports from expert witnesses under
23 par. (a) offered by the party that raises the issue of loss of earning capacity if that
24 party failed to notify the ~~division~~ department and the other parties of interest, at
25 least 60 days before the date of the hearing, of the party's intent to provide the

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1 testimony or reports and of the names of the expert witnesses involved. Except as
2 provided in par. (c), the ~~division~~ department shall exclude from evidence testimony
3 or certified reports from expert witnesses under par. (a) offered by a party of interest
4 in response to the party that raises the issue of loss of earning capacity if the
5 responding party failed to notify the ~~division~~ department and the other parties of
6 interest, at least 45 days before the date of the hearing, of the party's intent to provide
7 the testimony or reports and of the names of the expert witnesses involved.

8 **SECTION 1153.** 102.17 (7) (c) of the statutes is amended to read:

9 102.17 (7) (c) Notwithstanding the notice deadlines provided in par. (b), the
10 ~~division~~ department may receive in evidence testimony or certified reports from
11 expert witnesses under par. (a) when the applicable notice deadline under par. (b) is
12 not met if good cause is shown for the delay in providing the notice required under
13 par. (b) and if no party is prejudiced by the delay.

14 **SECTION 1154.** 102.17 (8) of the statutes is amended to read:

15 102.17 (8) Unless otherwise agreed to by all parties, an injured employee shall
16 file with the ~~division~~ department and serve on all parties at least 15 days before the
17 date of the hearing an itemized statement of all medical expenses and incidental
18 compensation under s. 102.42 claimed by the injured employee. The itemized
19 statement shall include, if applicable, information relating to any travel expenses
20 incurred by the injured employee in obtaining treatment including the injured
21 employee's destination, number of trips, round trip mileage, and meal and lodging
22 expenses. The ~~division~~ department may not admit into evidence any information
23 relating to medical expenses and incidental compensation under s. 102.42 claimed
24 by an injured employee if the injured employee failed to file with the ~~division~~
25 department and serve on all parties at least 15 days before the date of the hearing

SENATE BILL 59**SECTION 1154**

1 an itemized statement of the medical expenses and incidental compensation under
2 s. 102.42 claimed by the injured employee, unless the ~~division~~ department is satisfied
3 that there is good cause for the failure to file and serve the itemized statement.

4 **SECTION 1155.** 102.175 (2) of the statutes is amended to read:

5 102.175 (2) If after a hearing or a prehearing conference the ~~division~~
6 department determines that an injured employee is entitled to compensation but
7 that there remains in dispute only the issue of which of 2 or more parties is liable for
8 that compensation, the ~~division~~ department may order one or more parties to pay
9 compensation in an amount, time, and manner as determined by the ~~division~~
10 department. If the ~~division~~ department later determines that another party is liable
11 for compensation, the ~~division~~ department shall order that other party to reimburse
12 any party that was ordered to pay compensation under this subsection.

13 **SECTION 1156.** 102.175 (3) (c) of the statutes is amended to read:

14 102.175 (3) (c) Upon request of the department, ~~the division~~, the employer, or
15 the employer's worker's compensation insurer, an injured employee who claims
16 compensation for an injury causing permanent disability shall disclose all previous
17 findings of permanent disability or other impairments that are relevant to that
18 injury.

19 **SECTION 1157.** 102.18 (1) (b) 1. of the statutes is amended to read:

20 102.18 (1) (b) 1. Within 90 days after the final hearing and close of the record,
21 the ~~division~~ department shall make and file its findings upon the ultimate facts
22 involved in the controversy, and its order, which shall state the ~~division's~~
23 department's determination as to the rights of the parties. Pending the final
24 determination of any controversy before it, the ~~division~~ department, after any

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1 hearing, may, in its discretion, make interlocutory findings, orders, and awards,
2 which may be enforced in the same manner as final awards.

3 **SECTION 1158.** 102.18 (1) (b) 2. of the statutes is amended to read:

4 102.18 (1) (b) 2. The ~~division~~ department may include in any interlocutory or
5 final award or order an order directing the employer or insurer to pay for any future
6 treatment that may be necessary to cure and relieve the employee from the effects
7 of the injury or to pay for a future course of instruction or other rehabilitation
8 training services provided under a rehabilitation training program developed under
9 s. 102.61 (1) or (1m).

10 **SECTION 1159.** 102.18 (1) (b) 3. of the statutes is amended to read:

11 102.18 (1) (b) 3. If the ~~division~~ department finds that the employer or insurer
12 has not paid any amount that the employer or insurer was directed to pay in any
13 interlocutory order or award and that the nonpayment was not in good faith, the
14 ~~division~~ department may include in its final award a penalty not exceeding 25
15 percent of each amount that was not paid as directed.

16 **SECTION 1160.** 102.18 (1) (bg) 1. of the statutes is amended to read:

17 102.18 (1) (bg) 1. If the ~~division~~ department finds under par. (b) that an insurer
18 or self-insured employer is liable under this chapter for any health services provided
19 to an injured employee by a health service provider, but that the reasonableness of
20 the fee charged by the health service provider is in dispute, the ~~division~~ department
21 may include in its order under par. (b) a determination made by the department
22 under s. 102.16 (2) as to the reasonableness of the fee or, if such a determination has
23 not yet been made, the ~~division~~ department may notify, or direct the insurer or
24 self-insured employer to notify, the health service provider under s. 102.16 (2) (b)
25 that the reasonableness of the fee is in dispute.

SENATE BILL 59**SECTION 1161**

1 **SECTION 1161.** 102.18 (1) (bg) 2. of the statutes is amended to read:

2 102.18 (1) (bg) 2. If the ~~division~~ department finds under par. (b) that an
3 employer or insurance carrier is liable under this chapter for any treatment provided
4 to an injured employee by a health service provider, but that the necessity of the
5 treatment is in dispute, the ~~division~~ department may include in its order under par.
6 (b) a determination made by the department under s. 102.16 (2m) as to the necessity
7 of the treatment or, if such a determination has not yet been made, the ~~division~~
8 department may notify, or direct the employer or insurance carrier to notify, the
9 health service provider under s. 102.16 (2m) (b) that the necessity of the treatment
10 is in dispute.

11 **SECTION 1162.** 102.18 (1) (bg) 3. of the statutes is amended to read:

12 102.18 (1) (bg) 3. If the ~~division~~ department finds under par. (b) that an insurer
13 or self-insured employer is liable under this chapter for the cost of a prescription
14 drug dispensed under s. 102.425 (2) for outpatient use by an injured employee, but
15 that the reasonableness of the amount charged for that prescription drug is in
16 dispute, the ~~division~~ department may include in its order under par. (b) a
17 determination made by the department under s. 102.425 (4m) as to the
18 reasonableness of the prescription drug charge or, if such a determination has not
19 yet been made, the ~~division~~ department may notify, or direct the insurer or
20 self-insured employer to notify, the pharmacist or practitioner dispensing the
21 prescription drug under s. 102.425 (4m) (b) that the reasonableness of the
22 prescription drug charge is in dispute.

23 **SECTION 1163.** 102.18 (1) (bp) of the statutes is amended to read:

24 102.18 (1) (bp) If the ~~division~~ department determines that the employer or
25 insurance carrier suspended, terminated, or failed to make payments or failed to

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1 report an injury as a result of malice or bad faith, the ~~division~~ department may
2 include a penalty in an award to an employee for each event or occurrence of malice
3 or bad faith. That penalty is the exclusive remedy against an employer or insurance
4 carrier for malice or bad faith. If the penalty is imposed for an event or occurrence
5 of malice or bad faith that causes a payment that is due an injured employee to be
6 delayed in violation of s. 102.22 (1) or overdue in violation of s. 628.46 (1), the ~~division~~
7 department may not also order an increased payment under s. 102.22 (1) or the
8 payment of interest under s. 628.46 (1). The ~~division~~ department may award an
9 amount that the ~~division~~ department considers just, not to exceed the lesser of 200
10 percent of total compensation due or \$30,000 for each event or occurrence of malice
11 or bad faith. The ~~division~~ department may assess the penalty against the employer,
12 the insurance carrier, or both. Neither the employer nor the insurance carrier is
13 liable to reimburse the other for the penalty amount. The ~~division~~ department may,
14 by rule, define actions that demonstrate malice or bad faith.

15 **SECTION 1164.** 102.18 (1) (bw) of the statutes is amended to read:

16 102.18 (1) (bw) If an insurer, a self-insured employer, or, if applicable, the
17 uninsured employers fund pays compensation to an employee in excess of its liability
18 and another insurer or self-insured employer is liable for all or part of the excess
19 payment, the department ~~or the division~~ may order the insurer or self-insured
20 employer that is liable for that excess payment to reimburse the insurer or
21 self-insured employer that made the excess payment or, if applicable, the uninsured
22 employers fund.

23 **SECTION 1165.** 102.18 (1) (c) of the statutes is amended to read:

24 102.18 (1) (c) If 2 or more examiners have conducted a formal hearing on a claim
25 and are unable to agree on the order or award to be issued, the decision shall be the

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1 decision of the majority. If the examiners are equally divided on the decision, the
2 ~~division~~ department may appoint an additional examiner who shall review the
3 record and consult with the other examiners concerning their impressions of the
4 credibility of the evidence. Findings of fact and an order or award may then be issued
5 by a majority of the examiners.

6 **SECTION 1166.** 102.18 (1) (e) of the statutes is amended to read:

7 102.18 (1) (e) Except as provided in s. 102.21, if the department ~~or the division~~
8 orders a party to pay an award of compensation, the party shall pay the award no
9 later than 21 days after the date on which the order is mailed to the last-known
10 address of the party, unless the party files a petition for review under sub. (3). This
11 paragraph applies to all awards of compensation ordered by the department ~~or the~~
12 ~~division~~, whether the award results from a hearing, the default of a party, or a
13 compromise or stipulation confirmed by the department ~~or the division~~.

14 **SECTION 1167.** 102.18 (2) of the statutes is repealed and recreated to read:

15 102.18 (2) The department shall have and maintain on its staff such examiners
16 as are necessary to hear and decide claims and to assist in the effective
17 administration of this chapter. Those examiners shall be attorneys and may be
18 designated as administrative law judges. Those examiners may make findings and
19 orders and may approve, review, set aside, modify, or confirm stipulations of
20 settlement or compromises of claims for compensation.

21 **SECTION 1168.** 102.18 (3) of the statutes is amended to read:

22 102.18 (3) A party in interest may petition the commission for review of an
23 examiner's decision awarding or denying compensation if the department, ~~the~~
24 ~~division~~, or the commission receives the petition within 21 days after the department
25 ~~or the division~~ mailed a copy of the examiner's findings and order to the last-known

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1 addresses of the parties in interest. The commission shall dismiss a petition that is
2 not filed within those 21 days unless the petitioner shows that the petition was filed
3 late for a reason that was beyond the petitioner's control. If no petition is filed within
4 those 21 days, the findings or order shall be considered final unless set aside,
5 reversed, or modified by the examiner within that time. If the findings or order are
6 set aside by the examiner, the status shall be the same as prior to ~~the setting aside~~
7 of the findings or order that were set aside. If the findings or order are reversed or
8 modified by the examiner, the time for filing a petition commences on the date on
9 which notice of the reversal or modification is mailed to the last-known addresses
10 of the parties in interest. The commission shall either affirm, reverse, set aside, or
11 modify the findings or order, in whole or in part, or direct the taking of additional
12 evidence. The commission's action shall be based on a review of the evidence
13 submitted.

14 **SECTION 1169.** 102.18 (4) (c) 3. of the statutes is amended to read:

15 102.18 (4) (c) 3. Remand the case to the department ~~or the division~~ for further
16 proceedings.

17 **SECTION 1170.** 102.18 (4) (d) of the statutes is amended to read:

18 102.18 (4) (d) While a petition for review by the commission is pending or after
19 entry of an order or award by the commission but before commencement of an action
20 for judicial review or expiration of the period in which to commence an action for
21 judicial review, the commission shall remand any compromise presented to it to the
22 department ~~or the division~~ for consideration and approval or rejection under s.
23 102.16 (1). Presentation of a compromise does not affect the period in which to
24 commence an action for judicial review.

25 **SECTION 1171.** 102.18 (5) of the statutes is amended to read:

SENATE BILL 59**SECTION 1171**

1 102.18 (5) If it appears to the ~~division~~ department that a mistake may have
2 been made as to cause of injury in the findings, order, or award upon an alleged injury
3 based on accident, when in fact the employee was suffering from an occupational
4 disease, within 3 years after the date of the findings, order, or award the ~~division~~
5 department may, upon its own motion, with or without hearing, set aside the
6 findings, order or award, or the ~~division~~ department may take that action upon
7 application made within those 3 years. After an opportunity for hearing, the ~~division~~
8 department may, if in fact the employee is suffering from disease arising out of the
9 employment, make new findings, and a new order or award, or the ~~division~~
10 department may reinstate the previous findings, order, or award.

11 **SECTION 1172.** 102.18 (6) of the statutes is amended to read:

12 102.18 (6) In case of disease arising out of employment, the ~~division~~
13 department may from time to time review its findings, order, or award, and make
14 new findings, or a new order or award, based on the facts regarding disability or
15 otherwise as those facts may appear at the time of the review. This subsection shall
16 not affect the application of the limitation in s. 102.17 (4).

17 **SECTION 1173.** 102.195 of the statutes is amended to read:

18 **102.195 Employees confined in institutions; payment of benefits.** In
19 case an employee is adjudged mentally ill or incompetent or convicted of a felony, and
20 is confined in a public institution and has wholly dependent upon the employee for
21 support a person whose dependency is determined as if the employee were deceased,
22 compensation payable during the period of the employee's confinement may be paid
23 to the employee and the employee's dependents in such manner, for such time, and
24 in such amount as the department ~~or division~~ by order provides.

25 **SECTION 1174.** 102.22 (1) of the statutes is amended to read:

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1 102.22 (1) If the employer or his or her insurer inexcusably delays in making
2 the first payment that is due an injured employee for more than 30 days after the date
3 on which the employee leaves work as a result of an injury and if the amount due is
4 \$500 or more, the payments as to which the delay is found shall be increased by 10
5 percent. If the employer or his or her insurer inexcusably delays in making the first
6 payment that is due an injured employee for more than 14 days after the date on
7 which the employee leaves work as a result of an injury, the payments as to which
8 the delay is found may be increased by 10 percent. If the employer or his or her
9 insurer inexcusably delays for any length of time in making any other payment that
10 is due an injured employee, the payments as to which the delay is found may be
11 increased by 10 percent. If the delay is chargeable to the employer and not to the
12 insurer, s. 102.62 applies and the relative liability of the parties shall be fixed and
13 discharged as provided in that section. The department ~~or the division~~ may also
14 order the employer or insurance carrier to reimburse the employee for any finance
15 charges, collection charges, or interest that the employee paid as a result of the
16 inexcusable delay by the employer or insurance carrier.

17 **SECTION 1175.** 102.22 (2) of the statutes is amended to read:

18 102.22 (2) If any sum that the department ~~or the division~~ orders to be paid is
19 not paid when due, that sum shall bear interest at the rate of 10 percent per year.
20 The state is liable for interest on awards issued against it under this chapter. The
21 department ~~or the division~~ has jurisdiction to issue an award for payment of interest
22 under this subsection at any time within one year after the date of its order or, if the
23 order is appealed, within one year after final court determination. Interest awarded
24 under this subsection becomes due from the date the examiner's order becomes final
25 or from the date of a decision by the commission, whichever is later.

SENATE BILL 59**SECTION 1176**

1 **SECTION 1176.** 102.23 (2) of the statutes is amended to read:

2 102.23 (2) Upon the trial of an action for review of an order or award, the court
3 shall disregard any irregularity or error of the commission, or the the department,
4 ~~or the division~~ unless it is made to affirmatively appear that the plaintiff was
5 damaged by that irregularity or error.

6 **SECTION 1177.** 102.23 (3) of the statutes is amended to read:

7 102.23 (3) The record in any case shall be transmitted to the department ~~or the~~
8 ~~division~~ within 5 days after expiration of the time for appeal from the order or
9 judgment of the court, unless an appeal is taken from that order or judgment.

10 **SECTION 1178.** 102.23 (5) of the statutes is amended to read:

11 102.23 (5) When an action for review involves only the question of liability as
12 between the employer and one or more insurance companies or as between several
13 insurance companies, a party that has been ordered by the department, ~~the division,~~
14 the commission, or a court to pay compensation is not relieved from paying
15 compensation as ordered.

16 **SECTION 1179.** 102.24 (2) of the statutes is amended to read:

17 102.24 (2) After the commencement of an action to review any order or award
18 of the commission, the parties may have the record remanded by the court for such
19 time and under such condition as the parties may provide, for the purpose of having
20 the department ~~or the division~~ act upon the question of approving or disapproving
21 any settlement or compromise that the parties may desire to have so approved. If
22 approved, the action shall be at an end and judgment may be entered upon the
23 approval as upon an award. If not approved, the department ~~or the division~~ shall
24 immediately return the record to the circuit court and the action shall proceed as if
25 no remand had been made.

SENATE BILL 59**SECTION 1180**

1 **SECTION 1180.** 102.25 (1) of the statutes is amended to read:

2 102.25 (1) Any party aggrieved by a judgment entered upon the review of any
3 order or award may appeal the judgment within the period specified in s. 808.04 (1).
4 A trial court may not require the commission or any party to the action to execute,
5 serve, or file an undertaking under s. 808.07 or to serve, or secure approval of, a
6 transcript of the notes of the stenographic reporter or the tape of the recording
7 machine. The state is a party aggrieved under this subsection if a judgment is
8 entered upon the review confirming any order or award against the state. At any
9 time before the case is set down for hearing in the court of appeals or the supreme
10 court, the parties may have the record remanded by the court to the department ~~or~~
11 ~~the division~~ in the same manner and for the same purposes as provided for
12 remanding from the circuit court to the department ~~or the division~~ under s. 102.24
13 (2).

14 **SECTION 1181.** 102.26 (2) of the statutes is amended to read:

15 102.26 (2) Unless previously authorized by the department ~~or the division~~, no
16 fee may be charged or received for the enforcement or collection of any claim for
17 compensation nor may any contract for that enforcement or collection be enforceable
18 when that fee, inclusive of all taxable attorney fees paid or agreed to be paid for that
19 enforcement or collection, exceeds 20 percent of the amount at which the claim is
20 compromised or of the amount awarded, adjudged, or collected, except that in cases
21 of admitted liability in which there is no dispute as to the amount of compensation
22 due and in which no hearing or appeal is necessary, the fee charged may not exceed
23 10 percent, but not to exceed \$250, of the amount at which the claim is compromised
24 or of the amount awarded, adjudged, or collected. The limitation as to fees shall
25 apply to the combined charges of attorneys, solicitors, representatives, and adjusters

SENATE BILL 59**SECTION 1181**

1 who knowingly combine their efforts toward the enforcement or collection of any
2 compensation claim.

3 **SECTION 1182.** 102.26 (3) (b) 1. of the statutes is amended to read:

4 102.26 (3) (b) 1. Subject to sub. (2), upon application of any interested party,
5 the department ~~or the division~~ may fix the fee of the claimant's attorney or
6 representative and provide in the award for that fee to be paid directly to the attorney
7 or representative.

8 **SECTION 1183.** 102.26 (3) (b) 3. of the statutes is amended to read:

9 102.26 (3) (b) 3. The claimant may request the insurer or self-insured employer
10 to pay any compensation that is due the claimant by depositing the payment directly
11 into an account maintained by the claimant at a financial institution. If the insurer
12 or self-insured employer agrees to the request, the insurer or self-insured employer
13 may deposit the payment by direct deposit, electronic funds transfer, or any other
14 money transfer technique approved by the department ~~or the division~~. The claimant
15 may revoke a request under this subdivision at any time by providing appropriate
16 written notice to the insurer or self-insured employer.

17 **SECTION 1184.** 102.26 (4) of the statutes is amended to read:

18 102.26 (4) Any attorney or other person who charges or receives any fee in
19 violation of this section may be required to forfeit double the amount retained by the
20 attorney or other person, which forfeiture shall be collected by the state in an action
21 in debt upon complaint of the department ~~or the division~~. Out of the sum recovered
22 the court shall direct payment to the injured party of the amount of the overcharge.

23 **SECTION 1185.** 102.27 (2) (b) of the statutes is amended to read:

24 102.27 (2) (b) If a governmental unit provides public assistance under ch. 49
25 to pay medical costs or living expenses related to a claim under this chapter and if

SENATE BILL 59**SECTION 1185**

1 the governmental unit has given the parties to the claim written notice stating that
2 the governmental unit provided the assistance and the cost of that assistance, the
3 department ~~or the division~~ shall order the employer or insurance carrier owing
4 compensation to reimburse that governmental unit for the amount of assistance the
5 governmental unit provided or two-thirds of the amount of the award or payment
6 remaining after deduction of attorney fees and any other fees or costs chargeable
7 under ch. 102, whichever is less. The department shall comply with this paragraph
8 when making payments under s. 102.81.

9 **SECTION 1186.** 102.28 (3) (c) of the statutes is amended to read:

10 102.28 (3) (c) An employee who has signed a waiver under par. (a) 1. and an
11 affidavit under par. (a) 2., who sustains an injury that, but for that waiver, the
12 employer would be liable for under s. 102.03, who at the time of the injury was a
13 member of a religious sect whose authorized representative has filed an affidavit
14 under par. (a) 3. and an agreement under par. (a) 4., and who as a result of the injury
15 becomes dependent on the religious sect for financial and medical assistance, or the
16 employee's dependent, may request a hearing under s. 102.17 (1) to determine if the
17 religious sect has provided the employee and his or her dependents with a standard
18 of living and medical treatment that are reasonable when compared to the general
19 standard of living and medical treatment for members of the religious sect. If, after
20 hearing, the ~~division~~ department determines that the religious sect has not provided
21 that standard of living or medical treatment, or both, the ~~division~~ department may
22 order the religious sect to provide alternative benefits to that employee or his or her
23 dependent, or both, in an amount that is reasonable under the circumstances, but
24 not in excess of the benefits that the employee or dependent could have received
25 under this chapter but for the waiver under par. (a) 1.

SENATE BILL 59**SECTION 1187**

1 **SECTION 1187.** 102.28 (4) (c) of the statutes is amended to read:

2 102.28 (4) (c) After a hearing under par. (b), or without a hearing if one is not
3 requested, the ~~division~~ department may issue an order to an employer to cease
4 operations on a finding that the employer is an uninsured employer. ~~If no hearing~~
5 ~~is requested, the department may issue such an order.~~

6 **SECTION 1188.** 102.29 (1) (b) (intro.) of the statutes is amended to read:

7 102.29 (1) (b) (intro.) If a party entitled to notice cannot be found, the
8 department shall become the agent of that party for the giving of a notice as required
9 in par. (a) and the notice, when given to the department, shall include an affidavit
10 setting forth the facts, including the steps taken to locate that party. Each party shall
11 have an equal voice in the prosecution of the claim, and any disputes arising shall
12 be passed upon by the court before whom the case is pending, and if no action is
13 pending, then by a court of record or by the department ~~or the division~~. If notice is
14 given as provided in par. (a), the liability of the tort-feasor shall be determined as
15 to all parties having a right to make claim and, irrespective of whether or not all
16 parties join in prosecuting the claim, the proceeds of the claim shall be divided as
17 follows:

18 **SECTION 1189.** 102.29 (1) (c) of the statutes is amended to read:

19 102.29 (1) (c) If both the employee or the employee's personal representative
20 or other person entitled to bring action, and the employer, compensation insurer, or
21 department, join in the pressing of said claim and are represented by counsel, the
22 attorney fees allowed as a part of the costs of collection shall be, unless otherwise
23 agreed upon, divided between the attorneys for those parties as directed by the court
24 or by the department ~~or the division~~.

25 **SECTION 1190.** 102.29 (1) (d) of the statutes is amended to read:

SENATE BILL 59**SECTION 1190**

1 102.29 (1) (d) A settlement of a 3rd-party claim shall be void unless the
2 settlement and the distribution of the proceeds of the settlement are approved by the
3 court before whom the action is pending or, if no action is pending, then by a court
4 of record or by the department ~~or the division~~.

5 **SECTION 1191.** 102.30 (7) (a) of the statutes is amended to read:

6 102.30 (7) (a) The department ~~or the division~~ may order direct reimbursement
7 out of the proceeds payable under this chapter for payments made under a
8 nonindustrial insurance policy covering the same disability and expenses
9 compensable under s. 102.42 when the claimant consents or when it is established
10 that the payments under the nonindustrial insurance policy were improper. No
11 attorney fee is due with respect to that reimbursement.

12 **SECTION 1192.** 102.32 (1m) (intro.) of the statutes is amended to read:

13 102.32 (1m) (intro.) In any case in which compensation payments for an injury
14 have extended or will extend over 6 months or more after the date of the injury or in
15 any case in which death benefits are payable, any party in interest may, in the
16 discretion of the department ~~or the division~~, be discharged from, or compelled to
17 guarantee, future compensation payments by doing any of the following:

18 **SECTION 1193.** 102.32 (1m) (a) of the statutes is amended to read:

19 102.32 (1m) (a) Depositing the present value of the total unpaid compensation
20 upon a 5 percent interest discount basis with a credit union, savings bank, savings
21 and loan association, bank, or trust company designated by the department ~~or the~~
22 ~~division~~.

23 **SECTION 1194.** 102.32 (1m) (c) of the statutes is amended to read:

24 102.32 (1m) (c) Making payment in gross upon a 5 percent interest discount
25 basis to be approved by the department ~~or the division~~.

SENATE BILL 59**SECTION 1195**

1 **SECTION 1195.** 102.32 (1m) (d) of the statutes is amended to read:

2 102.32 **(1m)** (d) In cases in which the time for making payments or the amounts
3 of payments cannot be definitely determined, furnishing a bond, or other security,
4 satisfactory to the department ~~or the division~~ for the payment of compensation as
5 may be due or become due. The acceptance of the bond, or other security, and the form
6 and sufficiency of the bond or other security, shall be subject to the approval of the
7 department ~~or the division~~. If the employer or insurer is unable or fails to
8 immediately procure the bond, the employer or insurer, in lieu of procuring the bond,
9 shall deposit with a credit union, savings bank, savings and loan association, bank,
10 or trust company designated by the department ~~or the division~~ the maximum
11 amount that may reasonably become payable in those cases, to be determined by the
12 department ~~or the division~~ at amounts consistent with the extent of the injuries and
13 the law. The bonds and deposits may be reduced only to satisfy claims and may be
14 withdrawn only after the claims which they are to guarantee are fully satisfied or
15 liquidated under par. (a), (b), or (c).

16 **SECTION 1196.** 102.32 (5) of the statutes is amended to read:

17 102.32 **(5)** Any insured employer may, in the discretion of the department ~~or~~
18 ~~the division~~, compel the insurer to discharge, or to guarantee payment of, the
19 employer's liabilities in any case described in sub. (1m) and by that discharge or
20 guarantee release the employer from liability for compensation in that case, except
21 that if for any reason a bond furnished or deposit made under sub. (1m) (d) does not
22 fully protect the beneficiary of the bond or deposit, the compensation insurer or
23 insured employer, as the case may be, shall still be liable to that beneficiary.

24 **SECTION 1197.** 102.32 (6m) of the statutes is amended to read:

SENATE BILL 59**SECTION 1197**

1 102.32 **(6m)** The department ~~or the division~~ may direct an advance on a
2 payment of unaccrued compensation for permanent disability or death benefits if the
3 department ~~or the division~~ determines that the advance payment is in the best
4 interest of the injured employee or the employee's dependents. In directing the
5 advance, the department ~~or the division~~ shall give the employer or the employer's
6 insurer an interest credit against its liability. The credit shall be computed at 5
7 percent. An injured employee or dependent may receive no more than 3 advance
8 payments per calendar year.

9 **SECTION 1198.** 102.32 (7) of the statutes is amended to read:

10 102.32 **(7)** No lump sum settlement shall be allowed in any case of permanent
11 total disability upon an estimated life expectancy, except upon consent of all parties,
12 after hearing and finding by the ~~division~~ department that the interests of the injured
13 employee will be conserved by the lump sum settlement.

14 **SECTION 1199.** 102.33 (1) of the statutes is amended to read:

15 102.33 **(1)** The department ~~and the division~~ shall print and furnish free to any
16 employer or employee any blank forms that are necessary to facilitate efficient
17 administration of this chapter. The department ~~and the division~~ shall keep any
18 record books or records that are necessary for the proper and efficient administration
19 of this chapter.

20 **SECTION 1200.** 102.33 (2) (a) of the statutes is amended to read:

21 102.33 **(2)** (a) Except as provided in pars. (b) and (c), the records of the
22 department, ~~the division,~~ and the commission, related to the administration of this
23 chapter are subject to inspection and copying under s. 19.35 (1).

24 **SECTION 1201.** 102.33 (2) (b) (intro.) of the statutes is amended to read:

SENATE BILL 59**SECTION 1201**

1 102.33 (2) (b) (intro.) Except as provided in this paragraph and par. (d), a record
2 maintained by the department, ~~the division,~~ or the commission that reveals the
3 identity of an employee who claims worker's compensation benefits, the nature of the
4 employee's claimed injury, the employee's past or present medical condition, the
5 extent of the employee's disability, or the amount, type, or duration of benefits paid
6 to the employee and a record maintained by the department that reveals any
7 financial information provided to the department by a self-insured employer or by
8 an applicant for exemption under s. 102.28 (2) (b) are confidential and not open to
9 public inspection or copying under s. 19.35 (1). The department, ~~the division,~~ or the
10 commission may deny a request made under s. 19.35 (1) or, subject to s. 102.17 (2m)
11 and (2s), refuse to honor a subpoena issued by an attorney of record in a civil or
12 criminal action or special proceeding to inspect and copy a record that is confidential
13 under this paragraph, unless one of the following applies:

14 **SECTION 1202.** 102.33 (2) (b) 1. of the statutes is amended to read:

15 102.33 (2) (b) 1. The requester is the employee who is the subject of the record
16 or an attorney or authorized agent of that employee. An attorney or authorized agent
17 of an employee who is the subject of a record shall provide a written authorization
18 for inspection and copying from the employee if requested by the department, ~~the~~
19 ~~division,~~ or the commission.

20 **SECTION 1203.** 102.33 (2) (b) 2. of the statutes is amended to read:

21 102.33 (2) (b) 2. The record that is requested contains confidential information
22 concerning a worker's compensation claim and the requester is an insurance carrier
23 or employer that is a party to any worker's compensation claim involving the same
24 employee or an attorney or authorized agent of that insurance carrier or employer,
25 except that the department, ~~the division,~~ or the commission is not required to do a

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1 random search of its records and may require the requester to provide the
2 approximate date of the injury and any other relevant information that would assist
3 the department, ~~the division~~, or the commission in finding the record requested. An
4 attorney or authorized agent of an insurance carrier or employer that is a party to
5 an employee's worker's compensation claim shall provide a written authorization for
6 inspection and copying from the insurance carrier or employer if requested by the
7 department, ~~the division~~, or the commission.

8 **SECTION 1204.** 102.33 (2) (b) 4. of the statutes is amended to read:

9 102.33 (2) (b) 4. A court of competent jurisdiction in this state orders the
10 department, ~~the division~~, or the commission to release the record.

11 **SECTION 1205.** 102.33 (2) (c) of the statutes is amended to read:

12 102.33 (2) (c) A record maintained by the department, ~~the division~~, or the
13 commission that contains employer or insurer information obtained from the
14 Wisconsin compensation rating bureau under s. 102.31 (8) or 626.32 (1) (a) is
15 confidential and not open to public inspection or copying under s. 19.35 (1) unless the
16 Wisconsin compensation rating bureau authorizes public inspection or copying of
17 that information.

18 **SECTION 1206.** 102.33 (2) (d) 2. of the statutes is amended to read:

19 102.33 (2) (d) 2. The department, ~~the division~~, or the commission may release
20 information that is confidential under par. (b) to a government unit, an institution
21 of higher education, or a nonprofit research organization for purposes of research and
22 may release information that is confidential under par. (c) to those persons for that
23 purpose if the Wisconsin compensation rating bureau authorizes that release. A
24 government unit, institution of higher education, or nonprofit research organization
25 may not permit inspection or disclosure of any information released to it under this

SENATE BILL 59**SECTION 1206**

1 subdivision that is confidential under par. (b) unless the department, ~~the division,~~
2 or the commission authorizes that inspection or disclosure and may not permit
3 inspection or disclosure of any information released to it under this subdivision that
4 is confidential under par. (c) unless the department, ~~the division,~~ or the commission,
5 and the Wisconsin compensation rating bureau, authorize the inspection or
6 disclosure. A government unit, institution of higher education, or nonprofit research
7 organization that obtains any confidential information under this subdivision for
8 purposes of research shall provide the results of that research free of charge to the
9 person that released or authorized the release of that information.

10 **SECTION 1207.** 102.35 (3) of the statutes is amended to read:

11 102.35 (3) Any employer who without reasonable cause refuses to rehire an
12 employee who is injured in the course of employment, when suitable employment is
13 available within the employee's physical and mental limitations, upon order of the
14 department ~~or the division,~~ has exclusive liability to pay to the employee, in addition
15 to other benefits, the wages lost during the period of such refusal, not exceeding one
16 year's wages. In determining the availability of suitable employment the
17 continuance in business of the employer shall be considered and any written rules
18 promulgated by the employer with respect to seniority or the provisions of any
19 collective bargaining agreement with respect to seniority shall govern.

20 **SECTION 1208.** 102.42 (1m) of the statutes is amended to read:

21 102.42 (1m) LIABILITY FOR UNNECESSARY TREATMENT. If an employee who has
22 sustained a compensable injury undertakes in good faith invasive treatment that is
23 generally medically acceptable, but that is unnecessary, the employer shall pay
24 disability indemnity for all disability incurred as a result of that treatment. An
25 employer is not liable for disability indemnity for any disability incurred as a result

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1 of any unnecessary treatment undertaken in good faith that is noninvasive or not
2 medically acceptable. This subsection applies to all findings that an employee has
3 sustained a compensable injury, whether the finding results from a hearing, the
4 default of a party, or a compromise or stipulation confirmed by the department ~~or the~~
5 ~~division~~.

6 **SECTION 1209.** 102.42 (6) of the statutes is amended to read:

7 102.42 (6) TREATMENT REJECTED BY EMPLOYEE. Unless the employee has elected
8 Christian Science treatment in lieu of medical, surgical, dental, or hospital
9 treatment, no compensation shall be payable for the death or disability of an
10 employee, if the death is caused, or insofar as the disability may be aggravated,
11 caused, or continued by an unreasonable refusal or neglect to submit to or follow any
12 competent and reasonable medical, surgical, or dental treatment or, in the case of
13 tuberculosis, by refusal or neglect to submit to or follow hospital or medical
14 treatment when found by the department ~~or the division~~ to be necessary. The right
15 to compensation accruing during a period of refusal or neglect to submit to or follow
16 hospital or medical treatment when found by the department ~~or the division~~ to be
17 necessary in the case of tuberculosis shall be barred, irrespective of whether
18 disability was aggravated, caused, or continued by that refusal or neglect.

19 **SECTION 1210.** 102.42 (8) of the statutes is amended to read:

20 102.42 (8) AWARD TO STATE EMPLOYEE. Whenever the department ~~or the division~~
21 makes an award on behalf of a state employee, the department ~~or the division~~ shall
22 file duplicate copies of the award with the subunit of the department of
23 administration responsible for risk management. Upon receipt of the copies of the
24 award, the department of administration shall promptly issue a voucher in payment
25 of the award from the proper appropriation under s. 20.865 (1) (fm), (kr) or (ur), and

SENATE BILL 59**SECTION 1210**

1 shall transmit one copy of the voucher and the award to the officer, department, or
2 agency by whom the affected employee is employed.

3 **SECTION 1211.** 102.425 (4m) (a) of the statutes is amended to read:

4 102.425 (4m) (a) The department has jurisdiction under this subsection, ~~the~~
5 ~~department and the division have jurisdiction under s. and ss. 102.16 (1m) (c); and~~
6 ~~the division has jurisdiction under s. 102.17~~ to resolve a dispute between a
7 pharmacist or practitioner and an employer or insurer over the reasonableness of the
8 amount charged for a prescription drug dispensed under sub. (2) for outpatient use
9 by an injured employee who claims benefits under this chapter.

10 **SECTION 1212.** 102.425 (4m) (b) of the statutes is amended to read:

11 102.425 (4m) (b) An employer or insurer that disputes the reasonableness of
12 the amount charged for a prescription drug dispensed under sub. (2) for outpatient
13 use by an injured employee or the department ~~or division~~ under sub. (4) (b) or s.
14 102.16 (1m) (c) or 102.18 (1) (bg) 3. shall provide, within 30 days after receiving a
15 completed bill for the prescription drug, reasonable written notice to the pharmacist
16 or practitioner that the charge is being disputed. After receiving reasonable written
17 notice under this paragraph or under sub. (4) (b) or s. 102.16 (1m) (c) or 102.18 (1)
18 (bg) 3. that a prescription drug charge is being disputed, a pharmacist or practitioner
19 may not collect the disputed charge from, or bring an action for collection of the
20 disputed charge against, the employee who received the prescription drug.

21 **SECTION 1213.** 102.43 (5) (b) of the statutes is amended to read:

22 102.43 (5) (b) Except as provided in s. 102.61 (1g), temporary disability shall
23 also include such period as the employee may be receiving instruction under s. 102.61
24 (1) or (1m). Temporary disability on account of receiving instruction under s. 102.61
25 (1) or (1m), and not otherwise resulting from the injury, shall not be in excess of 80

SENATE BILL 59**SECTION 1213**

1 weeks. That 80-week limitation does not apply to temporary disability benefits
2 under this section, the cost of tuition, fees, books, travel, or maintenance under s.
3 102.61 (1), or the cost of private rehabilitation counseling or rehabilitative training
4 under s. 102.61 (1m) if the department ~~or the division~~ determines that additional
5 training is warranted. The necessity for additional training as authorized by the
6 department ~~or the division~~ for any employee shall be subject to periodic review and
7 reevaluation.

8 **SECTION 1214.** 102.43 (9) (e) of the statutes is amended to read:

9 102.43 **(9)** (e) The employee's employment with the employer has been
10 suspended or terminated due to misconduct, as defined in s. 108.04 (5), by the
11 employee connected with the employee's work or substantial fault, as defined for
12 failing to notify his or her employer of absenteeism or tardiness that becomes
13 excessive as provided in s. 108.04 (5g) ~~(a), by the employee connected with the~~
14 ~~employee's work.~~

15 **SECTION 1215.** 102.44 (2) of the statutes is amended to read:

16 102.44 **(2)** In case of permanent total disability, aggregate indemnity shall be
17 weekly indemnity for the period that the employee may live. Total impairment for
18 industrial use of both eyes, the loss of both arms at or near the shoulder, the loss of
19 both legs at or near the hip, or the loss of one arm at the shoulder and one leg at the
20 hip constitutes permanent total disability. This enumeration is not exclusive, but in
21 other cases the ~~division~~ department shall find the facts.

22 **SECTION 1216.** 102.44 (6) (b) of the statutes is amended to read:

23 102.44 **(6)** (b) If during the period set forth in s. 102.17 (4) the employment
24 relationship is terminated by the employer at the time of the injury or by the
25 employee because his or her physical or mental limitations prevent his or her

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1 continuing in such employment, or if during that period a wage loss of 15 percent or
2 more occurs, the ~~division~~ department may reopen any award and make a
3 redetermination taking into account loss of earning capacity.

4 **SECTION 1217.** 102.475 (6) of the statutes is amended to read:

5 102.475 (6) PROOF. In administering this section the department ~~or the division~~
6 may require reasonable proof of birth, marriage, domestic partnership under ch. 770,
7 relationship, or dependency.

8 **SECTION 1218.** 102.48 (1) of the statutes is amended to read:

9 102.48 (1) An unestranged surviving parent or parents to whose support the
10 deceased has contributed less than \$500 in the 52 weeks next preceding the injury
11 causing death shall receive a death benefit of \$6,500. If the parents are not living
12 together, the department ~~or the division~~ shall divide this sum in such proportion as
13 the department ~~or division~~ considers to be just, considering their ages and other facts
14 bearing on dependency.

15 **SECTION 1219.** 102.48 (2) of the statutes is amended to read:

16 102.48 (2) In all other cases the death benefit shall be such sum as the
17 department ~~or the division~~ determines to represent fairly and justly the aid to
18 support which the dependent might reasonably have anticipated from the deceased
19 employee but for the injury. To establish anticipation of support and dependency, it
20 shall not be essential that the deceased employee made any contribution to support.
21 The aggregate benefits in that case shall not exceed twice the average annual
22 earnings of the deceased or 4 times the contributions of the deceased to the support
23 of his or her dependents during the year immediately preceding the deceased
24 employee's death, whichever amount is the greater. In no event shall the aggregate
25 benefits in that case exceed the amount that would accrue to a person who is solely

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1 and wholly dependent. When there is more than one partial dependent the weekly
2 benefit shall be apportioned according to their relative dependency. The term
3 “support” as used in ss. 102.42 to 102.63 shall include contributions to the capital
4 fund of the dependents for their necessary comfort.

5 **SECTION 1220.** 102.48 (3) of the statutes is amended to read:

6 102.48 (3) Except as otherwise provided, a death benefit, other than burial
7 expenses, shall be paid in weekly installments corresponding in amount to
8 two-thirds of the weekly earnings of the employee, until otherwise ordered by the
9 department ~~or the division~~.

10 **SECTION 1221.** 102.49 (3) of the statutes is amended to read:

11 102.49 (3) If the employee leaves a spouse or domestic partner under ch. 770
12 wholly dependent and also a child by a former marriage, domestic partnership under
13 ch. 770, or adoption, likewise wholly dependent, aggregate benefits shall be the same
14 in amount as if the child were the child of the surviving spouse or partner, and the
15 entire benefit shall be apportioned to the dependents in the amounts that the
16 department ~~or the division~~ determines to be just, considering the ages of the
17 dependents and other factors bearing on dependency. The benefit awarded to the
18 surviving spouse or partner shall not exceed 4 times the average annual earnings of
19 the deceased employee.

20 **SECTION 1222.** 102.49 (6) of the statutes is amended to read:

21 102.49 (6) The department ~~or the division~~ may award the additional benefits
22 payable under this section to the surviving parent of the child, to the child’s guardian,
23 or to such other person, bank, or trust company for the child’s use as may be found
24 best calculated to conserve the interests of the child. If the child dies while benefits

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1 are still payable, there shall be paid the reasonable expense for burial, not exceeding
2 \$1,500.

3 **SECTION 1223.** 102.51 (3) of the statutes is amended to read:

4 102.51 (3) DIVISION AMONG DEPENDENTS. If there is more than one person wholly
5 or partially dependent on a deceased employee, the death benefit shall be divided
6 between those dependents in such proportion as the department ~~or the division~~
7 determines to be just, considering their ages and other facts bearing on their
8 dependency.

9 **SECTION 1224.** 102.51 (4) of the statutes is amended to read:

10 102.51 (4) DEPENDENCY AS OF THE DATE OF DEATH. Questions as to who is a
11 dependent and the extent of his or her dependency shall be determined as of the date
12 of the death of the employee, and the dependent's right to any death benefit becomes
13 fixed at that time, regardless of any subsequent change in conditions. The death
14 benefit shall be directly recoverable by and payable to the dependents entitled to the
15 death benefit or their legal guardians or trustees. In case of the death of a dependent
16 whose right to a death benefit has become fixed, so much of the benefit as is unpaid
17 is payable to the dependent's personal representatives in gross, unless the
18 department ~~or the division~~ determines that the unpaid benefit shall be reassigned
19 under sub. (6) and paid to any other dependent who is physically or mentally
20 incapacitated or a minor. For purposes of this subsection, a child of the employee who
21 is born after the death of the employee is considered to be a dependent as of the date
22 of death.

23 **SECTION 1225.** 102.51 (6) of the statutes is amended to read:

24 102.51 (6) DIVISION AMONG DEPENDENTS. Benefits accruing to a minor dependent
25 child may be awarded to either parent in the discretion of the department ~~or the~~

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1 ~~division.~~ Notwithstanding sub. (1), the department ~~or the division~~ may reassign the
2 death benefit as between a surviving spouse or a domestic partner under ch. 770 and
3 any children specified in sub. (1) and s. 102.49 in accordance with their respective
4 needs for the death benefit.

5 **SECTION 1226.** 102.55 (3) of the statutes is amended to read:

6 102.55 (3) For all other injuries to the members of the body or its faculties that
7 are specified in the schedule under s. 102.52 resulting in permanent disability,
8 though the member is not actually severed or the faculty is not totally lost,
9 compensation shall bear such relation to the compensation named in the schedule
10 as the disability bears to the disability named in the schedule. Indemnity in those
11 cases shall be determined by allowing weekly indemnity during the healing period
12 resulting from the injury and the percentage of permanent disability resulting after
13 the healing period as found by the department ~~or the division~~.

14 **SECTION 1227.** 102.555 (12) (a) of the statutes is amended to read:

15 102.555 (12) (a) An employer, or the department, ~~or the division~~ is not liable
16 for the expense of any examination or test for hearing loss, any evaluation of such
17 an exam or test, any medical treatment for improving or restoring hearing, or any
18 hearing aid to relieve the effect of hearing loss unless it is determined that
19 compensation for occupational deafness is payable under sub. (3), (4), or (11).

20 **SECTION 1228.** 102.56 (1) of the statutes is amended to read:

21 102.56 (1) Subject to sub. (2), if an employee is so permanently disfigured as
22 to occasion potential wage loss due to the disfigurement, the department ~~or the~~
23 ~~division~~ may allow such sum as the department ~~or the division~~ considers just as
24 compensation for the disfigurement, not exceeding the employee's average annual
25 earnings. In determining the potential for wage loss due to the disfigurement and

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1 the sum awarded, the department ~~or the division~~ shall take into account the age,
2 education, training, and previous experience and earnings of the employee, the
3 employee's present occupation and earnings, and likelihood of future suitable
4 occupational change. Consideration for disfigurement allowance is confined to those
5 areas of the body that are exposed in the normal course of employment. The
6 department ~~or the division~~ shall also take into account the appearance of the
7 disfigurement, its location, and the likelihood of its exposure in occupations for which
8 the employee is suited.

9 **SECTION 1229.** 102.56 (2) of the statutes is amended to read:

10 102.56 (2) If an employee who claims compensation under sub. (1) returns to
11 work for the employer who employed the employee at the time of the injury, or is
12 offered employment with that employer, at the same or a higher wage, the
13 department ~~or the division~~ may not allow that compensation unless the employee
14 suffers an actual wage loss due to the disfigurement.

15 **SECTION 1230.** 102.565 (1) of the statutes is amended to read:

16 102.565 (1) When, as a result of exposure in the course of employment over a
17 period of time to toxic or hazardous substances or conditions, an employee
18 performing work that is subject to this chapter develops any clinically observable
19 abnormality or condition that, on competent medical opinion, predisposes or renders
20 the employee in any manner differentially susceptible to disability to such an extent
21 that it is inadvisable for the employee to continue employment involving that
22 exposure, is discharged from or ceases to continue the employment, and suffers wage
23 loss by reason of that discharge from, or cessation of, employment, the department
24 ~~or the division~~ may allow such sum as the department ~~or the division~~ considers just
25 as compensation for that wage loss, not exceeding \$13,000. If a nondisabling

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1 condition may also be caused by toxic or hazardous exposure not related to
2 employment and if the employee has a history of that exposure, compensation as
3 provided under this section or any other remedy for loss of earning capacity shall not
4 be allowed. If the employee is discharged from employment prior to a finding by the
5 department ~~or the division~~ that it is inadvisable for the employee to continue in that
6 employment and if it is reasonably probable that continued exposure would result
7 in disability, the liability of the employer who discharges the employee is primary,
8 and the liability of the employer's insurer is secondary, under the same procedure
9 and to the same effect as provided by s. 102.62.

10 **SECTION 1231.** 102.565 (2) of the statutes is amended to read:

11 102.565 (2) Upon application of any employer or employee, the department ~~or~~
12 ~~the division~~ may direct any employee of the employer or an employee who, in the
13 course of his or her employment, has been exposed to toxic or hazardous substances
14 or conditions to submit to examination by one or more physicians appointed by the
15 department ~~or the division~~ to determine whether the employee has developed any
16 abnormality or condition under sub. (1), and the degree of that abnormality or
17 condition. The cost of the medical examination shall be borne by the person making
18 application. The physician conducting the examination shall submit the results of
19 the examination to the department ~~or the division~~, which shall submit copies of the
20 reports to the employer and employee, who shall have an opportunity to rebut the
21 reports if a request to submit a rebuttal is made to the department ~~or the division~~
22 within 10 days after the department ~~or the division~~ mails the report to the parties.
23 The department ~~or the division~~ shall make its findings as to whether it is inadvisable
24 for the employee to continue in his or her employment.

25 **SECTION 1232.** 102.565 (3) of the statutes is amended to read:

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1 102.565 (3) If, after direction by the commission, ~~or~~ any member of the
2 commission, the department, ~~the division~~, or an examiner, an employee refuses to
3 submit to an examination or in any way obstructs the examination, the employee's
4 right to compensation under this section shall be barred.

5 **SECTION 1233.** 102.61 (1g) (c) of the statutes is amended to read:

6 102.61 (1g) (c) On receiving notice that he or she is eligible to receive vocational
7 rehabilitation services under 29 USC 701 to 797a, an employee shall provide the
8 employer with a written report from a physician, chiropractor, psychologist, or
9 podiatrist stating the employee's permanent work restrictions. Within 60 days after
10 receiving that report, the employer shall provide to the employee in writing an offer
11 of suitable employment, a statement that the employer has no suitable employment
12 for the employee, or a report from a physician, chiropractor, psychologist, or
13 podiatrist showing that the permanent work restrictions provided by the employee's
14 practitioner are in dispute and documentation showing that the difference in work
15 restrictions would materially affect either the employer's ability to provide suitable
16 employment or a vocational rehabilitation counselor's ability to recommend a
17 rehabilitative training program. If the employer and employee cannot resolve the
18 dispute within 30 days after the employee receives the employer's report and
19 documentation, the employer or employee may request a hearing before the ~~division~~
20 department to determine the employee's work restrictions. Within 30 days after the
21 ~~division~~ department determines the employee's work restrictions, the employer shall
22 provide to the employee in writing an offer of suitable employment or a statement
23 that the employer has no suitable employment for the employee.

24 **SECTION 1234.** 102.61 (1m) (c) of the statutes is amended to read:

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1 102.61 **(1m)** (c) The employer or insurance carrier shall pay the reasonable cost
2 of any services provided for an employee by a private rehabilitation counselor under
3 par. (a) and, subject to the conditions and limitations specified in sub. (1r) (a) to (c)
4 and by rule, if the private rehabilitation counselor determines that rehabilitative
5 training is necessary, the reasonable cost of the rehabilitative training program
6 recommended by that counselor, including the cost of tuition, fees, books,
7 maintenance, and travel at the same rate as is provided for state officers and
8 employees under s. 20.916 (8). Notwithstanding that the department ~~or the division~~
9 may authorize under s. 102.43 (5) (b) a rehabilitative training program that lasts
10 longer than 80 weeks, a rehabilitative training program that lasts 80 weeks or less
11 is presumed to be reasonable.

12 **SECTION 1235.** 102.61 (2) of the statutes is amended to read:

13 102.61 **(2)** The ~~division~~ department, the commission, and the courts shall
14 determine the rights and liabilities of the parties under this section in like manner
15 and with like effect as the ~~division~~ department, the commission, and the courts
16 determine other issues under this chapter. A determination under this subsection
17 may include a determination based on the evidence regarding the cost or scope of the
18 services provided by a private rehabilitation counselor under sub. (1m) (a) or the cost
19 or reasonableness of a rehabilitative training program developed under sub. (1m) (a).

20 **SECTION 1236.** 102.62 of the statutes is amended to read:

21 **102.62 Primary and secondary liability; unchangeable.** In case of
22 liability under s. 102.57 or 102.60, the liability of the employer shall be primary and
23 the liability of the insurance carrier shall be secondary. If proceedings are had before
24 the ~~division~~ department for the recovery of that liability, the ~~division~~ department
25 shall set forth in its award the amount and order of liability as provided in this

SENATE BILL 59**SECTION 1236**

1 section. Execution shall not be issued against the insurance carrier to satisfy any
2 judgment covering that liability until execution has first been issued against the
3 employer and has been returned unsatisfied as to any part of that liability. Any
4 provision in any insurance policy undertaking to guarantee primary liability or to
5 avoid secondary liability for a liability under s. 102.57 or 102.60 is void. If the
6 employer has been adjudged bankrupt or has made an assignment for the benefit of
7 creditors, if the employer, other than an individual, has gone out of business or has
8 been dissolved, or if the employer is a corporation and its charter has been forfeited
9 or revoked, the insurer shall be liable for the payment of that liability without
10 judgment or execution against the employer, but without altering the primary
11 liability of the employer.

12 **SECTION 1237.** 102.64 (1) of the statutes is amended to read:

13 102.64 (1) Upon request of the department of administration, a representative
14 of the department of justice shall represent the state in cases involving payment into
15 or out of the state treasury under s. 20.865 (1) (fm), (kr), or (ur) or 102.29. The
16 department of justice, after giving notice to the department of administration, may
17 compromise the amount of those payments but such compromises shall be subject to
18 review by the department ~~or the division~~. If the spouse or domestic partner under
19 ch. 770 of the deceased employee compromises his or her claim for a primary death
20 benefit, the claim of the children of the employee under s. 102.49 shall be
21 compromised on the same proportional basis, subject to approval by the department
22 ~~or the division~~. If the persons entitled to compensation on the basis of total
23 dependency under s. 102.51 (1) compromise their claim, payments under s. 102.49
24 (5) (a) shall be compromised on the same proportional basis.

25 **SECTION 1238.** 102.64 (2) of the statutes is amended to read:

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1 102.64 (2) Upon request of the department of administration, the attorney
2 general shall appear on behalf of the state in proceedings upon claims for
3 compensation against the state. Except as provided in s. 102.65 (3), the department
4 of justice shall represent the interests of the state in proceedings under s. 102.44 (1),
5 102.49, 102.59, 102.60, or 102.66. The department of justice may compromise claims
6 in those proceedings, but the compromises are subject to review by the department
7 or the division. Costs incurred by the department of justice in prosecuting or
8 defending any claim for payment into or out of the work injury supplemental benefit
9 fund under s. 102.65, including expert witness and witness fees but not including
10 attorney fees or attorney travel expenses for services performed under this
11 subsection, shall be paid from the work injury supplemental benefit fund.

12 **SECTION 1239.** 102.65 (3) of the statutes is amended to read:

13 102.65 (3) The department of workforce development may retain the
14 department of administration to process, investigate, and pay claims under ss.
15 102.44 (1), 102.49, 102.59, and 102.66. If retained by the department of workforce
16 development, the department of administration may compromise a claim processed
17 by that department, but a compromise made by that department is subject to review
18 by the department of workforce development or the division. The department of
19 workforce development shall pay for the services retained under this subsection from
20 the appropriation account under s. 20.445 (1) (t).

21 **SECTION 1240.** 102.66 (1) of the statutes is amended to read:

22 102.66 (1) Subject to any certificate filed under s. 102.65 (4), if there is an
23 otherwise meritorious claim for occupational disease, or for a traumatic injury
24 described in s. 102.17 (4) in which the date of injury or death or last payment of
25 compensation, other than for treatment or burial expenses, is before April 1, 2006,

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1 and if the claim is barred solely by the statute of limitations under s. 102.17 (4), the
2 department ~~or the division~~ may, in lieu of worker's compensation benefits, direct
3 payment from the work injury supplemental benefit fund under s. 102.65 of such
4 compensation and such medical expenses as would otherwise be due, based on the
5 date of injury, to or on behalf of the injured employee. The benefits shall be
6 supplemental, to the extent of compensation liability, to any disability or medical
7 benefits payable from any group insurance policy whose premium is paid in whole
8 or in part by any employer, or under any federal insurance or benefit program
9 providing disability or medical benefits. Death benefits payable under any such
10 group policy do not limit the benefits payable under this section.

11 **SECTION 1241.** 102.75 (1) of the statutes is amended to read:

12 102.75 (1) The department shall assess upon and collect from each licensed
13 worker's compensation insurance carrier and from each employer exempted under
14 s. 102.28 (2) (b) or (bm) from the duty to carry insurance under s. 102.28 (2) (a) the
15 proportion of total costs and expenses incurred by the council on worker's
16 compensation for travel and research and by the department, ~~the division~~, and the
17 commission in the administration of this chapter for the current fiscal year, plus any
18 deficiencies in collections and anticipated costs from the previous fiscal year, that the
19 total indemnity paid or payable under this chapter by each such carrier and exempt
20 employer in worker's compensation cases initially closed during the preceding
21 calendar year, other than for increased, double, or treble compensation, bore to the
22 total indemnity paid in cases closed the previous calendar year under this chapter
23 by all carriers and exempt employers, other than for increased, double, or treble
24 compensation. The council on worker's compensation, ~~the division~~, and the

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1 commission shall annually certify any costs and expenses for worker's compensation
2 activities to the department at such time as the secretary requires.

3 **SECTION 1242.** 103.005 (12) (a) of the statutes is amended to read:

4 103.005 (12) (a) If any employer, employee, owner, or other person violates chs.
5 103 to 106, or fails or refuses to perform any duty required under chs. 103 to 106,
6 within the time prescribed by the department, for which no penalty has been
7 specifically provided, or fails, neglects or refuses to obey any lawful order given or
8 made by the department or any judgment or decree made by any court in connection
9 with chs. 103 to 106, for each such violation, failure or refusal, the employer,
10 employee, owner or other person shall forfeit not less than \$10 nor more than \$100
11 for each offense. This paragraph does not apply to any person that fails to provide
12 any information to the department to assist the department in determining
13 prevailing wage rates or prevailing hours of labor under s. 103.49 (3) (a) or (am) or
14 103.50 (3) or (4).

15 **SECTION 1243.** 103.007 of the statutes is repealed.

16 **SECTION 1244.** 103.10 (1) (a) (intro.) of the statutes is renumbered 103.10 (1)
17 (a) and amended to read:

18 103.10 (1) (a) "Child" means a natural, adopted, or foster child, a stepchild, or
19 a legal ward ~~to whom any of the following applies:~~

20 **SECTION 1245.** 103.10 (1) (a) 1. of the statutes is repealed.

21 **SECTION 1246.** 103.10 (1) (a) 2. of the statutes is repealed.

22 **SECTION 1247.** 103.10 (1) (ap) of the statutes is created to read:

23 103.10 (1) (ap) "Covered active duty" means any of the following:

24 1. In the case of a member of a regular component of the U.S. armed forces, duty
25 during the deployment of the member with the U.S. armed forces to a foreign country.

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1 2. In the case of a member of a reserve component of the U.S. armed forces, duty
2 during the deployment of the member with the U.S. armed forces to a foreign country
3 under a call or order to active duty under a provision of law specified in 10 USC 101
4 (a) (13) (B).

5 **SECTION 1248.** 103.10 (1) (b) of the statutes is amended to read:

6 103.10 (1) (b) Except as provided in ~~sub. (1m) (b) 2.~~ and s. 452.38, “employee”
7 means an individual employed in this state by an employer, except the employer’s
8 ~~parent, child, spouse, domestic partner, or child parent, grandparent, grandchild, or~~
9 sibling.

10 **SECTION 1249.** 103.10 (1) (c) of the statutes is amended to read:

11 103.10 (1) (c) ~~Except as provided in sub. (1m) (b) 3.,~~ “employer” “Employer”
12 means a person engaging in any activity, enterprise or business in this state
13 employing at least ~~50~~ 25 individuals on a permanent basis. “Employer” includes the
14 state and any office, department, independent agency, authority, institution,
15 association, society or other body in state government created or authorized to be
16 created by the constitution or any law, including the legislature and the courts.

17 **SECTION 1250.** 103.10 (1) (dm) of the statutes is created to read:

18 103.10 (1) (dm) “Grandchild” means the child of a child.

19 **SECTION 1251.** 103.10 (1) (dp) of the statutes is created to read:

20 103.10 (1) (dp) “Grandparent” means the parent of a parent.

21 **SECTION 1252.** 103.10 (1) (gm) of the statutes is created to read:

22 103.10 (1) (gm) “Sibling” means a brother, sister, half brother, half sister,
23 stepbrother, or stepsister, whether by blood, marriage, or adoption.

24 **SECTION 1253.** 103.10 (1m) of the statutes is repealed.

25 **SECTION 1254.** 103.10 (3) (a) 1. of the statutes is amended to read:

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1 103.10 (3) (a) 1. In a 12-month period no employee may take more than 6 weeks
2 of family leave under par. (b) 1. and, 2., 4., and 5.

3 **SECTION 1255.** 103.10 (3) (b) 3. of the statutes is amended to read:

4 103.10 (3) (b) 3. To care for the employee's child, spouse, domestic partner, ~~or~~
5 parent, grandparent, grandchild, or sibling, if the child, spouse, domestic partner, ~~or~~
6 parent, grandparent, grandchild, or sibling has a serious health condition.

7 **SECTION 1256.** 103.10 (3) (b) 4. of the statutes is created to read:

8 103.10 (3) (b) 4. Because of any qualifying exigency, as determined by the
9 department by rule, arising out of the fact that the spouse, child, domestic partner,
10 parent, grandparent, grandchild, or sibling of the employee is on covered active duty
11 or has been notified of an impending call or order to covered active duty.

12 **SECTION 1257.** 103.10 (3) (b) 5. of the statutes is created to read:

13 103.10 (3) (b) 5. Because a child care center, child care provider, or school that
14 the employee's child attends is experiencing an unforeseen or unexpected
15 short-term closure.

16 **SECTION 1258.** 103.10 (6) (b) (intro.) of the statutes is amended to read:

17 103.10 (6) (b) (intro.) If an employee intends to take family leave because of the
18 planned medical treatment or supervision of a child, spouse, domestic partner, ~~or~~
19 parent, grandparent, grandchild, or sibling or intends to take medical leave because
20 of the planned medical treatment or supervision of the employee, the employee shall
21 do all of the following:

22 **SECTION 1259.** 103.10 (6) (b) 1. of the statutes is amended to read:

23 103.10 (6) (b) 1. Make a reasonable effort to schedule the medical treatment
24 or supervision so that it does not unduly disrupt the employer's operations, subject

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1 to the approval of the health care provider of the child, spouse, domestic partner,
2 parent, grandparent, grandchild, sibling, or employee.

3 **SECTION 1260.** 103.10 (6) (c) of the statutes is created to read:

4 103.10 (6) (c) If the employee intends to take leave under sub. (3) (b) 4. that is
5 foreseeable because the spouse, child, domestic partner, parent, grandparent,
6 grandchild, or sibling of the employee is on covered active duty or has been notified
7 of an impending call or order to covered active duty, the employee shall provide notice
8 of that intention to the employer in a reasonable and practicable manner.

9 **SECTION 1261.** 103.10 (7) (a) of the statutes is amended to read:

10 103.10 (7) (a) If an employee requests family leave for a reason described in sub.
11 (3) (b) 3. or requests medical leave, the employer may require the employee to provide
12 certification, as described in par. (b), issued by the health care provider or Christian
13 Science practitioner of the child, spouse, domestic partner, parent, grandparent,
14 grandchild, sibling, or employee, whichever is appropriate.

15 **SECTION 1262.** 103.10 (7) (b) (intro.) of the statutes is amended to read:

16 103.10 (7) (b) (intro.) No employer may require certification under par. (a)
17 stating more than the following:

18 **SECTION 1263.** 103.10 (7) (b) 1. of the statutes is amended to read:

19 103.10 (7) (b) 1. That the child, spouse, domestic partner, parent, grandparent,
20 grandchild, sibling, or employee has a serious health condition.

21 **SECTION 1264.** 103.10 (7) (d) of the statutes is created to read:

22 103.10 (7) (d) If an employee requests leave under sub. (3) (b) 4., the employer
23 may require the employee to provide certification that the spouse, child, domestic
24 partner, parent, grandparent, grandchild, or sibling of the employee is on covered
25 active duty or has been notified of an impending call or order to covered active duty

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1 issued at such time and in such manner as the department may prescribe by rule,
2 and the employee shall provide a copy of that certification to the employer in a timely
3 manner.

4 **SECTION 1265.** 103.10 (7) (e) of the statutes is created to read:

5 103.10 (7) (e) If an employee requests leave under sub. (3) (b) 5., the employer
6 may require the employee to provide certification that the child care center, child
7 care provider, or school that the employee's child attends is experiencing an
8 unforeseen or unexpected short-term closure. The department may prescribe by
9 rule the form and content of the certification.

10 **SECTION 1266.** 103.10 (12) (c) of the statutes is amended to read:

11 103.10 (12) (c) If 2 or more health care providers disagree about any of the
12 information required to be certified under sub. (7) (b), the department may appoint
13 another health care provider to examine the child, spouse, domestic partner, parent,
14 grandparent, grandchild, sibling, or employee and render an opinion as soon as
15 possible. The department shall promptly notify the employee and the employer of
16 the appointment. The employer and the employee shall each pay 50 percent of the
17 cost of the examination and opinion.

18 **SECTION 1267.** 103.10 (14) (a) of the statutes is renumbered 103.10 (14).

19 **SECTION 1268.** 103.10 (14) (b) of the statutes is repealed.

20 **SECTION 1269.** 103.12 of the statutes is repealed.

21 **SECTION 1270.** 103.145 of the statutes is created to read:

22 **103.145 Employer drug policies; medical use of**
23 **tetrahydrocannabinols.** (1) In this section:

24 (a) "Medication with tetrahydrocannabinols" has the meaning given in s.
25 961.01 (14g).

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1 (b) “Usable cannabis” has the meaning given in s. 961.01 (21f).

2 (2) No employer is required to permit or accommodate the use, consumption,
3 possession, transfer, display, transportation, sale, or cultivation of medication with
4 tetrahydrocannabinols or usable cannabis in the workplace, and any employer may
5 have a policy restricting the use of marijuana by its employees.

6 **SECTION 1271.** 103.36 of the statutes is repealed.

7 **SECTION 1272.** 103.49 of the statutes is created to read:

8 **103.49 Wage rate on state work. (1) DEFINITIONS.** In this section:

9 (a) “Area” means the county in which a proposed project of public works that
10 is subject to this section is located or, if the department determines that there is
11 insufficient wage data in that county, “area” means those counties that are
12 contiguous to that county or, if the department determines that there is insufficient
13 wage data in those counties, “area” means those counties that are contiguous to those
14 counties or, if the department determines that there is insufficient wage data in those
15 counties, “area” means the entire state or, if the department is requested to review
16 a determination under sub. (3) (c), “area” means the city, village, or town in which
17 a proposed project of public works that is subject to this section is located.

18 (am) “Bona fide economic benefit” means an economic benefit for which an
19 employer makes irrevocable contributions to a trust or fund created under 29 USC
20 186 (c) or to any other bona fide plan, trust, program, or fund no less often than
21 quarterly or, if an employer makes annual contributions to such a bona fide plan,
22 trust, program, or fund, for which the employer irrevocably escrows moneys at least
23 quarterly based on the employer’s expected annual contribution.

24 (b) “Hourly basic rate of pay” means the hourly wage paid to any employee,
25 excluding any contributions or payments for health insurance benefits, vacation

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1 benefits, pension benefits, and any other bona fide economic benefits, whether paid
2 directly or indirectly.

3 (bg) “Insufficient wage data” means less than 500 hours of work performed in
4 a particular trade or occupation on projects that are similar to a proposed project of
5 public works that is subject to this section.

6 (bj) “Minor service or maintenance work” means a project of public works that
7 is limited to minor crack filling, chip or slurry sealing, or other minor pavement
8 patching, not including overlays, that has a projected life span of no longer than 5
9 years; cleaning of drainage or sewer ditches or structures; or any other limited, minor
10 work on public facilities or equipment that is routinely performed to prevent
11 breakdown or deterioration.

12 (br) “Multiple-trade project of public works” means a project of public works
13 in which no single trade accounts for 85 percent or more of the total labor cost of the
14 project.

15 (c) “Prevailing hours of labor” for any trade or occupation in any area means
16 10 hours per day and 40 hours per week and may not include any hours worked on
17 a Saturday or Sunday or on any of the following holidays:

- 18 1. January 1.
- 19 2. The last Monday in May.
- 20 3. July 4.
- 21 4. The first Monday in September.
- 22 5. The 4th Thursday in November.
- 23 6. December 25.
- 24 7. The day before if January 1, July 4, or December 25 falls on a Saturday.
- 25 8. The day following if January 1, July 4, or December 25 falls on a Sunday.

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1 (d) 1. Except as provided in subd. 2., “prevailing wage rate” for any trade or
2 occupation engaged in the erection, construction, remodeling, repairing, or
3 demolition of any project of public works in any area means the hourly basic rate of
4 pay, plus the hourly contribution for health insurance benefits, vacation benefits,
5 pension benefits, and any other bona fide economic benefit, paid directly or indirectly
6 for a majority of the hours worked in the trade or occupation on projects in the area.

7 2. If there is no rate at which a majority of the hours worked in the trade or
8 occupation on projects in the area is paid, “prevailing wage rate” for any trade or
9 occupation engaged in the erection, construction, remodeling, repairing, or
10 demolition of any project of public works in any area means the average hourly basic
11 rate of pay, weighted by the number of hours worked, plus the average hourly
12 contribution, weighted by the number of hours worked, for health insurance benefits,
13 vacation benefits, pension benefits, and any other bona fide economic benefit, paid
14 directly or indirectly for all hours worked at the hourly basic rate of pay of the
15 highest-paid 51 percent of hours worked in that trade or occupation on projects in
16 that area.

17 (em) “Single-trade project of public works” means a project of public works in
18 which a single trade accounts for 85 percent or more of the total labor cost of the
19 project.

20 (f) “State agency” means any office, department, independent agency,
21 institution of higher education, association, society, or other body in state
22 government created or authorized to be created by the constitution or any law,
23 including the legislature and the courts. “State agency” also includes the University
24 of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational System
25 Authority, and the Wisconsin Aerospace Authority.

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1 (fm) "Supply and installation contract" means a contract under which the
2 material is installed by the supplier, the material is installed by means of simple
3 fasteners or connectors such as screws or nuts and bolts, and no other work is
4 performed on the site of the project of public works, and the total labor cost to install
5 the material does not exceed 20 percent of the total cost of the contract.

6 (g) "Truck driver" includes an owner-operator of a truck.

7 **(1m) APPLICABILITY.** Subject to sub. (3g), this section applies to any project of
8 public works erected, constructed, repaired, remodeled, or demolished for the state
9 or a state agency, including all of the following:

10 (a) A project erected, constructed, repaired, remodeled, or demolished by one
11 state agency for another state agency under any contract or under any statute
12 specifically authorizing cooperation between state agencies.

13 (b) A project in which the completed facility is leased, purchased, lease
14 purchased, or otherwise acquired by, or dedicated to, the state in lieu of the state or
15 a state agency contracting for the erection, construction, repair, remodeling, or
16 demolition of the facility.

17 (c) A sanitary sewer or water main project in which the completed sanitary
18 sewer or water main is acquired by, or dedicated to, the state for ownership or
19 maintenance by the state.

20 **(2) PREVAILING WAGE RATES AND HOURS OF LABOR.** Any contract made for the
21 erection, construction, remodeling, repairing, or demolition of any project of public
22 works to which the state or any state agency is a party shall contain a stipulation that
23 no individual performing the work described in sub. (2m) may be allowed to work a
24 greater number of hours per day or per week than the prevailing hours of labor,
25 except that any such individual may be allowed or required to work more than such

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1 prevailing hours of labor per day and per week if he or she is paid for all hours worked
2 in excess of the prevailing hours of labor at a rate of at least 1.5 times his or her hourly
3 basic rate of pay; nor may he or she be paid less than the prevailing wage rate
4 determined under sub. (3) in the same or most similar trade or occupation in the area
5 in which the project of public works is situated. The notice published for the purpose
6 of securing bids for the project must contain a reference to the prevailing wage rates
7 determined under sub. (3) and the prevailing hours of labor. Except as otherwise
8 provided in this subsection, if any contract or subcontract for a project of public works
9 that is subject to this section is entered into, the prevailing wage rates determined
10 under sub. (3) and the prevailing hours of labor shall be physically incorporated into
11 and made a part of the contract or subcontract. For a minor subcontract, as
12 determined by the department, the department shall prescribe by rule the method
13 of notifying the minor subcontractor of the prevailing wage rates and prevailing
14 hours of labor applicable to the minor subcontract. The prevailing wage rates and
15 prevailing hours of labor applicable to a contract or subcontract may not be changed
16 during the time that the contract or subcontract is in force.

17 **(2m) COVERED EMPLOYEES.** (a) Subject to par. (b), any person subject to this
18 section shall pay all of the following employees the prevailing wage rate determined
19 under sub. (3) and may not allow such employees to work a greater number of hours
20 per day or per week than the prevailing hours of labor, unless the person pays for all
21 hours worked in excess of the prevailing hours of labor at a rate of at least 1.5 times
22 the employees' hourly basic rate of pay:

23 1. All laborers, workers, mechanics, and truck drivers employed on the site of
24 a project of public works that is subject to this section.

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1 2. All laborers, workers, mechanics, and truck drivers employed in the
2 manufacturing or furnishing of materials, articles, supplies, or equipment on the site
3 of a project of public works that is subject to this section or from a facility dedicated
4 exclusively, or nearly so, to a project of public works that is subject to this section by
5 a contractor, subcontractor, agent, or other person performing any work on the site
6 of the project.

7 (b) A laborer, worker, mechanic, or truck driver who is employed to process,
8 manufacture, pick up, or deliver materials or products from a commercial
9 establishment that has a fixed place of business from which the establishment
10 supplies processed or manufactured materials or products or from a facility that is
11 not dedicated exclusively, or nearly so, to a project of public works that is subject to
12 this section is not entitled to receive the prevailing wage rate determined under sub.
13 (3) or to receive at least 1.5 times his or her hourly basic rate of pay for all hours
14 worked in excess of the prevailing hours of labor unless any of the following applies:

15 1. The laborer, worker, mechanic, or truck driver is employed to go to the source
16 of mineral aggregate such as sand, gravel, or stone and deliver that mineral
17 aggregate to the site of a project of public works that is subject to this section by
18 depositing the material directly in final place, from the transporting vehicle or
19 through spreaders from the transporting vehicle.

20 2. The laborer, worker, mechanic, or truck driver is employed to go to the site
21 of a project that is subject to this section, pick up excavated material or spoil from
22 the site of the project of public works, and transport that excavated material or spoil
23 away from the site of the project.

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1 (c) A person that is subject to this section shall pay a truck driver who is an
2 owner-operator of a truck separately for his or her work and for the use of his or her
3 truck.

4 **(3) INVESTIGATION; DETERMINATION.** (a) Before a state agency issues a request
5 for bids for any work to which this section applies, the state agency having the
6 authority to prescribe the specifications shall apply to the department to determine
7 the prevailing wage rate for each trade or occupation required in the work under
8 contemplation in the area in which the work is to be done. The department shall
9 conduct investigations and hold public hearings as necessary to define the trades or
10 occupations that are commonly employed on projects that are subject to this section
11 and to inform itself of the prevailing wage rates in all areas of the state for those
12 trades or occupations, in order to determine the prevailing wage rate for each trade
13 or occupation. The department shall issue its determination within 30 days after
14 receiving the request and shall file the determination with the requesting state
15 agency. A state agency that has contracted for a project of public works subject to this
16 section shall post the prevailing wage rates determined by the department, the
17 prevailing hours of labor, and the provisions of subs. (2) and (6m) in at least one
18 conspicuous place on the site of the project that is easily accessible by employees
19 working on the project.

20 (am) The department shall, by January 1 of each year, compile the prevailing
21 wage rates for each trade or occupation in each area. The compilation shall, in
22 addition to the current prevailing wage rates, include future prevailing wage rates
23 when those prevailing wage rates can be determined for any trade or occupation in
24 any area and shall specify the effective date of those future prevailing wage rates.

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1 If a project of public works extends into more than one area, the department shall
2 determine only one standard of prevailing wage rates for the entire project.

3 (ar) In determining prevailing wage rates under par. (a) or (am), the
4 department may not use data from projects that are subject to this section, s. 66.0903,
5 103.50, or 229.8275, or 40 USC 3142 unless the department determines that there
6 is insufficient wage data in the area to determine those prevailing wage rates, in
7 which case the department may use data from projects that are subject to this
8 section, s. 66.0903, 103.50, or 229.8275, or 40 USC 3142. In determining prevailing
9 wage rates under par. (a) or (am), the department may not use data from any
10 construction work performed by a state agency or a local governmental unit, as
11 defined in s. 66.0903 (1) (d).

12 (b) Any person may request a recalculation of any portion of an initial
13 determination within 30 days after the initial determination date if the person
14 submits evidence with the request showing that the prevailing wage rate for any
15 given trade or occupation included in the initial determination does not represent the
16 prevailing wage rate for that trade or occupation in the area. The evidence shall
17 include wage rate information reflecting work performed by individuals working in
18 the contested trade or occupation in the area during the current survey period. The
19 department shall affirm or modify the initial determination within 15 days after the
20 date on which the department receives the request for recalculation.

21 (c) In addition to the recalculation under par. (b), the state agency that
22 requested the determination under this subsection may request a review of any
23 portion of a determination within 30 days after the date of issuance of the
24 determination if the state agency submits evidence with the request showing that
25 the prevailing wage rate for any given trade or occupation included in the

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1 determination does not represent the prevailing wage rate for that trade or
2 occupation in the city, village, or town in which the proposed project of public works
3 is located. That evidence shall include wage rate information for the contested trade
4 or occupation on at least 3 similar projects located in the city, village, or town where
5 the proposed project of public works is located on which some work has been
6 performed during the current survey period and that were considered by the
7 department in issuing its most recent compilation under par. (am). The department
8 shall affirm or modify the determination within 15 days after the date on which the
9 department receives the request for review.

10 **(3g) NONAPPLICABILITY.** This section does not apply to any of the following:

11 (a) A single-trade project of public works for which the estimated project cost
12 of completion is less than \$48,000 or a multiple-trade project of public works for
13 which the estimated project cost of completion is less than \$100,000.

14 (b) Work performed on a project of public works for which the state or the state
15 agency contracting for the project is not required to compensate any contractor,
16 subcontractor, contractor's or subcontractor's agent, or individual for performing the
17 work.

18 (c) Minor service or maintenance work, warranty work, or work under a supply
19 and installation contract.

20 (f) A public highway, street, or bridge project.

21 (g) A project of public works involving the erection, construction, repair,
22 remodeling, or demolition of a residential property containing 2 dwelling units or
23 less.

24 (h) A road, street, bridge, sanitary sewer, or water main project that is a part
25 of a development in which not less than 90 percent of the lots contain or will contain

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1 2 dwelling units or less, as determined by the local governmental unit at the time of
2 approval of the development, and that, on completion, is acquired by, or dedicated to,
3 the state for ownership or maintenance by the state.

4 (4r) COMPLIANCE. (a) When the department finds that a state agency has not
5 requested a determination under sub. (3) (a) or that a state agency, contractor, or
6 subcontractor has not physically incorporated a determination into a contract or
7 subcontract as required under sub. (2) or has not notified a minor subcontractor of
8 a determination in the manner prescribed by the department by rule promulgated
9 under sub. (2), the department shall notify the state agency, contractor or
10 subcontractor of the noncompliance and shall file the determination with the state
11 agency, contractor, or subcontractor within 30 days after the notice.

12 (b) Upon completion of a project of public works and before receiving final
13 payment for his or her work on the project, each agent or subcontractor shall furnish
14 the contractor with an affidavit stating that the agent or subcontractor has complied
15 fully with the requirements of this section. A contractor may not authorize final
16 payment until the affidavit is filed in proper form and order.

17 (c) Upon completion of a project of public works and before receiving final
18 payment for his or her work on the project, each contractor shall file with the state
19 agency authorizing the work an affidavit stating that the contractor has complied
20 fully with the requirements of this section and that the contractor has received an
21 affidavit under par. (b) from each of the contractor's agents and subcontractors. A
22 state agency may not authorize a final payment until the affidavit is filed in proper
23 form and order. If a state agency authorizes a final payment before an affidavit is
24 filed in proper form and order or if the department determines, based on the greater
25 weight of the credible evidence, that any person performing the work specified in sub.

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1 (2m) has been or may have been paid less than the prevailing wage rate or less than
2 1.5 times the hourly basic rate of pay for all hours worked in excess of the prevailing
3 hours of labor and requests that the state agency withhold all or part of the final
4 payment, but the state agency fails to do so, the state agency is liable for all back
5 wages payable up to the amount of the final payment.

6 **(5) RECORDS; INSPECTION; ENFORCEMENT.** (a) Each contractor, subcontractor, or
7 contractor's or subcontractor's agent that performs work on a project of public works
8 that is subject to this section shall keep full and accurate records clearly indicating
9 the name and trade or occupation of every individual performing the work described
10 in sub. (2m) and an accurate record of the number of hours worked by each of those
11 individuals and the actual wages paid for the hours worked.

12 (b) The department shall enforce this section. The department may demand
13 and examine, and every contractor, subcontractor, and contractor's and
14 subcontractor's agent shall keep, and furnish upon request by the department,
15 copies of payrolls and other records and information relating to the wages paid to
16 individuals performing the work described in sub. (2m) for work to which this section
17 applies. The department may inspect records in the manner provided in this chapter.
18 Every contractor, subcontractor, or agent performing work on a project of public
19 works that is subject to this section is subject to the requirements of this chapter
20 relating to the examination of records. Section 111.322 (2m) applies to discharge and
21 other discriminatory acts arising in connection with any proceeding under this
22 section.

23 (c) If requested by any person, the department shall inspect the payroll records
24 of any contractor, subcontractor, or agent performing work on a project of public
25 works that is subject to this section as provided in this paragraph to ensure

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1 compliance with this section. On receipt of such a request, the department shall
2 request that the contractor, subcontractor, or agent submit to the department a
3 certified record of the information specified in par. (a), other than personally
4 identifiable information relating to an employee of the contractor, subcontractor, or
5 agent, for no longer than a 4-week period. The department may request a contractor,
6 subcontractor, or agent to submit those records no more than once per calendar
7 quarter for each project of public works on which the contractor, subcontractor, or
8 agent is performing work. The department may not charge a requester a fee for
9 obtaining that information. Certified records submitted to the department under
10 this paragraph are open for public inspection and copying under s. 19.35 (1).

11 **(6m)** LIABILITY AND PENALTIES. (ag) 1. A contractor, subcontractor, or
12 contractor's or subcontractor's agent who fails to pay the prevailing wage rate
13 determined by the department under sub. (3) or who pays less than 1.5 times the
14 hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor
15 is liable to any affected employee in the amount of his or her unpaid wages or his or
16 her unpaid overtime compensation and in an additional amount as liquidated
17 damages as provided in subd. 2. or 3., whichever is applicable.

18 2. If the department determines upon inspection under sub. (5) (b) or (c) that
19 a contractor, subcontractor, or contractor's or subcontractor's agent has failed to pay
20 the prevailing wage rate determined by the department under sub. (3) or has paid
21 less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
22 prevailing hours of labor, the department shall order the contractor to pay to any
23 affected employee the amount of his or her unpaid wages or his or her unpaid
24 overtime compensation and an additional amount equal to 100 percent of the amount

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1 of those unpaid wages or that unpaid overtime compensation as liquidated damages
2 within a period specified by the department in the order.

3 3. In addition to or in lieu of recovering the liability specified in subd. 1. as
4 provided in subd. 2., any employee for and on behalf of that employee and other
5 employees similarly situated may commence an action to recover that liability in any
6 court of competent jurisdiction. If the court finds that a contractor, subcontractor,
7 or contractor's or subcontractor's agent has failed to pay the prevailing wage rate
8 determined by the department under sub. (3) or has paid less than 1.5 times the
9 hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor,
10 the court shall order the contractor, subcontractor, or agent to pay to any affected
11 employee the amount of his or her unpaid wages or his or her unpaid overtime
12 compensation and an additional amount equal to 100 percent of the amount of those
13 unpaid wages or that unpaid overtime compensation as liquidated damages.

14 5. No employee may be a party plaintiff to an action under subd. 3. unless the
15 employee consents in writing to become a party and the consent is filed in the court
16 in which the action is brought. Notwithstanding s. 814.04 (1), the court shall, in
17 addition to any judgment awarded to the plaintiff, allow reasonable attorney fees
18 and costs to be paid by the defendant.

19 (am) Except as provided in pars. (b), (d), and (f), any contractor, subcontractor,
20 or contractor's or subcontractor's agent who violates this section may be fined not
21 more than \$200 or imprisoned for not more than 6 months or both. Each day that
22 a violation continues is a separate offense.

23 (b) Whoever induces an individual who seeks to be or is employed on any project
24 of public works that is subject to this section to give up, waive, or return any part of
25 the wages to which the individual is entitled under the contract governing the

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1 project, or who reduces the hourly basic rate of pay normally paid to an individual
2 for work on a project that is not subject to this section during a week in which the
3 individual works both on a project of public works that is subject to this section and
4 on a project that is not subject to this section, by threat not to employ, by threat of
5 dismissal from employment, or by any other means is guilty of an offense under s.
6 946.15 (1).

7 (c) Any individual who is employed on a project of public works that is subject
8 to this section who knowingly allows a contractor, subcontractor, or contractor's or
9 subcontractor's agent to pay him or her less than the prevailing wage rate set forth
10 in the contract governing the project, who gives up, waives, or returns any part of the
11 compensation to which he or she is entitled under the contract, or who gives up,
12 waives, or returns any part of the compensation to which he or she is normally
13 entitled for work on a project that is not subject to this section during a week in which
14 the individual works both on a project of public works that is subject to this section
15 and on a project that is not subject to this section, is guilty of an offense under s.
16 946.15 (2).

17 (d) Whoever induces any individual who seeks to be or is employed on any
18 project of public works that is subject to this section to allow any part of the wages
19 to which the individual is entitled under the contract governing the project to be
20 deducted from the individual's pay is guilty of an offense under s. 946.15 (3), unless
21 the deduction would be allowed under 29 CFR 3.5 or 3.6 from an individual who is
22 working on a project that is subject to 40 USC 3142.

23 (e) Any individual who is employed on a project of public works that is subject
24 to this section who knowingly allows any part of the wages to which he or she is
25 entitled under the contract governing the project to be deducted from his or her pay

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1 is guilty of an offense under s. 946.15 (4), unless the deduction would be allowed
2 under 29 CFR 3.5 or 3.6 from an individual who is working on a project that is subject
3 to 40 USC 3142.

4 (f) Paragraph (am) does not apply to any person who fails to provide any
5 information to the department to assist the department in determining prevailing
6 wage rates under sub. (3) (a) or (am).

7 **(7) DEPARTMENT.** (a) Except as provided under pars. (b) and (c), the department
8 shall distribute to all state agencies a list of all persons that the department has
9 found to have failed to pay the prevailing wage rate determined under sub. (3) or has
10 found to have paid less than 1.5 times the hourly basic rate of pay for all hours worked
11 in excess of the prevailing hours of labor at any time in the preceding 3 years. The
12 department shall include with any name the address of the person and shall specify
13 when the person failed to pay the prevailing wage rate and when the person paid less
14 than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
15 prevailing hours of labor. A state agency may not award any contract to the person
16 unless otherwise recommended by the department or unless 3 years have elapsed
17 from the date the department issued its findings or date of final determination by a
18 court of competent jurisdiction, whichever is later.

19 (b) The department may not include in a notification under par. (a) the name
20 of any person on the basis of having subcontracted a contract for a project of public
21 works to a person that the department has found to have failed to pay the prevailing
22 wage rate determined under sub. (3) or has found to have paid less than 1.5 times
23 the hourly basic rate of pay for all hours worked in excess of the prevailing hours of
24 labor.

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1 (c) This subsection does not apply to any contractor, subcontractor, or agent
2 who in good faith commits a minor violation of this section, as determined on a
3 case-by-case basis through administrative hearings with all rights to due process
4 afforded to all parties or who has not exhausted or waived all appeals.

5 (d) Any person submitting a bid on a project of public works that is subject to
6 this section shall, on the date the person submits the bid, identify any construction
7 business in which the person, or a shareholder, officer, or partner of the person if the
8 person is a business, owns or has owned at least a 25 percent interest on the date the
9 person submits the bid or at any other time within 3 years preceding the date the
10 person submits the bid, if the business has been found to have failed to pay the
11 prevailing wage rate determined under sub. (3) or to have paid less than 1.5 times
12 the hourly basic rate of pay for all hours worked in excess of the prevailing hours of
13 labor.

14 (e) The department shall promulgate rules to administer this subsection.

15 **SECTION 1273.** 103.50 of the statutes is created to read:

16 **103.50 Highway contracts. (1) DEFINITIONS.** In this section:

17 (a) "Area" means the county in which a proposed project that is subject to this
18 section is located or, if the department determines that there is insufficient wage
19 data in that county, "area" means those counties that are contiguous to that county
20 or, if the department determines that there is insufficient wage data in those
21 counties, "area" means those counties that are contiguous to those counties or, if the
22 department determines that there is insufficient wage data in those counties, "area"
23 means the entire state.

24 (b) "Hourly basic rate of pay" has the meaning given in s. 103.49 (1) (b).

25 (bg) "Insufficient wage data" has the meaning given in s. 103.49 (1) (bg).

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1 (c) "Prevailing hours of labor" has the meaning given in s. 103.49 (1) (c).

2 (d) 1. Except as provided in subd. 2., "prevailing wage rate" for any trade or
3 occupation in any area means the hourly basic rate of pay, plus the hourly
4 contribution for health insurance benefits, vacation benefits, pension benefits, and
5 any other bona fide economic benefit, paid directly or indirectly, for a majority of the
6 hours worked in the trade or occupation in the area.

7 2. If there is no rate at which a majority of the hours worked in the trade or
8 occupation in the area is paid, "prevailing wage rate" means the average hourly basic
9 rate of pay, weighted by the number of hours worked, plus the average hourly
10 contribution, weighted by the number of hours worked, for health insurance benefits,
11 vacation benefits, pension benefits, and any other bona fide economic benefit, paid
12 directly or indirectly for all hours worked at the hourly basic rate of pay of the
13 highest-paid 51 percent of hours worked in that trade or occupation in that area.

14 (e) "Truck driver" has the meaning given in s. 103.49 (1) (g).

15 **(2) PREVAILING WAGE RATES AND HOURS OF LABOR.** No contractor, subcontractor,
16 agent, or other person performing any work on a project under a contract based on
17 bids as provided in s. 84.06 (2) to which the state is a party for the construction or
18 improvement of any highway may do any of the following:

19 (a) Pay an individual performing the work described in sub. (2m) less than the
20 prevailing wage rate in the area in which the work is to be done determined under
21 sub. (3).

22 (b) Allow an individual performing the work described in sub. (2m) to work a
23 greater number of hours per day or per week than the prevailing hours of labor,
24 unless the contractor, subcontractor, or contractor or subcontractor's agent pays the

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1 individual for all hours worked in excess of the prevailing hours of labor at a rate of
2 at least 1.5 times the individual's hourly basic rate of pay.

3 **(2g) NONAPPLICABILITY.** This section does not apply to a single-trade project of
4 public works, as defined in s. 103.49 (1) (em), for which the estimated project cost of
5 completion is less than \$48,000 or a multiple-trade project of public works, as
6 defined in s. 103.49 (1) (br), for which the estimated project cost of completion is less
7 than \$100,000.

8 **(2m) COVERED EMPLOYEES.** (a) Subject to par. (b), any person subject to this
9 section shall pay all of the following employees the prevailing wage rate determined
10 under sub. (3) and may not allow such employees to work a greater number of hours
11 per day or per week than the prevailing hours of labor, unless the person pays for all
12 hours worked in excess of the prevailing hours of labor at a rate of at least 1.5 times
13 the employees' hourly basic rate of pay:

14 1. All laborers, workers, mechanics, and truck drivers employed on the site of
15 a project that is subject to this section.

16 2. All laborers, workers, mechanics, and truck drivers employed in the
17 manufacturing or furnishing of materials, articles, supplies, or equipment on the site
18 of a project that is subject to this section or from a facility dedicated exclusively, or
19 nearly so, to a project that is subject to this section by a contractor, subcontractor,
20 agent, or other person performing any work on the site of the project.

21 (b) A laborer, worker, mechanic, or truck driver who is employed to process,
22 manufacture, pick up, or deliver materials or products from a commercial
23 establishment that has a fixed place of business from which the establishment
24 supplies processed or manufactured materials or products or from a facility that is
25 not dedicated exclusively, or nearly so, to a project that is subject to this section is not

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1 entitled to receive the prevailing wage rate determined under sub. (3) or to receive
2 at least 1.5 times his or her hourly basic rate of pay for all hours worked in excess
3 of the prevailing hours of labor unless any of the following applies:

4 1. The laborer, worker, mechanic, or truck driver is employed to go to the source
5 of mineral aggregate such as sand, gravel, or stone and deliver that mineral
6 aggregate to the site of a project that is subject to this section by depositing the
7 material directly in final place, from the transporting vehicle or through spreaders
8 from the transporting vehicle.

9 2. The laborer, worker, mechanic, or truck driver is employed to go to the site
10 of a project that is subject to this section, pick up excavated material or spoil from
11 the site of the project, and transport that excavated material or spoil away from the
12 site of the project and return to the site of the project.

13 (c) A contractor, subcontractor, agent, or other person performing work on a
14 project subject to this section shall pay a truck driver who is an owner-operator of
15 a truck separately for his or her work and for the use of his or her truck.

16 **(3) INVESTIGATIONS; DETERMINATIONS.** The department shall conduct
17 investigations and hold public hearings necessary to define the trades or occupations
18 that are commonly employed in the highway construction industry and to inform the
19 department of the prevailing wage rates in all areas of the state for those trades or
20 occupations, in order to ascertain and determine the prevailing wage rates
21 accordingly.

22 **(4) CERTIFICATION OF PREVAILING WAGE RATES.** The department of workforce
23 development shall, by May 1 of each year, certify to the department of transportation
24 the prevailing wage rates in each area for all trades or occupations commonly
25 employed in the highway construction industry. The certification shall, in addition

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1 to the current prevailing wage rates, include future prevailing wage rates when such
2 prevailing wage rates can be determined for any such trade or occupation in any area
3 and shall specify the effective date of those future prevailing wage rates. The
4 certification shall also include wage rates for work performed on Sundays or the
5 holidays specified in s. 103.49 (1) (c) and shift differentials based on the time of day
6 or night when work is performed. If a construction project extends into more than
7 one area, the department shall determine only one standard of prevailing wage rates
8 for the entire project.

9 **(4m) WAGE RATE DATA.** In determining prevailing wage rates for projects that
10 are subject to this section, the department shall use data from projects that are
11 subject to this section, s. 66.0903 or 103.49, or 40 USC 3142. In determining
12 prevailing wage rates for those projects, the department may not use data from any
13 construction work that is performed by a state agency or a local governmental unit,
14 as defined in s. 66.0903 (1) (d).

15 **(5) APPEALS TO GOVERNOR.** If the department of transportation considers any
16 determination of the department of workforce development of the prevailing wage
17 rates in an area to be incorrect, it may appeal to the governor, whose determination
18 is final.

19 **(6) CONTENTS OF CONTRACTS.** The department of transportation shall include
20 a reference to the prevailing wage rates determined under sub. (3) and the prevailing
21 hours of labor in the notice published for the purpose of securing bids for a project.
22 Except as otherwise provided in this subsection, if any contract or subcontract for a
23 project that is subject to this section is entered into, the prevailing wage rates
24 determined under sub. (3) and the prevailing hours of labor shall be physically
25 incorporated into and made a part of the contract or subcontract. For a minor

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1 subcontract, as determined by the department of workforce development, that
2 department shall prescribe by rule the method of notifying the minor subcontractor
3 of the prevailing wage rates and prevailing hours of labor applicable to the minor
4 subcontract. The prevailing wage rates and prevailing hours of labor applicable to
5 a contract or subcontract may not be changed during the time that the contract or
6 subcontract is in force. The department of transportation shall post the prevailing
7 wage rates determined by the department, the prevailing hours of labor, and the
8 provisions of subs. (2) and (7) in at least one conspicuous place that is easily
9 accessible to the employees on the site of the project.

10 (7) PENALTIES. (a) Except as provided in pars. (b), (d), and (f), any contractor,
11 subcontractor, or contractor's or subcontractor's agent who violates this section may
12 be fined not more than \$200 or imprisoned for not more than 6 months or both. Each
13 day that a violation continues is a separate offense.

14 (b) Whoever induces any individual who seeks to be or is employed on any
15 project that is subject to this section to give up, waive, or return any part of the wages
16 to which the individual is entitled under the contract governing the project, or who
17 reduces the hourly basic rate of pay normally paid to an individual for work on a
18 project that is not subject to this section during a week in which the individual works
19 both on a project that is subject to this section and on a project that is not subject to
20 this section, by threat not to employ, by threat of dismissal from employment, or by
21 any other means is guilty of an offense under s. 946.15 (1).

22 (c) Any individual employed on a project that is subject to this section who
23 knowingly allows a contractor, subcontractor, or contractor's or subcontractor's
24 agent to pay him or her less than the prevailing wage rate set forth in the contract
25 governing the project, who gives up, waives, or returns any part of the compensation

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1 to which he or she is entitled under the contract, or who gives up, waives, or returns
2 any part of the compensation to which he or she is normally entitled for work on a
3 project that is not subject to this section during a week in which the individual works
4 both on a project that is subject to this section and on a project that is not subject to
5 this section, is guilty of an offense under s. 946.15 (2).

6 (d) Whoever induces any individual who seeks to be or is employed on any
7 project that is subject to this section to allow any part of the wages to which the
8 individual is entitled under the contract governing the project to be deducted from
9 the individual's pay is guilty of an offense under s. 946.15 (3), unless the deduction
10 would be allowed under 29 CFR 3.5 or 3.6 from an individual who is working on a
11 project that is subject to 40 USC 3142.

12 (e) Any individual employed on a project that is subject to this section who
13 knowingly allows any part of the wages to which he or she is entitled under the
14 contract governing the project to be deducted from his or her pay is guilty of an
15 offense under s. 946.15 (4), unless the deduction would be allowed under 29 CFR 3.5
16 or 3.6 from an individual who is working on a project that is subject to 40 USC 3142.

17 (f) Paragraph (a) does not apply to any individual who fails to provide any
18 information to the department to assist the department in determining prevailing
19 wage rates under sub. (3) or (4).

20 **(8) ENFORCEMENT AND PROSECUTION.** The department of transportation shall
21 require adherence to subs. (2), (2m), and (6). The department of transportation may
22 demand and examine, and every contractor, subcontractor, and contractor's or
23 subcontractor's agent shall keep and furnish upon request by the department of
24 transportation, copies of payrolls and other records and information relating to
25 compliance with this section. Upon request of the department of transportation or

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1 upon complaint of alleged violation, the district attorney of the county in which the
2 work is located shall investigate as necessary and prosecute violations in a court of
3 competent jurisdiction. Section 111.322 (2m) applies to discharge and other
4 discriminatory acts arising in connection with any proceeding under this section.

5 **SECTION 1274.** 103.503 (1) (a) of the statutes is amended to read:

6 103.503 (1) (a) "Accident" means an incident caused, contributed to, or
7 otherwise involving an employee that resulted or could have resulted in death,
8 personal injury, or property damage and that occurred while the employee was
9 performing the work described in s. 66.0903 (4), ~~2013 stats.~~, or s. ~~16.856~~ 103.49 (2m),
10 ~~2015 stats.~~, on a project of public works or while the employee was performing work
11 on a public utility project.

12 **SECTION 1275.** 103.503 (1) (e) of the statutes is amended to read:

13 103.503 (1) (e) "Employee" means a laborer, worker, mechanic, or truck driver
14 who performs the work described in s. 66.0903 (4), ~~2013 stats.~~, or s. ~~16.856~~ 103.49
15 (2m), ~~2015 stats.~~, on a project of public works or on a public utility project.

16 **SECTION 1276.** 103.503 (1) (g) of the statutes is repealed and recreated to read:

17 103.503 (1) (g) "Project of public works" means a project of public works that
18 is subject to s. 66.0903 or 103.49.

19 **SECTION 1277.** 103.503 (2) of the statutes is amended to read:

20 103.503 (2) SUBSTANCE ABUSE PROHIBITED. No employee may use, possess,
21 attempt to possess, distribute, deliver, or be under the influence of a drug, or use or
22 be under the influence of alcohol, while performing the work described in s. 66.0903
23 (4), ~~2013 stats.~~, or s. ~~16.856~~ 103.49 (2m), ~~2015 stats.~~, on a project of public works or
24 while performing work on a public utility project. An employee is considered to be
25 under the influence of alcohol for purposes of this subsection if he or she has an

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1 alcohol concentration that is equal to or greater than the amount specified in s.
2 885.235 (1g) (d).

3 **SECTION 1278.** 103.503 (3) (a) 2. of the statutes is amended to read:

4 103.503 (3) (a) 2. A requirement that employees performing the work described
5 in s. 66.0903 (4), ~~2013 stats.~~, or s. ~~16.856~~ 103.49 (2m), ~~2015 stats.~~, on a project of
6 public works or performing work on a public utility project submit to random,
7 reasonable suspicion, and post-accident drug and alcohol testing and to drug and
8 alcohol testing before commencing work on the project, except that testing of an
9 employee before commencing work on a project is not required if the employee has
10 been participating in a random testing program during the 90 days preceding the
11 date on which the employee commenced work on the project.

12 **SECTION 1279.** 104.001 (3) of the statutes is created to read:

13 104.001 (3) This section does not affect an ordinance that, subject to s. 66.0903,
14 requires an employee of a county, city, village, or town, an employee who performs
15 work under a contract for the provision of services to a county, city, village, or town,
16 or an employee who performs work that is funded by financial assistance from a
17 county, city, village, or town to be paid at a minimum wage rate specified in the
18 ordinance.

19 **SECTION 1280.** 104.001 (4) of the statutes is created to read:

20 104.001 (4) This section does not affect the requirement that employees
21 employed on a public works project contracted for by a city, village, town, or county
22 be paid at the prevailing wage rate, as defined in s. 66.0903 (1) (g), as required under
23 s. 66.0903.

24 **SECTION 1281.** 104.01 (1h) of the statutes is created to read:

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1 104.01 (1h) “Consumer price index” means the average of the consumer price
2 index over each 12-month period for all urban consumers, U.S. city average, all
3 items, not seasonally adjusted, as determined by the bureau of labor statistics of the
4 U.S. department of labor.

5 **SECTION 1282.** 104.035 (1) (a) of the statutes is renumbered 104.035 (1) (a)
6 (intro.) and amended to read:

7 104.035 (1) (a) *Minimum rates.* (intro.) Except as provided in subs. (2) to (8)
8 (~~8m~~), the minimum wage is:

9 1. For wages earned prior to the effective date of this subdivision [LRB
10 inserts date], \$7.25 per hour.

11 **SECTION 1283.** 104.035 (1) (a) 2. of the statutes is created to read:

12 104.035 (1) (a) 2. For wages earned on or after the effective date of this
13 subdivision [LRB inserts date], and prior to January 1, 2021, \$8.25 per hour.

14 **SECTION 1284.** 104.035 (1) (a) 3. of the statutes is created to read:

15 104.035 (1) (a) 3. For wages earned on or after January 1, 2021, and prior to
16 January 1, 2022, \$9.00.

17 **SECTION 1285.** 104.035 (1) (a) 4. of the statutes is created to read:

18 104.035 (1) (a) 4. For wages earned on or after January 1, 2022, and prior to
19 January 1, 2023, \$9.75.

20 **SECTION 1286.** 104.035 (1) (a) 5. of the statutes is created to read:

21 104.035 (1) (a) 5. For wages earned on or after January 1, 2023, and prior to
22 January 1, 2024, \$10.50.

23 **SECTION 1287.** 104.035 (2) (a) of the statutes is renumbered 104.035 (2) (a)
24 (intro.) and amended to read:

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1 104.035 (2) (a) *Minimum rates.* (intro.) Except as provided in subs. (2m) to (8)
2 (8m), the minimum wage for a minor employee is:

3 1. For wages earned prior to the effective date of this subdivision ... [LRB
4 inserts date], \$7.25 per hour.

5 **SECTION 1288.** 104.035 (2) (a) 2. of the statutes is created to read:

6 104.035 (2) (a) 2. For wages earned on or after the effective date of this
7 subdivision ... [LRB inserts date], and prior to January 1, 2021, \$8.25 per hour.

8 **SECTION 1289.** 104.035 (2) (a) 3. of the statutes is created to read:

9 104.035 (2) (a) 3. For wages earned on or after January 1, 2021, and prior to
10 January 1, 2022, \$9.00.

11 **SECTION 1290.** 104.035 (2) (a) 4. of the statutes is created to read:

12 104.035 (2) (a) 4. For wages earned on or after January 1, 2022, and prior to
13 January 1, 2023, \$9.75.

14 **SECTION 1291.** 104.035 (2) (a) 5. of the statutes is created to read:

15 104.035 (2) (a) 5. For wages earned on or after January 1, 2023, and prior to
16 January 1, 2024, \$10.50.

17 **SECTION 1292.** 104.035 (2m) (a) of the statutes is renumbered 104.035 (2m) (a)
18 (intro.) and amended to read:

19 104.035 (2m) (a) *Minimum rates.* (intro.) Except as provided in subs. (3) to (8)
20 (8m), the minimum wage for an opportunity employee is:

21 1. For wages earned prior to the effective date of this subdivision ... [LRB
22 inserts date], \$5.90 per hour.

23 **SECTION 1293.** 104.035 (2m) (a) 2. of the statutes is created to read:

24 104.035 (2m) (a) 2. For wages earned on or after the effective date of this
25 subdivision ... [LRB inserts date], and prior to January 1, 2021, \$6.71 per hour.

SENATE BILL 59**SECTION 1294**

1 **SECTION 1294.** 104.035 (2m) (a) 3. of the statutes is created to read:

2 104.035 **(2m)** (a) 3. For wages earned on or after January 1, 2021, and prior to
3 January 1, 2022, \$7.32.

4 **SECTION 1295.** 104.035 (2m) (a) 4. of the statutes is created to read:

5 104.035 **(2m)** (a) 4. For wages earned on or after January 1, 2022, and prior to
6 January 1, 2023, \$7.93.

7 **SECTION 1296.** 104.035 (2m) (a) 5. of the statutes is created to read:

8 104.035 **(2m)** (a) 5. For wages earned on or after January 1, 2023, and prior to
9 January 1, 2024, \$8.54.

10 **SECTION 1297.** 104.035 (3) (a) (intro.) of the statutes is amended to read:

11 104.035 **(3)** (a) *Minimum rates.* (intro.) Except as provided in subs. (4) to ~~(8)~~
12 ~~(8m)~~, if an employer of a tipped employee establishes by the employer's payroll
13 records that, when adding the tips received by the tipped employee in a week to the
14 wages paid to the tipped employee in that week, the tipped employee receives not less
15 than the applicable minimum wage specified in sub. (1), (2), or (2m), the minimum
16 wage for the tipped employee is as follows:

17 **SECTION 1298.** 104.035 (3) (a) 1. of the statutes is amended to read:

18 104.035 **(3)** (a) 1. For wages earned by a tipped employee who is not an
19 opportunity employee prior to the effective date of this subdivision ... [LRB inserts
20 date], \$2.33 per hour.

21 **SECTION 1299.** 104.035 (3) (a) 1d. of the statutes is created to read:

22 104.035 **(3)** (a) 1d. For wages earned by a tipped employee who is not an
23 opportunity employee, on or after the effective date of this subdivision ... [LRB
24 inserts date] and prior to January 1, 2021, \$2.65 per hour.

25 **SECTION 1300.** 104.035 (3) (a) 1h. of the statutes is created to read:

SENATE BILL 59**SECTION 1300**

1 104.035 (3) (a) 1h. For wages earned by a tipped employee who is not an
2 opportunity employee, on or after January 1, 2021, and prior to January 1, 2022,
3 \$2.89 per hour.

4 **SECTION 1301.** 104.035 (3) (a) 1p. of the statutes is created to read:

5 104.035 (3) (a) 1p. For wages earned by a tipped employee who is not an
6 opportunity employee, on or after January 1, 2022, and prior to January 1, 2023,
7 \$3.13 per hour.

8 **SECTION 1302.** 104.035 (3) (a) 1t. of the statutes is created to read:

9 104.035 (3) (a) 1t. For wages earned by a tipped employee who is not an
10 opportunity employee, on or after January 1, 2023, and prior to January 1, 2024,
11 \$3.37 per hour.

12 **SECTION 1303.** 104.035 (3) (a) 2. of the statutes is amended to read:

13 104.035 (3) (a) 2. For wages earned by a tipped employee who is an opportunity
14 employee prior to the effective date of this subdivision ... [LRB inserts date], \$2.13
15 per hour.

16 **SECTION 1304.** 104.035 (3) (a) 2d. of the statutes is created to read:

17 104.035 (3) (a) 2d. For wages earned by a tipped employee who is an
18 opportunity employee, on or after the effective date of this subdivision ... [LRB
19 inserts date], and prior to January 1, 2021, \$2.42 per hour.

20 **SECTION 1305.** 104.035 (3) (a) 2h. of the statutes is created to read:

21 104.035 (3) (a) 2h. For wages earned by a tipped employee who is an
22 opportunity employee, on or after January 1, 2021, and prior to January 1, 2022,
23 \$2.64 per hour.

24 **SECTION 1306.** 104.035 (3) (a) 2p. of the statutes is created to read:

SENATE BILL 59**SECTION 1306**

1 104.035 (3) (a) 2p. For wages earned by a tipped employee who is an
2 opportunity employee, on or after January 1, 2022, and prior to January 1, 2023,
3 \$2.86 per hour.

4 **SECTION 1307.** 104.035 (3) (a) 2t. of the statutes is created to read:

5 104.035 (3) (a) 2t. For wages earned by a tipped employee who is an opportunity
6 employee, on or after January 1, 2023, and prior to January 1, 2024, \$3.08 per hour.

7 **SECTION 1308.** 104.035 (4) (a) of the statutes is renumbered 104.035 (4) (a)
8 (intro.) and amended to read:

9 104.035 (4) (a) *Minimum rates.* (intro.) Except as provided in subs. (7) and (8)
10 to (8m), the minimum wage for an agricultural employee is:

11 1. For wages earned prior to the effective date of this subdivision [LRB
12 inserts date], \$7.25 per hour.

13 **SECTION 1309.** 104.035 (4) (a) 2. of the statutes is created to read:

14 104.035 (4) (a) 2. For wages earned on or after the effective date of this
15 subdivision [LRB inserts date], and prior to January 1, 2021, \$8.25 per hour.

16 **SECTION 1310.** 104.035 (4) (a) 3. of the statutes is created to read:

17 104.035 (4) (a) 3. For wages earned on or after January 1, 2021, and prior to
18 January 1, 2022, \$9.00 per hour.

19 **SECTION 1311.** 104.035 (4) (a) 4. of the statutes is created to read:

20 104.035 (4) (a) 4. For wages earned on or after January 1, 2022, and prior to
21 January 1, 2023, \$9.75 per hour.

22 **SECTION 1312.** 104.035 (4) (a) 5. of the statutes is created to read:

23 104.035 (4) (a) 5. For wages earned on or after January 1, 2023, and prior to
24 January 1, 2024, \$10.50 per hour.

SENATE BILL 59**SECTION 1313**

1 **SECTION 1313.** 104.035 (5) of the statutes is renumbered 104.035 (5) (intro.)
2 and amended to read:

3 104.035 (5) CAMP COUNSELORS. (intro.) The Except as provided in sub. (8m), the
4 minimum wage for a counselor at a seasonal recreational or educational camp,
5 including a day camp, is:

6 (a) Prior to the effective date of this paragraph ... [LRB inserts date], \$350 per
7 week if meals and lodging are not furnished, \$265 per week if only meals are
8 furnished, and \$210 per week if both meals and lodging are furnished.

9 **SECTION 1314.** 104.035 (5) (b) of the statutes is created to read:

10 104.035 (5) (b) On or after the effective date of this paragraph ... [LRB inserts
11 date], and prior to January 1, 2021, \$398.28 per week if meals and lodging are not
12 furnished, \$284.48 per week if only meals are furnished, and \$238.97 per week if both
13 meals and lodging are furnished.

14 **SECTION 1315.** 104.035 (5) (c) of the statutes is created to read:

15 104.035 (5) (c) On or after January 1, 2021, and prior to January 1, 2022,
16 \$434.48 per week if meals and lodging are not furnished, \$310.34 per week if only
17 meals are furnished, and \$260.69 per week if both meals and lodging are furnished.

18 **SECTION 1316.** 104.035 (5) (d) of the statutes is created to read:

19 104.035 (5) (d) On or after January 1, 2022, and prior to January 1, 2023,
20 \$470.69 per week if meals and lodging are not furnished, \$336.21 per week if only
21 meals are furnished, and \$282.41 per week if both meals and lodging are furnished.

22 **SECTION 1317.** 104.035 (5) (e) of the statutes is created to read:

23 104.035 (5) (e) On or after January 1, 2023, and prior to January 1, 2024,
24 \$506.90 per week if meals and lodging are not furnished, \$362.07 per week if only
25 meals are furnished, and \$304.14 per week if both meals and lodging are furnished.

SENATE BILL 59**SECTION 1318**

1 **SECTION 1318.** 104.035 (6) of the statutes is renumbered 104.035 (6) (intro.)
2 and amended to read:

3 104.035 **(6)** GOLF CADDIES. (intro.) The Except as provided in sub. (8m), the
4 minimum wage for a golf caddy is:

5 (a) Prior to the effective date of this paragraph [LRB inserts date], \$10.50
6 for caddying 18 holes and \$5.90 for caddying 9 holes.

7 **SECTION 1319.** 104.035 (6) (b) of the statutes is created to read:

8 104.035 **(6)** (b) On or after the effective date of this paragraph [LRB inserts
9 date], and prior to January 1, 2021, \$11.95 for caddying 18 holes and \$6.71 for
10 caddying 9 holes.

11 **SECTION 1320.** 104.035 (6) (c) of the statutes is created to read:

12 104.035 **(6)** (c) On or after January 1, 2021, and prior to January 1, 2022, \$13.03
13 for caddying 18 holes and \$7.32 for caddying 9 holes.

14 **SECTION 1321.** 104.035 (6) (d) of the statutes is created to read:

15 104.035 **(6)** (d) On or after January 1, 2022, and prior to January 1, 2023,
16 \$14.12 for caddying 18 holes and \$7.93 for caddying 9 holes.

17 **SECTION 1322.** 104.035 (6) (e) of the statutes is created to read:

18 104.035 **(6)** (e) On or after January 1, 2023, and prior to January 1, 2024, \$15.21
19 for caddying 18 holes and \$8.54 for caddying 9 holes.

20 **SECTION 1323.** 104.035 (8m) of the statutes is created to read:

21 104.035 **(8m)** Effective on January 1, 2024, and effective on each January 1
22 thereafter, the department shall revise the minimum wages established under subs.
23 (1) to (6). The department shall determine the revised minimum wages by
24 calculating the percentage difference between the consumer price index for the
25 12-month period ending on the last day of the last month for which that information

SENATE BILL 59**SECTION 1323**

1 is available and the consumer price index for the 12-month period ending on the last
2 day of the month 12 months prior to that month, adjusting the minimum wage then
3 in effect by that percentage difference. The department shall annually have the
4 revised amount published in the Wisconsin Administrative Register and on the
5 department's Internet site.

6 **SECTION 1324.** 106.04 of the statutes is created to read:

7 **106.04 Employment of apprentices on state public works projects. (1)**

8 DEFINITION. In this section, "project" means a project of public works that is subject
9 to s. 103.49 or 103.50 in which work is performed by employees employed in trades
10 that are apprenticeable under this subchapter.

11 (2) WAIVER. If the department grants an exception or modification to any
12 requirement in any contract for the performance of work on a project relating to the
13 employment and training of apprentices, the department shall post that information
14 on its Internet site, together with a detailed explanation for granting the exception
15 or modification.

16 **SECTION 1325.** 106.125 of the statutes is repealed.

17 **SECTION 1326.** 106.27 (1u) of the statutes is created to read:

18 106.27 (1u) SHIPBUILDERS; TRAINING GRANTS. From the appropriation under s.
19 20.445 (1) (b), in the 2019-21 fiscal biennium, the department shall allocate
20 \$1,000,000 for grants to shipbuilders in this state to train new and current
21 employees. A shipbuilder that receives a grant under this subsection shall expend
22 all grant moneys before July 1, 2021, for purposes of training new and current
23 employees.

24 **SECTION 1327.** 106.271 of the statutes is repealed.

25 **SECTION 1328.** 106.272 (title) of the statutes is repealed.

SENATE BILL 59**SECTION 1329**

1 **SECTION 1329.** 106.272 of the statutes is renumbered 118.196 (4), and 118.196
2 (4) (a) and (b) (intro.), 1. and 2., as renumbered, are amended to read:

3 118.196 (4) (a) From the appropriation under s. ~~20.445 (1) (dg)~~ 20.255 (2) (em),
4 the department shall award grants to the school board of a school district or to the
5 boards, governing body of a private school, as defined under s. 115.001 (3d), or to a
6 bodies, and charter management organization organizations under sub. (1) (a) that
7 has have partnered with an educator preparation program approved by the
8 department of public instruction and headquartered in this state programs under
9 sub. (1) (a) to design and implement -a- teacher development program programs.

10 (b) (intro.) In awarding a grant under this section subsection, the department
11 shall do all of the following:

12 1. ~~Consult with the department of public instruction to confirm~~ Confirm that
13 the teacher development program satisfies the requirements under s. ~~118.196 sub.~~
14 (2).

15 2. Consider the methods by which the school board, governing body, or charter
16 management organization and the educator preparation program under sub. (1) (a)
17 will make the teacher development program affordable to participating employees.

18 **SECTION 1330.** 106.273 (title) of the statutes is renumbered 115.457 (title).

19 **SECTION 1331.** 106.273 (1) of the statutes is renumbered 115.457 (1) and
20 amended to read:

21 115.457 (1) IDENTIFICATION OF WORKFORCE SHORTAGES. The department state
22 superintendent shall annually confer with the department of public instruction
23 workforce development and the Wisconsin technical college system to identify
24 industries and occupations within this state that face workforce shortages or
25 shortages of adequately trained, entry-level workers. The state superintendent of

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1 ~~public instruction~~ shall annually notify school districts of the identified industries
2 and occupations and make this information available on the Internet site of the
3 department of public instruction.

4 **SECTION 1332.** 106.273 (2) of the statutes is renumbered 115.457 (2), and
5 115.457 (2) (intro.), as renumbered, is amended to read:

6 115.457 (2) APPROVAL OF PROGRAMS. (intro.) The department state
7 superintendent shall approve industry-recognized certification programs designed
8 to do any of the following:

9 **SECTION 1333.** 106.273 (3) (title) of the statutes is renumbered 115.457 (3)
10 (title).

11 **SECTION 1334.** 106.273 (3) (a) of the statutes is renumbered 115.457 (3) (a) and
12 amended to read:

13 115.457 (3) (a) From the appropriation under s. ~~20.445 (1) (bz)~~ 20.255 (2) (ck),
14 the department state superintendent shall annually award all of the following
15 incentive grants to school districts:

16 1m. An incentive grant to a school district that has an industry-recognized
17 certification program approved by the department state superintendent under sub.
18 (2) (a). Subject to ~~pars. (am) and par. (b)~~, the amount of the incentive grant under
19 this subdivision is equal to \$1,000 for each student pupil in the school district to
20 whom all of the following apply:

21 a. In the prior school year, the student pupil obtained a high school diploma or
22 a technical education high school diploma from a school in the school district.

23 b. The student pupil successfully completed the program in a school year in
24 which the program was approved by the department state superintendent under
25 sub. (2) (a).

SENATE BILL 59**SECTION 1334**

1 2m. An incentive grant to a school district that has an industry-recognized
2 certification program approved by the ~~department~~ state superintendent under sub.
3 (2) (b). Subject to par. (b), for each such program the school district has, the amount
4 of the incentive grant under this subdivision is equal to \$1,000 for each ~~student~~ pupil
5 in the school district who successfully completed the program in a school year in
6 which the program was approved by the ~~department~~ state superintendent under
7 sub. (2) (b).

8 **SECTION 1335.** 106.273 (3) (am) of the statutes is repealed.

9 **SECTION 1336.** 106.273 (3) (b) of the statutes is renumbered 115.457 (3) (b) and
10 amended to read:

11 115.457 (3) (b) If the amount available in the appropriation under s. 20.445 (1)
12 ~~(bz)~~ 20.255 (2) (ck) in any fiscal year is insufficient to pay the full amount per student
13 pupil under par. (a) 1m. and 2m., the ~~department~~ state superintendent may prorate
14 the amount of the ~~department's~~ payments among school districts eligible for
15 incentive grants under this subsection.

16 **SECTION 1337.** 106.273 (4) of the statutes is renumbered 115.457 (4) and
17 amended to read:

18 115.457 (4) **COMPLETION AWARDS FOR STUDENTS PUPILS.** From the appropriation
19 under s. 20.445 (1) (e) 20.255 (3) (ck), the ~~department~~ state superintendent shall
20 annually award a completion award to a ~~student~~ pupil in the amount of \$500 for each
21 industry-recognized certification program approved by the ~~department~~ state
22 superintendent under sub. (2) (b) that the ~~student~~ pupil successfully completed in
23 a school year in which the program was approved by the ~~department~~ state
24 superintendent under sub. (2) (b).

25 **SECTION 1338.** 106.273 (5) of the statutes is repealed.

SENATE BILL 59**SECTION 1339**

1 **SECTION 1339.** 106.275 of the statutes is renumbered 115.458, and 115.458 (1)
2 (a), as renumbered, is amended to read:

3 115.458 (1) (a) From the appropriation under s. ~~20.445 (1) (eg)~~ 20.255 (2) (cL),
4 the department may award technical education equipment grants under this section
5 in the amount of not more than \$50,000 to school districts whose grant applications
6 are approved under sub. (2) (b).

7 **SECTION 1340.** 106.277 (title), (1) (intro.), (a) and (c), (3) and (4) of the statutes
8 are repealed.

9 **SECTION 1341.** 106.277 (1) (b) of the statutes is renumbered 118.196 (1) (b) and
10 amended to read:

11 118.196 (1) (b) ~~The organization operates~~ A grant under sub. (5) to operate a
12 program to recruit and prepare individuals to teach in public or private schools
13 located in low-income or urban school districts in this state.

14 **SECTION 1342.** 106.277 (2) of the statutes is renumbered 118.196 (5), and
15 118.196 (5) (intro.), as renumbered, is amended to read:

16 118.196 (5) (intro.) From the appropriation under s. 20.255 (2) (em), the
17 department shall award grants to school boards, governing bodies, and charter
18 management organizations under sub. (1) (b). The department shall establish a
19 process for evaluating and assigning a score to each ~~organization eligible to receive~~
20 applicant for a grant under sub. (1). ~~If the amount appropriated under s. 20.445 (1)~~
21 ~~(bt) is insufficient to make the payments required under sub. (1), the (b).~~ The
22 department shall give preference in evaluating grants under this section ~~to a~~
23 nonprofit organization subsection for each of the following:

24 **SECTION 1343.** 106.38 (4) (a) 5. of the statutes is repealed.

25 **SECTION 1344.** 106.50 (1) of the statutes is amended to read:

SENATE BILL 59**SECTION 1344**

1 106.50 (1) INTENT. It is the intent of this section to render unlawful
2 discrimination in housing. It is the declared policy of this state that all persons shall
3 have an equal opportunity for housing regardless of sex, race, color, sexual
4 orientation, disability, religion, national origin, marital status, family status, status
5 as a holder or nonholder of a license under s. 343.03 (3m), status as a victim of
6 domestic abuse, sexual assault, or stalking, lawful source of income, age, or ancestry
7 and it is the duty of the political subdivisions to assist in the orderly prevention or
8 removal of all discrimination in housing through the powers granted under ss.
9 66.0125 and 66.1011. The legislature hereby extends the state law governing equal
10 housing opportunities to cover single-family residences that are owner-occupied.
11 The legislature finds that the sale and rental of single-family residences constitute
12 a significant portion of the housing business in this state and should be regulated.
13 This section shall be considered an exercise of the police powers of the state for the
14 protection of the welfare, health, peace, dignity, and human rights of the people of
15 this state.

16 **SECTION 1345.** 106.50 (1m) (h) of the statutes is amended to read:

17 106.50 (1m) (h) “Discriminate” means to segregate, separate, exclude, or treat
18 a person or class of persons unequally in a manner described in sub. (2), (2m), or (2r)
19 because of sex, race, color, sexual orientation, disability, religion, national origin,
20 marital status, or family status; status as a victim of domestic abuse, sexual assault,
21 or stalking; whether the person holds, or has applied for, a registry identification
22 card, as defined in s. 146.44 (1) (g), has been the subject of a written certification, as
23 defined in s. 146.44 (1) (h), or is or has been a member of a treatment team, as defined
24 in s. 961.01 (20t); lawful source of income; age; or ancestry.

SENATE BILL 59**SECTION 1346**

1 **SECTION 1346.** 106.50 (1m) (h) of the statutes, as affected by 2019 Wisconsin
2 Act (this act), is amended to read:

3 106.50 **(1m)** (h) “Discriminate” means to segregate, separate, exclude, or treat
4 a person or class of persons unequally in a manner described in sub. (2), (2m), or (2r)
5 because of sex, race, color, sexual orientation, disability, religion, national origin,
6 marital status, or family status; status as a holder or nonholder of a license under
7 s. 343.03 (3m); status as a victim of domestic abuse, sexual assault, or stalking;
8 whether the person holds, or has applied for, a registry identification card, as defined
9 in s. 146.44 (1) (g), has been the subject of a written certification, as defined in s.
10 146.44 (1) (h), or is or has been a member of a treatment team, as defined in s. 961.01
11 (20t); lawful source of income; age; or ancestry.

12 **SECTION 1347.** 106.50 (1m) (nm) of the statutes is amended to read:

13 106.50 **(1m)** (nm) “Member of a protected class” means a group of natural
14 persons, or a natural person, who may be categorized because of sex, race, color,
15 disability, sexual orientation, religion, national origin, marital status, family status,
16 status as a holder or nonholder of a license under s. 343.03 (3m), status as a victim
17 of domestic abuse, sexual abuse, or stalking, lawful source of income, age, or ancestry.

18 **SECTION 1348.** 106.50 (5m) (f) 1. of the statutes is amended to read:

19 106.50 **(5m)** (f) 1. Nothing in this section prohibits an owner or agent from
20 requiring that a person who seeks to buy or rent housing supply information
21 concerning family status, and marital, financial, and business status but not
22 concerning race, color, disability, sexual orientation, ancestry, national origin,
23 religion, creed, status as a holder or nonholder of a license under s. 343.03 (3m),
24 status as a victim of domestic abuse, sexual assault, or stalking, or, subject to subd.
25 2., age.

SENATE BILL 59**SECTION 1349**

1 **SECTION 1349.** 106.52 (3) (a) 1. of the statutes is amended to read:

2 106.52 (3) (a) 1. Deny to another or charge another a higher price than the
3 regular rate for the full and equal enjoyment of any public place of accommodation
4 or amusement because of sex, race, color, creed, disability, sexual orientation,
5 national origin, or ancestry or because a person holds or does not hold a license under
6 s. 343.03 (3m).

7 **SECTION 1350.** 106.52 (3) (a) 2. of the statutes is amended to read:

8 106.52 (3) (a) 2. Give preferential treatment to some classes of persons in
9 providing services or facilities in any public place of accommodation or amusement
10 because of sex, race, color, creed, sexual orientation, national origin, or ancestry or
11 because a person holds or does not hold a license under s. 343.03 (3m).

12 **SECTION 1351.** 106.52 (3) (a) 3. of the statutes is amended to read:

13 106.52 (3) (a) 3. Directly or indirectly publish, circulate, display or mail any
14 written communication which the communicator knows is to the effect that any of
15 the facilities of any public place of accommodation or amusement will be denied to
16 any person by reason of sex, race, color, creed, disability, sexual orientation, national
17 origin, or ancestry or because a person holds or does not hold a license under s. 343.03
18 (3m) or that the patronage of a person is unwelcome, objectionable or unacceptable
19 for any of those reasons.

20 **SECTION 1352.** 106.52 (3) (a) 4. of the statutes is amended to read:

21 106.52 (3) (a) 4. Refuse to furnish or charge another a higher rate for any
22 automobile insurance because of race, color, creed, disability, national origin, or
23 ancestry or because a person holds or does not hold a license under s. 343.03 (3m).

24 **SECTION 1353.** 106.52 (3) (a) 5. of the statutes is amended to read:

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1 106.52 (3) (a) 5. Refuse to rent, charge a higher price than the regular rate or
2 give preferential treatment, because of sex, race, color, creed, sexual orientation,
3 national origin, or ancestry or because a person holds or does not hold a license under
4 s. 343.03 (3m), regarding the use of any private facilities commonly rented to the
5 public.

6 **SECTION 1354.** 108.02 (13) (k) of the statutes is amended to read:

7 108.02 (13) (k) “Employer” does not include a county department, an aging
8 unit, or, under s. 46.2785, a private agency that serves as a fiscal agent or contracts
9 with a fiscal intermediary to serve as a fiscal agent under s. 46.27 (5) (i), 46.272 (7)
10 (e), or 47.035 as to any individual performing services for a person receiving
11 long-term support services under s. ~~46.27 (5) (b)~~, 46.272 (7) (b), 46.275, 46.277,
12 46.278, 46.2785, 46.286, 46.495, 51.42, or 51.437 or personal assistance services
13 under s. 47.02 (6) (c).

14 **SECTION 1355.** 108.02 (24g) of the statutes is created to read:

15 108.02 (24g) SUITABLE WORK. “Suitable work” has the meaning specified by the
16 department by rule under s. 108.14 (27).

17 **SECTION 1356.** 108.02 (26m) of the statutes is repealed.

18 **SECTION 1357.** 108.04 (2) (a) (intro.) of the statutes is amended to read:

19 108.04 (2) (a) (intro.) Except as provided in ~~pars. par.~~ par. (b) ~~to (bd)~~, sub. (16) (am)
20 and (b), and s. 108.062 (10) and (10m) and as otherwise expressly provided, a
21 claimant is eligible for benefits as to any given week only if all of the following apply:

22 **SECTION 1358.** 108.04 (2) (a) 3. of the statutes is repealed and recreated to read:

23 108.04 (2) (a) 3. The claimant conducts a reasonable search for suitable work
24 during that week and provides verification of that search to the department. The
25 search for suitable work must include at least 4 actions per week that constitute a

SENATE BILL 59**SECTION 1358**

1 reasonable search as prescribed by rule of the department. In addition, the
2 department may, by rule, require a claimant to take more than 4 reasonable work
3 search actions in any week. The department shall require a uniform number of
4 reasonable work search actions for similar types of claimants. This subdivision does
5 not apply to a claimant if the department determines that the claimant is currently
6 laid off from employment with an employer but there is a reasonable expectation of
7 reemployment of the individual by that employer. In determining whether the
8 claimant has a reasonable expectation of reemployment by an employer, the
9 department shall request the employer to verify the claimant's employment status
10 and shall consider all of the following:

11 a. The history of layoffs and reemployments by the employer.

12 b. Any information that the employer furnished to the claimant or the
13 department concerning the claimant's anticipated reemployment date.

14 c. Whether the claimant has recall rights with the employer under the terms
15 of any applicable collective bargaining agreement.

16 **SECTION 1359.** 108.04 (2) (b) of the statutes is repealed and recreated to read:

17 108.04 (2) (b) The department may, by rule, establish waivers from the
18 registration for work requirement under par. (a) 2. and the work search requirement
19 under par. (a) 3.

20 **SECTION 1360.** 108.04 (2) (bb) of the statutes is repealed.

21 **SECTION 1361.** 108.04 (2) (bd) of the statutes is repealed.

22 **SECTION 1362.** 108.04 (2) (bm) of the statutes is amended to read:

23 108.04 (2) (bm) A claimant is ineligible to receive benefits for any week for
24 which there is a determination that the claimant failed to comply with the
25 registration for work and work search requirements under par. (a) 2. or 3. or failed

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1 to provide verification to the department that the claimant complied with those
2 requirements, unless the department has waived those requirements under par. (b),
3 ~~(bb), or (bd)~~ or s. 108.062 (10m). If the department has paid benefits to a claimant
4 for any such week, the department may recover the overpayment under s. 108.22.

5 **SECTION 1363.** 108.04 (3) of the statutes is repealed.

6 **SECTION 1364.** 108.04 (5) (intro.) of the statutes is amended to read:

7 108.04 (5) DISCHARGE FOR MISCONDUCT. (intro.) ~~An~~ Unless sub. (5g) results in
8 disqualification, an employee whose work is terminated by an employing unit for
9 misconduct by the employee connected with the employee's work is ineligible to
10 receive benefits until 7 weeks have elapsed since the end of the week in which the
11 discharge occurs and the employee earns wages after the week in which the
12 discharge occurs equal to at least 14 times the employee's weekly benefit rate under
13 s. 108.05 (1) in employment or other work covered by the unemployment insurance
14 law of any state or the federal government. For purposes of requalification, the
15 employee's weekly benefit rate shall be the rate that would have been paid had the
16 discharge not occurred. The wages paid to an employee by an employer which
17 terminates employment of the employee for misconduct connected with the
18 employee's employment shall be excluded from the employee's base period wages
19 under s. 108.06 (1) for purposes of benefit entitlement. This subsection does not
20 preclude an employee who has employment with an employer other than the
21 employer which terminated the employee for misconduct from establishing a benefit
22 year using the base period wages excluded under this subsection if the employee
23 qualifies to establish a benefit year under s. 108.06 (2) (a). The department shall
24 charge to the fund's balancing account any benefits otherwise chargeable to the
25 account of an employer that is subject to the contribution requirements under ss.

SENATE BILL 59**SECTION 1364**

1 108.17 and 108.18 from which base period wages are excluded under this subsection.
2 For purposes of this subsection, “misconduct” means one or more actions or conduct
3 evincing such willful or wanton disregard of an employer’s interests as is found in
4 deliberate violations or disregard of standards of behavior which an employer has a
5 right to expect of his or her employees, or in carelessness or negligence of such degree
6 or recurrence as to manifest culpability, wrongful intent, or evil design of equal
7 severity to such disregard, or to show an intentional and substantial disregard of an
8 employer’s interests, or of an employee’s duties and obligations to his or her
9 employer. In addition, “misconduct” includes:

10 **SECTION 1365.** 108.04 (5g) of the statutes is repealed and recreated to read:

11 108.04 (5g) DISCHARGE FOR FAILURE TO NOTIFY EMPLOYER OF ABSENTEEISM OR
12 TARDINESS. (a) If an employee is discharged for failing to notify his or her employer
13 of absenteeism or tardiness that becomes excessive, and the employer has complied
14 with the requirements of par. (d) with respect to that employee, the employee is
15 ineligible to receive benefits until 6 weeks have elapsed since the end of the week in
16 which the discharge occurs and the employee earns wages after the week in which
17 the discharge occurs equal to at least 6 times the employee’s weekly benefit rate
18 under s. 108.05 (1) in employment or other work covered by the unemployment
19 insurance law of any state or the federal government. For purposes of
20 requalification, the employee’s weekly benefit rate shall be the rate that would have
21 been paid had the discharge not occurred.

22 (b) For purposes of this subsection, tardiness becomes excessive if an employee
23 is late for 6 or more scheduled workdays in the 12-month period preceding the date
24 of the discharge without providing adequate notice to his or her employer.

SENATE BILL 59**SECTION 1365**

1 (c) For purposes of this subsection, absenteeism becomes excessive if an
2 employee is absent for 5 or more scheduled workdays in the 12-month period
3 preceding the date of the discharge without providing adequate notice to his or her
4 employer.

5 (d) 1. The requalifying requirements under par. (a) apply only if the employer
6 has a written policy on notification of tardiness or absences that satisfies all of the
7 following:

8 a. Defines what constitutes a single occurrence of tardiness or absenteeism.

9 b. Describes the process for providing adequate notice of tardiness or absence.

10 c. Notifies the employee that failure to provide adequate notice of an absence
11 or tardiness may lead to discharge.

12 2. The employer shall provide a copy of the written policy under subd. 1. to each
13 employee and shall have written evidence that the employee received a copy of that
14 policy.

15 3. The employer must have given the employee at least one warning concerning
16 the employee's violation of the employer's written policy under subd. 1. within the
17 12-month period preceding the date of the discharge.

18 4. The employer must apply the written policy under subd. 1. uniformly to all
19 employees of the employer.

20 (e) The department shall charge to the fund's balancing account the cost of any
21 benefits paid to an employee that are otherwise chargeable to the account of an
22 employer that is subject to the contribution requirements under ss. 108.17 and
23 108.18 if the employee is discharged by that employer and par. (a) applies.

24 (em) If an employee is not disqualified under this subsection, the employee may
25 nevertheless be subject to the disqualification under sub. (5).

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1 **SECTION 1366.** 108.04 (7) (e) of the statutes is amended to read:

2 108.04 (7) (e) Paragraph (a) does not apply if the department determines that
3 the employee accepted work that the employee could have failed to accept under sub.
4 (8) and terminated the work on the same grounds and within the first 30 calendar
5 days after starting the work, or that the employee accepted work that the employee
6 could have refused under sub. (9) and terminated the work within the first 30
7 calendar days after starting the work. For purposes of this paragraph, an employee
8 has the same grounds for voluntarily terminating work if the employee could have
9 failed to accept the work under sub. (8) ~~(d) to (em)~~ when it was offered, regardless of
10 the reason articulated by the employee for the termination.

11 **SECTION 1367.** 108.04 (7) (t) 1. of the statutes is repealed.

12 **SECTION 1368.** 108.04 (7) (t) 2. of the statutes is amended to read:

13 108.04 (7) (t) 2. The employee's spouse was required by ~~the U.S. armed forces~~
14 his or her employing unit to relocate to a place to which it is impractical for the
15 employee to commute.

16 **SECTION 1369.** 108.04 (8) (a) of the statutes is amended to read:

17 108.04 (8) (a) ~~Except as provided in par. (b), if~~ If an employee fails, without good
18 cause, to accept suitable work when offered, the employee is ineligible to receive
19 benefits until the employee earns wages after the week in which the failure occurs
20 equal to at least 6 times the employee's weekly benefit rate under s. 108.05 (1) in
21 employment or other work covered by the unemployment insurance law of any state
22 or the federal government. For purposes of requalification, the employee's weekly
23 benefit rate shall be that rate which would have been paid had the failure not
24 occurred. This paragraph does not preclude an employee from establishing a benefit
25 year during a period in which the employee is ineligible to receive benefits under this

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1 paragraph if the employee qualifies to establish a benefit year under s. 108.06 (2) (a).
2 ~~Except as provided in par. (b), the~~ The department shall charge to the fund's
3 balancing account any benefits otherwise chargeable to the account of an employer
4 that is subject to the contribution requirements under ss. 108.17 and 108.18
5 whenever an employee of that employer fails, without good cause, to accept suitable
6 work offered by that employer.

7 **SECTION 1370.** 108.04 (8) (b) of the statutes, as affected by 2017 Wisconsin Act
8 157, is repealed.

9 **SECTION 1371.** 108.04 (8) (c) of the statutes is amended to read:

10 108.04 (8) (c) If an employee fails, without good cause, to return to work with
11 a former employer that recalls the employee within 52 weeks after the employee last
12 worked for that employer, the employee is ineligible to receive benefits until the
13 employee earns wages after the week in which the failure occurs equal to at least 6
14 times the employee's weekly benefit rate under s. 108.05 (1) in employment or other
15 work covered by the unemployment insurance law of any state or the federal
16 government. For purposes of requalification, the employee's weekly benefit rate
17 shall be that rate which would have been paid had the failure not occurred. This
18 paragraph does not preclude an employee from establishing a benefit year during a
19 period in which the employee is ineligible to receive benefits under this paragraph
20 if the employee qualifies to establish a benefit year under s. 108.06 (2) (a). The
21 department shall charge to the fund's balancing account any benefits otherwise
22 chargeable to the account of any employer that is subject to the contribution
23 requirements under ss. 108.17 and 108.18 whenever an employee of that employer
24 fails, without good cause, to return to work with that employer. This paragraph does
25 not apply to an employee who fails to return to work with a former employer if the

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1 work offered would not be considered suitable work ~~under par. (d) or (dm), whichever~~
2 ~~is applicable~~. If an employee receives actual notice of a recall to work, par. (a) applies
3 in lieu of this paragraph.

4 **SECTION 1372.** 108.04 (8) (d) of the statutes is repealed and recreated to read:

5 108.04 (8) (d) An employee shall have good cause under par. (a) or (c),
6 regardless of the reason articulated by the employee for the failure, if the department
7 determines that the failure involved work at a lower grade of skill or significantly
8 lower rate of pay than applied to the employee on one or more recent jobs, and that
9 the employee had not yet had a reasonable opportunity, in view of labor market
10 conditions and the employee's degree of skill, but not to exceed 6 weeks after the
11 employee became unemployed, to seek a new job substantially in line with the
12 employee's prior job skill and rate of pay.

13 **SECTION 1373.** 108.04 (8) (dm) of the statutes is repealed.

14 **SECTION 1374.** 108.04 (8) (em) of the statutes is repealed.

15 **SECTION 1375.** 108.04 (11) (bm) of the statutes is amended to read:

16 108.04 (11) (bm) The department shall apply any ineligibility under par. (be)
17 against benefits and weeks of eligibility for which the claimant would otherwise be
18 eligible after the week of concealment and within 6 years after the date of an initial
19 determination issued under s. 108.09 finding that a concealment occurred. ~~The~~
20 ~~claimant shall not receive waiting period credit under s. 108.04 (3) for the period of~~
21 ~~ineligibility applied under par. (be).~~ If no benefit rate applies to the week for which
22 the claim is made, the department shall use the claimant's benefit rate for the
23 claimant's next benefit year beginning after the week of concealment to determine
24 the amount of the benefit reduction.

25 **SECTION 1376.** 108.05 (1) (r) of the statutes is amended to read:

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1 108.05 (1) (r) Except as provided in s. 108.062 (6) (a), each eligible employee
2 shall be paid benefits for each week of total unemployment that commences on or
3 after January 5, 2014, and before January 5, 2020, at the weekly benefit rate
4 specified in this paragraph. Unless sub. (1m) applies, the weekly benefit rate shall
5 equal 4 percent of the employee's base period wages that were paid during that
6 quarter of the employee's base period in which the employee was paid the highest
7 total wages, rounded down to the nearest whole dollar, except that, if that amount
8 is less than \$54, no benefits are payable to the employee and, if that amount is more
9 than \$370, the employee's weekly benefit rate shall be \$370 and except that, if the
10 employee's benefits are exhausted during any week under s. 108.06 (1), the employee
11 shall be paid the remaining amount of benefits payable to the employee under s.
12 108.06 (1). The department shall publish on its Internet site a weekly benefit rate
13 schedule of quarterly wages and the corresponding weekly benefit rates as
14 calculated in accordance with this paragraph.

15 **SECTION 1377.** 108.05 (1) (s) of the statutes is created to read:

16 108.05 (1) (s) Except as provided in s. 108.062 (6) (a), each eligible employee
17 shall be paid benefits for each week of total unemployment that commences on or
18 after January 5, 2020, at the weekly benefit rate specified in this paragraph. Unless
19 sub. (1m) applies, the weekly benefit rate shall equal 4 percent of the employee's base
20 period wages that were paid during that quarter of the employee's base period in
21 which the employee was paid the highest total wages, rounded down to the nearest
22 whole dollar, except that, if that amount is less than \$54, no benefits are payable to
23 the employee and, if that amount is more than \$406, the employee's weekly benefit
24 rate shall be \$406 and except that, if the employee's benefits are exhausted during
25 any week under s. 108.06 (1), the employee shall be paid the remaining amount of

SENATE BILL 59**SECTION 1377**

1 benefits payable to the employee under s. 108.06 (1). The department shall publish
2 on its Internet site a weekly benefit rate schedule of quarterly wages and the
3 corresponding weekly benefit rates as calculated in accordance with this paragraph.

4 **SECTION 1378.** 108.05 (3) (dm) of the statutes is renumbered 108.05 (3) (dm)
5 1. and amended to read:

6 108.05 (3) (dm) 1. Except when otherwise authorized in an approved
7 work-share program under s. 108.062, a claimant is ineligible to receive any benefits
8 for a week if the claimant receives or will receive from one or more employers wages
9 earned for work performed in that week, amounts treated as wages under s. 108.04
10 (1) (bm) for that week, sick pay, holiday pay, vacation pay, termination pay, bonus pay,
11 back pay, or payments treated as wages under s. 108.04 (12) (e), or any combination
12 thereof, totalling more than \$500 the amount determined under subd. 2.

13 **SECTION 1379.** 108.05 (3) (dm) 2. of the statutes is created to read:

14 108.05 (3) (dm) 2. For purposes of subd. 1., the amount under this subdivision
15 shall be \$500, except that effective January 1 of each year, with the first adjustment
16 being effective on January 1, 2020, the department shall adjust that amount by a
17 percentage equal to the average annual percentage change in the U.S. consumer
18 price index for all urban consumers, U.S. city average, as determined by the federal
19 department of labor. The department shall annually have the revised amount
20 published in the Wisconsin Administrative Register.

21 **SECTION 1380.** 108.133 of the statutes, as affected by 2017 Wisconsin Act 157,
22 sections 26 to 37, is repealed.

23 **SECTION 1381.** 108.14 (8n) (e) of the statutes is amended to read:

24 108.14 (8n) (e) The department shall charge this state's share of any benefits
25 paid under this subsection to the account of each employer by which the employee

SENATE BILL 59**SECTION 1381**

1 claiming benefits was employed in the applicable base period, in proportion to the
2 total amount of wages he or she earned from each employer in the base period, except
3 that if s. 108.04 (1) (f), (5), (7) (a), (c), (cg), (e), (L), (q), (s), or (t), (7m) or (8) (a) ~~or (b)~~,
4 or 108.07 (3), (3r), or (5) (b), ~~or 108.133 (3) (f)~~ would have applied to employment by
5 such an employer who is subject to the contribution requirements of ss. 108.17 and
6 108.18, the department shall charge the share of benefits based on employment with
7 that employer to the fund's balancing account, or, if s. 108.04 (1) (f) or (5) or 108.07
8 (3) would have applied to an employer that is not subject to the contribution
9 requirements of ss. 108.17 and 108.18, the department shall charge the share of
10 benefits based on that employment in accordance with s. 108.07 (5) (a) and (b). The
11 department shall also charge the fund's balancing account with any other state's
12 share of such benefits pending reimbursement by that state.

13 **SECTION 1382.** 108.14 (27) of the statutes is created to read:

14 108.14 (27) The department shall promulgate a rule to define what constitutes
15 suitable work for claimants, which shall specify different levels of suitable work
16 based upon the number of weeks that a claimant has received benefits in a given
17 benefit year.

18 **SECTION 1383.** 108.141 (3g) (a) 3. (intro.) of the statutes is amended to read:

19 108.141 (3g) (a) 3. (intro.) ~~Work~~ Notwithstanding s. 108.02 (24g), work is
20 suitable within the meaning of subd. 2. if:

21 **SECTION 1384.** 108.141 (7) (a) of the statutes is amended to read:

22 108.141 (7) (a) The department shall charge the state's share of each week of
23 extended benefits to each employer's account in proportion to the employer's share
24 of the total wages of the employee receiving the benefits in the employee's base
25 period, except that if the employer is subject to the contribution requirements of ss.

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1 108.17 and 108.18 the department shall charge the share of extended benefits to
2 which s. 108.04 (1) (f), (5), (7) (a), (c), (cg), (e), (L), (q), (s), or (t), (7m) or (8) (a) ~~or (b),~~
3 or 108.07 (3), (3r), or (5) (b), or 108.133 (3) (f) applies to the fund's balancing account.

4 **SECTION 1385.** 108.16 (6m) (a) of the statutes is amended to read:

5 108.16 **(6m)** (a) The benefits thus chargeable under s. 108.04 (1) (f), (5), (5g),
6 (7) (h), (8) (a) ~~or (b)~~, (13) (c) or (d) or (16) (e), 108.07 (3), (3r), (5) (b), (5m), or (6), ~~108.133~~
7 ~~(3) (f)~~, 108.14 (8n) (e), 108.141, 108.151, or 108.152 or sub. (6) (e) or (7) (a) and (b).

8 **SECTION 1386.** 108.19 (1s) (a) 5. of the statutes is repealed.

9 **SECTION 1387.** 108.22 (10) of the statutes is amended to read:

10 108.22 **(10)** A private agency that serves as a fiscal agent under s. 46.2785 or
11 contracts with a fiscal intermediary to serve as a fiscal agent under s. ~~46.27 (5) (i),~~
12 ~~46.272 (7) (e),~~ or 47.035 as to any individual performing services for a person
13 receiving long-term support services under s. ~~46.27 (5) (b),~~ 46.272 (7) (b), 46.275,
14 46.277, 46.278, 46.2785, 46.286, 46.495, 51.42, or 51.437 or personal assistance
15 services under s. 47.02 (6) (c) may be found jointly and severally liable for the
16 amounts owed by the person under this chapter, if, at the time the person's quarterly
17 report is due under this chapter, the private agency served as a fiscal agent for the
18 person. The liability of the agency as provided in this subsection survives
19 dissolution, reorganization, bankruptcy, receivership, assignment for the benefit of
20 creditors, judicially confirmed extension or composition, or any analogous situation
21 of the person and shall be set forth in a determination or decision issued under s.
22 108.10. An appeal or review of a determination under this subsection shall not
23 include an appeal or review of determinations of amounts owed by the person.

24 **SECTION 1388.** 109.09 (1) of the statutes is amended to read:

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1 109.09 (1) The department shall investigate and attempt equitably to adjust
2 controversies between employers and employees as to regarding alleged wage
3 claims. The department may receive and investigate any wage claim that is filed
4 with the department, or received by the department under s. 109.10 (4), no later than
5 2 years after the date the wages are due. The department may, after receiving a wage
6 claim, investigate any wages due from the employer against whom the claim is filed
7 to any employee during the period commencing 2 years before the date the claim is
8 filed. The department shall enforce this chapter and ~~s. ss. 66.0903, 2013 stats., s.~~
9 ~~103.49, 2013 stats., s. 229.8275, 2013 stats., and s. 16.856, 2015 stats., and ss. 103.02,~~
10 103.49, 103.82, and 104.12, and 229.8275. In pursuance of this duty, the department
11 may sue the employer on behalf of the employee to collect any wage claim or wage
12 deficiency and ss. 109.03 (6) and 109.11 (2) and (3) shall apply to such actions. Except
13 for actions under s. 109.10, the department may refer such an action to the district
14 attorney of the county in which the violation occurs for prosecution and collection and
15 the district attorney shall commence an action in the circuit court having appropriate
16 jurisdiction. Any number of wage claims or wage deficiencies against the same
17 employer may be joined in a single proceeding, but the court may order separate
18 trials or hearings. In actions that are referred to a district attorney under this
19 subsection, any taxable costs recovered by the district attorney shall be paid into the
20 general fund of the county in which the violation occurs and used by that county to
21 meet its financial responsibility under s. 978.13 (2) (b) for the operation of the office
22 of the district attorney who prosecuted the action.

23 **SECTION 1389.** 109.09 (3) of the statutes is repealed.

24 **SECTION 1390.** 111.01 of the statutes is created to read:

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1 **111.01 Declaration of policy.** The public policy of the state as to employment
2 relations and collective bargaining, in the furtherance of which this subchapter is
3 enacted, is declared to be as follows:

4 **(1)** It recognizes that there are 3 major interests involved, namely: the public,
5 the employee, and the employer. These 3 interests are to a considerable extent
6 interrelated. It is the policy of the state to protect and promote each of these interests
7 with due regard to the situation and to the rights of the others.

8 **(2)** Industrial peace, regular and adequate income for the employee, and
9 uninterrupted production of goods and services are promotive of all of these
10 interests. They are largely dependent upon the maintenance of fair, friendly, and
11 mutually satisfactory employment relations and the availability of suitable
12 machinery for the peaceful adjustment of whatever controversies may arise. It is
13 recognized that certain employers, including farmers, farmer cooperatives, and
14 unincorporated farmer cooperative associations, in addition to their general
15 employer problems, face special problems arising from perishable commodities and
16 seasonal production that require adequate consideration. It is also recognized that
17 whatever may be the rights of disputants with respect to each other in any
18 controversy regarding employment relations, they should not be permitted, in the
19 conduct of their controversy, to intrude directly into the primary rights of 3rd parties
20 to earn a livelihood, transact business, and engage in the ordinary affairs of life by
21 any lawful means and free from molestation, interference, restraint, or coercion.

22 **(3)** Negotiations of terms and conditions of work should result from voluntary
23 agreement between employer and employee. For the purpose of such negotiation an
24 employee has the right, if the employee desires, to associate with others in organizing

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1 and bargaining collectively through representatives of the employee's own choosing,
2 without intimidation or coercion from any source.

3 (4) It is the policy of the state, in order to preserve and promote the interests
4 of the public, the employee, and the employer alike, to establish standards of fair
5 conduct in employment relations and to provide a convenient, expeditious, and
6 impartial tribunal by which these interests may have their respective rights and
7 obligations adjudicated. While limiting individual and group rights of aggression
8 and defense, the state substitutes processes of justice for the more primitive methods
9 of trial by combat.

10 **SECTION 1391.** 111.04 (1) and (2) of the statutes are consolidated, renumbered
11 111.04 and amended to read:

12 **111.04 Rights of Employees.** Employees shall have the right of
13 self-organization and the right to form, join or assist labor organizations, to bargain
14 collectively through representatives of their own choosing, and to engage in lawful,
15 concerted activities for the purpose of collective bargaining or other mutual aid or
16 protection. ~~(2) Employees shall also have the right to refrain from self-organization;~~
17 ~~forming, joining, or assisting labor organizations; bargaining collectively through~~
18 ~~representatives; or engaging in activities for the purpose of collective bargaining or~~
19 ~~other mutual aid or protection such activities.~~

20 **SECTION 1392.** 111.04 (3) of the statutes is repealed.

21 **SECTION 1393.** 111.06 (1) (c) of the statutes is amended to read:

22 111.06 (1) (c) To encourage or discourage membership in any labor
23 organization, employee agency, committee, association, or representation plan by
24 discrimination in regard to hiring, tenure, or other terms or conditions of
25 employment except in a collective bargaining unit where an all-union, fair-share,

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1 or maintenance of membership agreement is in effect. An employer may enter into
2 an all-union agreement with the voluntarily recognized representative of the
3 employees in a collective bargaining unit, where at least a majority of such employees
4 voting have voted affirmatively, by secret ballot, in favor of the all-union agreement
5 in a referendum conducted by the commission, except that where the bargaining
6 representative has been certified by either the commission or the national labor
7 relations board as the result of a representation election, no referendum is required
8 to authorize the entry into an all-union agreement. An authorization of an all-union
9 agreement continues, subject to the right of either party to the all-union agreement
10 to petition the commission to conduct a new referendum on the subject. Upon receipt
11 of the petition, if the commission determines there is reasonable ground to believe
12 that the employees concerned have changed their attitude toward the all-union
13 agreement, the commission shall conduct a referendum. If the continuance of the
14 all-union agreement is supported on a referendum by a vote at least equal to that
15 provided in this paragraph for its initial authorization, it may continue, subject to
16 the right to petition for a further vote by the procedure under this paragraph. If the
17 continuance of the all-union agreement is not supported on a referendum, it
18 terminates at the expiration of the contract of which it is then a part or at the end
19 of one year from the date of the announcement by the commission of the result of the
20 referendum, whichever is earlier. The commission shall declare any all-union
21 agreement terminated whenever it finds that the labor organization involved has
22 unreasonably refused to receive as a member any employee of such employer. An
23 interested person may, as provided in s. 111.07, request the commission to perform
24 this duty.

25 **SECTION 1394.** 111.06 (1) (e) of the statutes is amended to read:

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1 111.06 (1) (e) To bargain collectively with the representatives of less than a
2 majority of the employer's employees in a collective bargaining unit, or to enter into
3 an all-union agreement except in the manner provided in par. (c).

4 **SECTION 1395.** 111.06 (1) (i) of the statutes is amended to read:

5 111.06 (1) (i) To deduct labor organization dues or assessments from an
6 employee's earnings, unless the employer has been presented with an individual
7 order therefor, signed by the employee personally, and terminable by the employee
8 giving to the employer at least 30 days' written notice of the termination.—~~This~~
9 ~~paragraph applies to the extent permitted under federal law~~ unless there is an
10 all-union, fair-share, or maintenance of membership agreement in effect. The
11 employer shall give notice to the labor organization of receipt of a notice of
12 termination.

13 **SECTION 1396.** 111.06 (1) (m) of the statutes is created to read:

14 111.06 (1) (m) To fail to give the notice of intention to engage in a lockout
15 provided in s. 111.115 (3).

16 **SECTION 1397.** 111.31 (1) of the statutes is amended to read:

17 111.31 (1) The legislature finds that the practice of unfair discrimination in
18 employment against properly qualified individuals by reason of their age, race,
19 creed, color, disability, marital status, sex, national origin, ancestry, sexual
20 orientation, arrest record, conviction record, military service, use or nonuse of lawful
21 products off the employer's premises during nonworking hours, or declining to
22 attend a meeting or to participate in any communication about religious matters or
23 political matters, substantially and adversely affects the general welfare of the state.
24 Employers, labor organizations, employment agencies, and licensing agencies that
25 deny employment opportunities and discriminate in employment against properly

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1 qualified individuals solely because of their age, race, creed, color, disability, marital
2 status, sex, national origin, ancestry, sexual orientation, arrest record, conviction
3 record, military service, status as a holder or nonholder of a license under s. 343.03
4 (3m), use or nonuse of lawful products off the employer's premises during
5 nonworking hours, or declining to attend a meeting or to participate in any
6 communication about religious matters or political matters, deprive those
7 individuals of the earnings that are necessary to maintain a just and decent standard
8 of living.

9 **SECTION 1398.** 111.31 (2) of the statutes is amended to read:

10 111.31 (2) It is the intent of the legislature to protect by law the rights of all
11 individuals to obtain gainful employment and to enjoy privileges free from
12 employment discrimination because of age, race, creed, color, disability, marital
13 status, sex, national origin, ancestry, sexual orientation, arrest record, conviction
14 record, military service, status as a holder or nonholder of a license under s. 343.03
15 (3m), use or nonuse of lawful products off the employer's premises during
16 nonworking hours, or declining to attend a meeting or to participate in any
17 communication about religious matters or political matters, and to encourage the
18 full, nondiscriminatory utilization of the productive resources of the state to the
19 benefit of the state, the family, and all the people of the state. It is the intent of the
20 legislature in promulgating this subchapter to encourage employers to evaluate an
21 employee or applicant for employment based upon the individual qualifications of
22 the employee or applicant rather than upon a particular class to which the individual
23 may belong.

24 **SECTION 1399.** 111.31 (3) of the statutes is amended to read:

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1 111.31 (3) In the interpretation and application of this subchapter, and
2 otherwise, it is declared to be the public policy of the state to encourage and foster
3 to the fullest extent practicable the employment of all properly qualified individuals
4 regardless of age, race, creed, color, disability, marital status, sex, national origin,
5 ancestry, sexual orientation, arrest record, conviction record, military service, status
6 as a holder or nonholder of a license under s. 343.03 (3m), use or nonuse of lawful
7 products off the employer's premises during nonworking hours, or declining to
8 attend a meeting or to participate in any communication about religious matters or
9 political matters. Nothing in this subsection requires an affirmative action program
10 to correct an imbalance in the work force. This subchapter shall be liberally
11 construed for the accomplishment of this purpose.

12 **SECTION 1400.** 111.321 of the statutes is amended to read:

13 **111.321 Prohibited bases of discrimination.** Subject to ss. 111.33 to
14 111.365, no employer, labor organization, employment agency, licensing agency, or
15 other person may engage in any act of employment discrimination as specified in s.
16 111.322 against any individual on the basis of age, race, creed, color, disability,
17 marital status, sex, national origin, ancestry, arrest record, conviction record,
18 military service, status as a holder or nonholder of a license under s. 343.03 (3m), use
19 or nonuse of lawful products off the employer's premises during nonworking hours,
20 or declining to attend a meeting or to participate in any communication about
21 religious matters or political matters.

22 **SECTION 1401.** 111.322 (2m) (a) of the statutes is amended to read:

23 111.322 (2m) (a) The individual files a complaint or attempts to enforce any
24 right under s. 103.02, 103.10, 103.11, 103.13, 103.28, 103.32, 103.34, 103.455,

SENATE BILL 59**SECTION 1401**

1 103.50, 104.12, 109.03, 109.07, 109.075, 146.997, or 995.55, or ss. 101.58 to 101.599
2 or 103.64 to 103.82.

3 **SECTION 1402.** 111.322 (2m) (b) of the statutes is amended to read:

4 111.322 **(2m)** (b) The individual testifies or assists in any action or proceeding
5 held under or to enforce any right under s. 103.02, 103.10, 103.11, 103.13, 103.28,
6 103.32, 103.34, 103.455, 103.50, 104.12, 109.03, 109.07, 109.075, 146.997, or 995.55,
7 or ss. 101.58 to 101.599 or 103.64 to 103.82.

8 **SECTION 1403.** 111.322 (2m) (c) of the statutes is created to read:

9 111.322 **(2m)** (c) The individual files a complaint or attempts to enforce a right
10 under s. 66.0903, 103.49, or 229.8275 or testifies or assists in any action or
11 proceeding under s. 66.0903, 103.49, or 229.8275.

12 **SECTION 1404.** 111.335 (3) (a) of the statutes is renumbered 111.335 (3) (ar).

13 **SECTION 1405.** 111.335 (3) (ag) of the statutes is created to read:

14 111.335 **(3)** (ag) 1. Employment discrimination because of a conviction record
15 includes requesting an applicant for employment, on an application form or
16 otherwise, to supply information regarding the conviction record of the applicant, or
17 otherwise inquiring into or considering the conviction record of an applicant for
18 employment, before the applicant has been selected for an interview by the
19 prospective employer.

20 2. Subdivision 1. does not prohibit an employer from notifying applicants for
21 employment that, subject to this section and ss. 111.321 and 111.322, an individual
22 with a particular conviction record may be disqualified by law or under the
23 employer's policies from employment in particular positions.

24 **SECTION 1406.** 111.335 (4) (b) of the statutes is amended to read:

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1 111.335 (4) (b) It is employment discrimination because of conviction record for
2 a licensing agency to refuse to license any individual under sub. (3) ~~(a)~~ (ar) 1. or to
3 bar or terminate an individual from licensing under sub. (3) ~~(a)~~ (ar) 1. because the
4 individual was adjudicated delinquent under ch. 938 for an offense other than an
5 exempt offense.

6 **SECTION 1407.** 111.335 (4) (c) 1. (intro.) of the statutes is amended to read:

7 111.335 (4) (c) 1. (intro.) If a licensing agency refuses to license an individual
8 under sub. (3) ~~(a)~~ (ar) 1. or bars or terminates an individual from licensing under sub.
9 (3) ~~(a)~~ (ar) 1., the licensing agency shall, subject to subd. 2., do all of the following:

10 **SECTION 1408.** 111.335 (4) (e) of the statutes is amended to read:

11 111.335 (4) (e) A state licensing agency that may refuse to license individuals
12 under sub. (3) ~~(a)~~ (ar) 1. or that may bar or terminate an individual from licensure
13 under sub. (3) ~~(a)~~ (ar) 1. shall publish on the agency's Internet site a document
14 indicating the offenses or kinds of offenses that may result in such a refusal, bar, or
15 termination.

16 **SECTION 1409.** 111.335 (4) (f) 1. of the statutes is amended to read:

17 111.335 (4) (f) 1. A state licensing agency that may refuse to license individuals
18 under sub. (3) ~~(a)~~ (ar) 1. or that may bar or terminate individuals from licensing
19 under sub. (3) ~~(a)~~ (ar) 1. shall allow an individual who does not possess a license to,
20 without submitting a full application and without paying the fees applicable to
21 applicants, apply to the agency for a determination of whether the individual would
22 be disqualified from obtaining the license due to his or her conviction record.

23 **SECTION 1410.** 115.28 (7) (a) of the statutes is amended to read:

24 115.28 (7) (a) License all teachers for the public schools of the state; make rules
25 establishing standards of attainment and procedures for the examination and

SENATE BILL 59**SECTION 1410**

1 licensing of teachers within the limits prescribed in ss. 118.19 (2) and (3), 118.191,
2 118.1915, 118.192, 118.193, 118.194, and 118.195, ~~and 118.197~~; prescribe by rule
3 standards, requirements, and procedures for the approval of teacher preparatory
4 programs leading to licensure, including a requirement that, beginning on July 1,
5 2012, and annually thereafter, each teacher preparatory program located in this
6 state shall submit to the department a list of individuals who have completed the
7 program and who have been recommended by the program for licensure under this
8 subsection, together with each individual's date of program completion, from each
9 term or semester of the program's most recently completed academic year; file in the
10 state superintendent's office all papers relating to state teachers' licenses; and
11 register each such license.

12 **SECTION 1411.** 115.28 (7) (b) of the statutes is amended to read:

13 115.28 (7) (b) Subject to the same rules and laws concerning qualifications of
14 applicants and granting and revocation of licenses or certificates under par. (a), the
15 state superintendent shall grant certificates and licenses to teachers in private
16 schools and tribal schools, except that teaching experience requirements for such
17 certificates and licenses may be fulfilled by teaching experience in public, private,
18 or tribal schools. An applicant is not eligible for a license or certificate unless the
19 state superintendent finds that the private school or tribal school in which the
20 applicant taught offered an adequate educational program during the period of the
21 applicant's teaching therein. ~~Private~~ Except as provided under ss. 115.7915 (2) (i),
22 118.60 (2) (a) 6m., and 119.23 (2) (a) 6m., private schools are not obligated to employ
23 only licensed or certified teachers.

24 **SECTION 1412.** 115.28 (10m) of the statutes is repealed.

25 **SECTION 1413.** 115.28 (10o) of the statutes is repealed.

SENATE BILL 59**SECTION 1414**

1 **SECTION 1414.** 115.28 (15) (a) of the statutes is amended to read:

2 115.28 (15) (a) Establish, by rule, standards for the approval of the abilities of
3 certified teachers and counselors and their aides participating in
4 bilingual-bicultural education programs under subch. VII VIII to read, write and
5 speak a non-English language and to possess knowledge of the culture of
6 limited-English proficient pupils.

7 **SECTION 1415.** 115.28 (15) (b) of the statutes is amended to read:

8 115.28 (15) (b) Establish, by rule, minimum standards for bilingual-bicultural
9 education programs under subch. VII VIII.

10 **SECTION 1416.** 115.28 (27) of the statutes is amended to read:

11 115.28 (27) WISELEARN. Develop and maintain an online resource, called
12 WISElearn, to provide educational resources for parents, teachers, and pupils; offer
13 online learning opportunities; provide regional technical support centers; provide
14 professional development for teachers; and enable video conferencing; and support
15 digital archiving projects in public libraries.

16 **SECTION 1417.** 115.28 (45) of the statutes is amended to read:

17 115.28 (45) GRANTS FOR BULLYING PREVENTION. From the appropriation under
18 s. 20.255 (3) (eb), annually award grants a grant to a the nonprofit organization, as
19 defined in s. 108.02 (19), that received an award under this subsection in the 2017-18
20 and 2018-19 school years to provide training and an online bullying prevention
21 curriculum for pupils in grades kindergarten to 8.

22 **SECTION 1418.** 115.28 (54m) of the statutes is amended to read:

23 115.28 (54m) NOTICE OF EDUCATIONAL OPTIONS. Include on the home page of the
24 department's Internet site a link to information about all of the educational options
25 available to children in the state who are at least 3 years old but not yet 18 years old,

SENATE BILL 59**SECTION 1418**

1 including public schools, private schools participating in a parental choice program,
2 charter schools, virtual schools, full-time or part-time open enrollment in a
3 nonresident school district, the ~~early college credit program~~ programs under ss.
4 36.25 (56) and 38.12 (15), and options for pupils enrolled in a home-based private
5 educational program.

6 **SECTION 1419.** 115.28 (63) (title) of the statutes is renumbered 115.362 (title)
7 and amended to read:

8 **115.362** (title) **Mental health and school climate training program**
9 **programs and grants.**

10 **SECTION 1420.** 115.28 (63) of the statutes is renumbered 115.362 (1), and
11 115.362 (1) (intro.), as renumbered, is amended to read:

12 115.362 (1) (intro.) ~~Establish~~ The department shall establish a mental health
13 training support program under which the department provides training on pupil
14 mental health, strategies to improve school climate, and school safety. The
15 department shall provide training on all of the following evidence-based strategies
16 related to addressing mental health issues in schools to school district staff and
17 instructional staff of charter schools under s. 118.40 (2r) or (2x):

18 **SECTION 1421.** 115.28 (65) of the statutes is amended to read:

19 115.28 (65) WISCONSIN READING CORPS. ~~In the 2017-18 and 2018-19 school~~
20 ~~years,~~ Annually distribute the amounts appropriated under s. 20.255 (3) (fr) to
21 Wisconsin Reading Corps to provide one-on-one tutoring if Wisconsin Reading
22 Corps provides matching funds of \$250,000 in each school year.

23 **SECTION 1422.** 115.28 (66) of the statutes is created to read:

24 115.28 (66) PRINCIPAL TRAINING AND SUPPORT; URBAN SCHOOL DISTRICTS. Annually,
25 award a grant to a nonprofit organization or an urban school district for the purpose

SENATE BILL 59**SECTION 1422**

1 of providing training, coaching, and professional support to principals employed by
2 urban school districts. For purposes of this subsection, “urban school district” has
3 the meaning given in s. 115.42 (1c) (b).

4 **SECTION 1423.** 115.335 of the statutes is created to read:

5 **115.335 Water filtration grants. (1)** Beginning in the 2019-20 school year,
6 the department shall award grants to school districts to purchase water bottle filling
7 equipment that includes a water filtration component.

8 **(2)** The department shall promulgate rules to implement and administer this
9 section.

10 **SECTION 1424.** 115.341 of the statutes is amended to read:

11 **115.341 School breakfast program. (1)** From the appropriation under s.
12 20.255 (2) (cm), the state superintendent shall reimburse each school board, each
13 operator of a charter school under s. 118.40 (2r) or (2x), each operator of a residential
14 care center for children and youth, as defined in s. 115.76 (14g), the director of the
15 program under s. 115.52, and the director of the center under s. 115.525 15 cents for
16 each breakfast served at a school, as defined in 7 CFR 220.2, that meets the
17 requirements of 7 CFR 220.8 ~~or 220.8a, whichever is applicable~~, and shall reimburse
18 each governing body of a private school or tribal school 15 cents for each breakfast
19 served at the private school or tribal school that meets the requirements of 7 CFR
20 220.8 ~~or 220.8a, whichever is applicable~~.

21 **(2)** If the appropriation under s. 20.255 (2) (cm) in any fiscal year is insufficient
22 to pay the full amount of aid under this section, the state superintendent shall
23 prorate state aid payments among the school boards, operators, directors, and
24 governing bodies of ~~private schools and tribal schools~~ entitled to the aid under sub.
25 (1).

SENATE BILL 59**SECTION 1425**

1 **SECTION 1425.** 115.341 (3) of the statutes is created to read:

2 115.341 (3) Notwithstanding sub. (1), the state superintendent may not
3 reimburse the operator of a charter school under s. 118.40 (2r) or (2x), the operator
4 of a residential care center for children and youth, as defined in s. 115.76 (14g), the
5 director of the program under s. 115.52, the director of the center under s. 115.525,
6 or the governing body of a private or tribal school for any breakfasts served at a
7 school, as defined in 7 CFR 220.2, during the prior school year if the school ceased
8 operations during that prior school year.

9 **SECTION 1426.** 115.362 (2) of the statutes is created to read:

10 115.362 (2) From the appropriation under s. 20.255 (1) (ep), the department
11 shall annually award all of the following:

12 (a) A grant to the Wisconsin Safe and Healthy Schools Training and Technical
13 Assistance Center.

14 (b) A grant to Wisconsin Family Ties, Inc., to train individuals to help families
15 understand and access mental health services that are available to children in school
16 and in the community.

17 (c) A grant to the Center for Suicide Awareness, Inc., to support staff, training,
18 and expenses related to operating a text-based suicide prevention program.

19 **SECTION 1427.** 115.362 (3) of the statutes is created to read:

20 115.362 (3) The department may promulgate rules to implement and
21 administer this section.

22 **SECTION 1428.** 115.363 (2) (b) of the statutes is amended to read:

23 115.363 (2) (b) The school board shall pay to each nonprofit corporation with
24 which it contracts under par. (a) an amount that is no more than the amount paid

SENATE BILL 59**SECTION 1428**

1 per pupil under s. 118.40 (2r) (e) ~~2m., 2n., or 2p~~ 2q. in the current school year
2 multiplied by the number of pupils participating in the program under the contract.

3 **SECTION 1429.** 115.364 (1) (a) of the statutes is amended to read:

4 115.364 (1) (a) “Eligible independent charter school” is a school under contract
5 with one of the entities under s. 118.40 (2r) (b) 1. or with the director under s. 118.40
6 (2x) that increased the amount it expended in the preceding school year to employ,
7 hire, or retain ~~social workers~~ pupil services professionals over the amount it
8 expended in the school year immediately preceding the preceding school year to
9 employ, hire, or retain ~~social workers~~ pupil services professionals.

10 **SECTION 1430.** 115.364 (1) (am) of the statutes is amended to read:

11 115.364 (1) (am) “Eligible private school” means a private school participating
12 in a parental choice program under s. 118.60 or 119.23 that increased the amount it
13 expended in the preceding school year to employ, hire, or retain ~~social workers~~ pupil
14 services professionals over the amount it expended in the school year immediately
15 preceding the preceding school year to employ, hire, or retain ~~social workers~~ pupil
16 services professionals.

17 **SECTION 1431.** 115.364 (1) (b) of the statutes is amended to read:

18 115.364 (1) (b) “Eligible school district” is a school district that increased the
19 amount it expended in the preceding school year to employ, hire, or retain ~~social~~
20 ~~workers~~ pupil services professionals over the amount it expended in the school year
21 immediately preceding the preceding school year to employ, hire, or retain ~~social~~
22 ~~workers~~ pupil services professionals.

23 **SECTION 1432.** 115.364 (1) (c) of the statutes is created to read:

24 115.364 (1) (c) “Pupil services professional” means a school counselor, school
25 social worker, school psychologist, or school nurse.

SENATE BILL 59**SECTION 1433**

1 **SECTION 1433.** 115.364 (2) (a) 1. of the statutes is amended to read:

2 115.364 (2) (a) 1. Subject to par. (b), from the appropriation under s. 20.255 (2)
3 (da), pay to an eligible school district an amount equal to 50 percent of the amount
4 by which the school district increased its expenditures in the preceding school year
5 to employ, hire, or retain ~~social workers~~ pupil services professionals over the amount
6 it expended in the school year immediately preceding the preceding school year to
7 employ, hire, or retain ~~social workers~~ pupil services professionals.

8 **SECTION 1434.** 115.364 (2) (a) 2. of the statutes is amended to read:

9 115.364 (2) (a) 2. Subject to par. (b), from the appropriation under s. 20.255 (2)
10 (da), pay to an eligible independent charter school an amount equal to 50 percent of
11 the amount by which the independent charter school increased its expenditures in
12 the preceding school year to employ, hire, or retain ~~social workers~~ pupil services
13 professionals over the amount it expended in the school year immediately preceding
14 the preceding school year to employ, hire, or retain ~~social workers~~ pupil services
15 professionals.

16 **SECTION 1435.** 115.364 (2) (a) 3. of the statutes is amended to read:

17 115.364 (2) (a) 3. Subject to par. (b), from the appropriation under s. 20.255 (2)
18 (da), pay to an eligible private school an amount equal to 50 percent of the amount
19 by which the private school increased its expenditures in the preceding school year
20 to employ, hire, or retain ~~social workers~~ pupil services professionals over the amount
21 it expended in the school year immediately preceding the preceding school year to
22 employ, hire, or retain ~~social workers~~ pupil services professionals.

23 **SECTION 1436.** 115.364 (2) (b) 2. a. of the statutes is amended to read:

24 115.364 (2) (b) 2. a. Subject to subd. 2. b., if, after making the payments
25 required under par. (a), moneys remain in the appropriation account under s. 20.255

SENATE BILL 59**SECTION 1436**

1 (2) (da), the state superintendent shall reimburse eligible school districts, private
2 schools participating in a parental choice program under s. 118.60 or 119.23, and
3 independent charter schools under contract with one of the entities under s. 118.40
4 (2r) (b) 1. or with the director under s. 118.40 (2x) for an amount equal to
5 expenditures made by the school district, private school, or ~~independent~~ charter
6 school in the preceding school year to employ, hire, or retain ~~social workers~~ pupil
7 services professionals less the any amount of increased expenditures for which the
8 school district, private school, or independent charter school was reimbursed under
9 par. (a).

10 **SECTION 1437.** 115.364 (2) (b) 2. b. of the statutes is amended to read:

11 115.364 (2) (b) 2. b. If the appropriation under s. 20.255 (2) (da) in any fiscal
12 year is insufficient to pay the full amount of aid under subd. 2. a., the state
13 superintendent shall prorate state aid payments among the school districts, private
14 schools, and ~~independent~~ charter schools eligible for the aid.

15 **SECTION 1438.** 115.385 (1) (d) 1. of the statutes is repealed.

16 **SECTION 1439.** 115.385 (4) of the statutes is amended to read:

17 115.385 (4) Annually, each public school, including a charter school, and each
18 private school participating in a parental choice program under s. 118.60 or 119.23
19 shall provide a copy of the school's accountability report to the parent or guardian of
20 each pupil enrolled in or attending the school. Each school shall simultaneously
21 provide to the parent or guardian of each pupil enrolled in the school a list of the
22 educational options available to children who reside in the pupil's resident school
23 district, including public schools, private schools participating in a parental choice
24 program, charter schools, virtual schools, full-time or part-time open enrollment in
25 a nonresident school district, the ~~early college credit program~~ programs under ss.

SENATE BILL 59**SECTION 1439**

1 36.25 (56) and 38.12 (15), and options for pupils enrolled in a home-based private
2 educational program.

3 **SECTION 1440.** 115.387 of the statutes, as affected by 2019 Wisconsin Act ...
4 (this act), is repealed.

5 **SECTION 1441.** 115.387 (1) (d) 1. of the statutes is amended to read:

6 115.387 (1) (d) 1. For purposes of a public school that is under the control of a
7 school board, “number of pupils enrolled” has the meaning given for “pupils enrolled”
8 in s. ~~115.437 (1)~~ 121.004 (7).

9 **SECTION 1442.** 115.417 of the statutes is created to read:

10 **115.417 Minority teacher grant program. (1)** In this section, “minority”
11 means an individual who is any of the following:

12 (a) A Black American.

13 (b) An American Indian.

14 (c) A Hispanic, as defined in s. 16.287 (1) (d).

15 (d) A person admitted to the United States after December 31, 1975, who is
16 either a former citizen of Laos, Vietnam, or Cambodia or whose ancestor was or is a
17 citizen of Laos, Vietnam, or Cambodia.

18 **(2)** Beginning in the 2019-20 school year, from the appropriation under s.
19 20.255 (2) (ej), the department shall award grants, on a competitive basis, to school
20 districts to recruit minorities to teach in the school district. The department shall
21 do all of the following in awarding grants under this subsection:

22 (a) Award 50 percent of the amount appropriated under s. 20.255 (2) (ej) to a
23 1st class city school district.

24 (b) Award 50 percent to school districts that are not a 1st class city school
25 district.

SENATE BILL 59**SECTION 1442**

1 (c) Give preference in awarding funding under par. (b) to school districts that
2 have a high percentage of pupils who are minorities, as defined by the department
3 by rule.

4 **(3)** The department may promulgate rules to implement and administer this
5 section.

6 **SECTION 1443.** 115.42 (1) of the statutes is renumbered 115.42 (1m), and 115.42
7 (1m) (a) 1., as renumbered, is amended to read:

8 115.42 **(1m)** (a) 1. The person is certified by the National Board for Professional
9 Teaching Standards or licensed by the department as a master educator under s. PI
10 ~~34.19~~ 34.042, Wis. Adm. Code.

11 **SECTION 1444.** 115.42 (1c) of the statutes is created to read:

12 115.42 **(1c)** In this section:

13 (a) "Pupils enrolled" has the meaning given in s. 121.004 (7).

14 (b) "Urban school district" means a school district that satisfies any of the
15 following:

16 1. The number of pupils enrolled in the school district in the 2018-19 school
17 year was at least 18,000.

18 2. The number of pupils enrolled in the school district in the previous school
19 year was at least 18,000.

20 **SECTION 1445.** 115.42 (2) (a) (intro.) of the statutes is amended to read:

21 115.42 **(2)** (a) (intro.) Except as provided in par. (c), the department shall award
22 9 grants of \$2,500 each to each person who received a grant under sub. ~~(1)~~ (1m) if the
23 person satisfies all of the following requirements:

24 **SECTION 1446.** 115.42 (2) (bL) of the statutes is amended to read:

SENATE BILL 59**SECTION 1446**

1 115.42 (2) (bL) The department shall award the grants under this subsection
2 annually, one grant in each of the school years following the school year in which the
3 grant under sub. (1) (1m) was awarded and in which the person satisfies the
4 requirements under par. (a).

5 **SECTION 1447.** 115.42 (2) (c) of the statutes is renumbered 115.42 (2) (c) 1.
6 (intro.) and amended to read:

7 115.42 (2) (c) 1. (intro.) The amount of each a grant under par. (a) shall be
8 \$5,000 is \$10,000 in any school year in which the recipient is employed in a school
9 in which at that satisfies all of the following:

10 a. At least 60 percent of the pupils enrolled at the school satisfy the income
11 eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1).

12 **SECTION 1448.** 115.42 (2) (c) 1. b. of the statutes is created to read:

13 115.42 (2) (c) 1. b. The school is not located in an urban school district.

14 **SECTION 1449.** 115.42 (2) (c) 2. of the statutes is created to read:

15 115.42 (2) (c) 2. The amount of a grant under par. (a) is \$15,000 in any school
16 year in which the recipient is employed in a school that satisfies all of the following:

17 a. At least 60 percent of the pupils enrolled at the school satisfy the income
18 eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1).

19 b. The school is located in an urban school district.

20 **SECTION 1450.** 115.42 (2) (d) of the statutes is amended to read:

21 115.42 (2) (d) In any of the 9 school years following the receipt of a grant under
22 sub. (1) (1m) in which the grant recipient is evaluated under s. 115.415, if the grant
23 recipient is placed in a performance category other than the “effective” or “highly
24 effective” performance category in the applicable educator effectiveness system, as

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1 determined by the department, he or she is not eligible for a grant under this
2 subsection in that school year.

3 **SECTION 1451.** 115.436 (2) (intro.) of the statutes is amended to read:

4 115.436 (2) (intro.) A school district is eligible for sparsity aid under this section
5 if ~~it~~ the school district's membership in the previous school year divided by the school
6 district's area in square miles is less than 10 and the school district satisfies all one
7 of the following criteria:

8 **SECTION 1452.** 115.436 (2) (b) of the statutes is created to read:

9 115.436 (2) (b) The school district's membership in the previous school year was
10 greater than 745.

11 **SECTION 1453.** 115.436 (2) (c) of the statutes is repealed.

12 **SECTION 1454.** 115.436 (3) (a) of the statutes is amended to read:

13 115.436 (3) (a) ~~Beginning in~~ In the 2018-19 and 2019-20 school year years,
14 from the appropriation under s. 20.255 (2) (ae) and subject to par. (b), the department
15 shall pay to each school district eligible for sparsity aid \$400 multiplied by the
16 membership in the previous school year.

17 **SECTION 1455.** 115.436 (3) (ac) of the statutes is created to read:

18 115.436 (3) (ac) Beginning in the 2020-21 school year, from the appropriation
19 under s. 20.255 (2) (ae) and subject to par. (b), the department shall pay all of the
20 following:

21 1. To each school district eligible for sparsity aid under sub. (2) (a), \$400
22 multiplied by the school district's membership in the previous school year.

23 2. To each school district eligible for sparsity aid under sub. (2) (b), \$100
24 multiplied by the school district's membership in the previous school year.

25 **SECTION 1456.** 115.436 (3) (ag) of the statutes is created to read:

SENATE BILL 59**SECTION 1456**

1 115.436 (3) (ag) Beginning in the 2020-21 school year, from the appropriation
2 under s. 20.255 (2) (ae), the department shall, subject to par. (b), pay to each school
3 district that received aid under this section in the previous school year but does not
4 satisfy the number of pupils per square mile requirement under sub. (2) in the
5 current school year 50 percent of the amount the school district received under par.
6 (a) or (ac) in the previous school year.

7 **SECTION 1457.** 115.436 (3) (am) of the statutes is amended to read:

8 115.436 (3) (am) ~~Beginning in~~ In the 2017-18, 2018-19, and 2019-20 school
9 year years, from the appropriation under s. 20.255 (2) (ae), the department shall,
10 subject to par. (b), pay to each school district that received aid under this section in
11 the previous school year but does not satisfy the requirement under sub. (2) (a) in the
12 current school year 50 percent of the amount received by the school district under
13 par. (a) in the previous school year.

14 **SECTION 1458.** 115.436 (3) (b) of the statutes is amended to read:

15 115.436 (3) (b) If the appropriation under s. 20.255 (2) (ae) in any fiscal year
16 is insufficient to pay the full amount under pars. ~~(a), (am)~~ (ac), (ag), and (ap), the
17 department shall prorate the payments among the school districts entitled to aid
18 under this subsection.

19 **SECTION 1459.** 115.437 (2) (a) of the statutes is amended to read:

20 115.437 (2) (a) Except as provided in par. (b), annually on the 4th Monday of
21 March, the department shall pay to each school district an amount equal to the
22 average of the number of pupils enrolled in the school district in the current and 2
23 preceding school years multiplied by \$75 in the 2013-14 school year, by \$150 in the
24 2014-15 and 2015-16 school years, by \$250 in the 2016-17 school year, by \$450 in
25 the 2017-18 school year, and by \$654 in the 2018-19 school year; and ~~by \$630~~ in each

SENATE BILL 59**SECTION 1459**

1 school year thereafter. The department shall make the payments from the
2 appropriation under s. 20.255 (2) (aq).

3 **SECTION 1460.** 115.438 of the statutes, as affected by 2019 Wisconsin Act ...
4 (this act), is repealed.

5 **SECTION 1461.** 115.438 (1) (intro.) and (b) (intro.) of the statutes are
6 consolidated, renumbered 115.438 (1) (intro.) and amended to read:

7 115.438 (1) (intro.) In this section: ~~(b)~~—“Personal, “personal electronic
8 computing device” means an electronic computing device that satisfies all of the
9 following criteria:

10 **SECTION 1462.** 115.438 (1) (a) of the statutes is repealed.

11 **SECTION 1463.** 115.438 (1) (b) 1. to 3. of the statutes are renumbered 115.438
12 (1) (a) to (c).

13 **SECTION 1464.** 115.438 (4) (a) 1. of the statutes is amended to read:

14 115.438 (4) (a) 1. For a school district, the number of 9th grade pupils ~~included~~
15 ~~in the school district’s membership~~ enrolled, as defined in s. 121.004 (7), in the
16 ~~previous~~ current school year.

17 **SECTION 1465.** 115.446 of the statutes is created to read:

18 **115.446 After-school and out-of-school-time programs; grants.** From
19 the appropriation under s. 20.255 (2) (dk), the department shall award grants to
20 support high-quality after-school programs and out-of-school-time programs to
21 organizations that provide services to school-age children. The department may
22 promulgate rules to implement and administer this section.

23 **SECTION 1466.** 115.447 (title) of the statutes is amended to read:

24 **115.447 (title) Summer school programs; grants; urban school districts.**

25 **SECTION 1467.** 115.447 (1) of the statutes is amended to read:

SENATE BILL 59**SECTION 1467**

1 115.447 (1) In this section, “eligible urban school district” means a 1st class
2 city school district has the meaning given in s. 115.42 (1c) (b).

3 **SECTION 1468.** 115.447 (2) (intro.) of the statutes is amended to read:

4 115.447 (2) (intro.) Beginning in the 2018-19 school year and in each year
5 thereafter, from the appropriation under s. 20.255 (2) (dj), the department shall
6 award grants to eligible urban school districts to do any of the following:

7 **SECTION 1469.** 115.447 (2m) of the statutes is created to read:

8 115.447 (2m) Beginning in the 2019-20 school year and in each school year
9 thereafter, the department shall allocate in each school year \$2,000,000 for grants
10 to an urban school district that is a 1st class city school district and shall allocate the
11 remaining amount appropriated under s. 20.255 (2) (dj) equally among the urban
12 school districts that are not 1st class city school districts.

13 **SECTION 1470.** 115.448 of the statutes is created to read:

14 **115.448 Early childhood education grants; urban school districts. (1)**

15 In this section:

16 (a) “Early childhood education program” means a program provided by an
17 urban school district to enhance learning opportunities for young children residing
18 in the urban school district and to prepare those children for entry into the
19 elementary grades.

20 (b) “Eligible child” means a child who resides in an urban school district that
21 provides an early childhood education program and who meets any of the following
22 criteria:

23 1. The child is 3 years old on or before September 1 in the year the child proposes
24 to attend the early childhood education program.

SENATE BILL 59**SECTION 1470**

1 2. The child is less than 3 years old on or before September 1 in the year the
2 child proposes to attend the early childhood education program, and the child is
3 eligible to attend the early childhood education program under procedures,
4 conditions, and standards the school board of the urban school district prescribes for
5 early admission to the early childhood education program.

6 (c) "Urban school district" has the meaning given in s. 115.42 (1c) (b).

7 **(2)** An urban school district may annually submit to the department a
8 statement that the urban school district is interested in receiving a grant award
9 under this section.

10 **(3)** From the appropriation under s. 20.255 (2) (dm), beginning in the 2020-21
11 school year, the department shall annually award a grant in an amount determined
12 under sub. (4) to an urban school district under sub. (2) that provides, or that will use
13 the grant award to implement, an early childhood education program.

14 **(4)** Subject to sub. (6), the department shall award a grant under sub. (3) to an
15 urban school district in the amount of \$1,000 per eligible child who, in the current
16 school year, attends the urban school district's early childhood education program.
17 The urban school district shall report to the department the number of eligible
18 children attending the urban school district's early childhood education program on
19 the 3rd Friday of September in the current school year, and the department shall
20 calculate the amount of the urban school district's grant award based on the
21 attendance on that date.

22 **(5)** An urban school district that receives a grant under this section shall use
23 the grant moneys to develop, implement, and administer a new or expanded early
24 childhood education program, and the urban school district shall ensure that its
25 early childhood education program meets the licensing requirements for child care

SENATE BILL 59**SECTION 1470**

1 centers established by the department of children and families, including staff to
2 child ratios, required for participation in the quality rating system under s. 49.155
3 (6) (e).

4 (6) (a) If the appropriation under s. 20.255 (2) (dm) in any fiscal year is
5 insufficient to pay the full amount under sub. (4) to all urban school districts entitled
6 to receive grants under this section, the department shall prorate the payments
7 among those urban school districts.

8 (b) If, after the department makes the payments to urban school districts
9 required under sub. (4), moneys remain in the appropriation account under s. 20.255
10 (2) (dm) for the fiscal year, the department may distribute the balance of the funds
11 remaining in that appropriation account to any of those urban school districts in
12 amounts determined by the department.

13 **SECTION 1471.** 115.449 of the statutes is created to read:

14 **115.449 Community engagement grants; urban school districts.** (1) In
15 this section, “urban school district” has the meaning given in s. 115.42 (1c) (b).

16 (2) Annually, the department shall award a grant to each urban school district
17 to support projects that satisfy the following criteria:

18 (a) The project includes collaboration with at least one of the following:

- 19 1. A nonstock, nonprofit corporation organized under ch. 181.
- 20 2. A cooperative educational service agency.
- 21 3. An institution within the University of Wisconsin System.
- 22 4. A technical college district board.
- 23 5. Any local unit of government.

24 (b) The project makes additional resources or services available to pupils and
25 their families.

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1 (c) The goal of the project is to improve the academic achievement of pupils, the
2 well-being of pupils and their families, or relationships between pupils, school staff,
3 and the community.

4 (3) In each school year, the amount of a grant under sub. (2) is the amount
5 appropriated under s. 20.255 (2) (dh) in that school year divided by the total number
6 of urban school districts in that school year.

7 (4) The department may promulgate rules to implement and administer this
8 section.

9 **SECTION 1472.** 115.45 (title) of the statutes is amended to read:

10 **115.45 (title) Robotics league participation grants pilot program.**

11 **SECTION 1473.** 115.45 (2) (a) of the statutes is amended to read:

12 115.45 (2) (a) Annually, the department shall notify school boards, operators
13 of charter schools under s. 118.40 (2r) and (2x), governing bodies of private schools,
14 and administrators of home-based private educational programs that applications
15 for grants under this section to participate in one or more robotics competitions will
16 be accepted from eligible teams through a date set forth in the notice. As a condition
17 of receiving a grant under this section, an applicant eligible team shall demonstrate
18 to the satisfaction of the department that the applicant eligible team will provide
19 matching funds in an amount equal to the amount awarded under this section.

20 **SECTION 1474.** 115.45 (2) (b) of the statutes is amended to read:

21 115.45 (2) (b) From the appropriation under s. 20.255 (2) (dr), the department
22 shall award ~~a grant of up to \$5,000 grants~~ grants to eligible teams selected from the
23 applicants under par. (a). Grant funds awarded under this section may be applied
24 only towards allowable expenses. The department may not award more than \$5,000
25 to an eligible team in a school year.

SENATE BILL 59**SECTION 1475**

1 **SECTION 1475.** 115.455 of the statutes is repealed.

2 **SECTION 1476.** 115.745 (1) of the statutes is renumbered 115.745 (1) (intro.) and
3 amended to read:

4 115.745 (1) (intro.) A school board, a cooperative educational service agency,
5 or an agency determined by the state superintendent to be eligible for designation
6 under 42 USC 9836 as a head start agency, in conjunction with a tribal education
7 authority, may apply to the department for ~~a~~ any of the following grants:

8 (a) A grant for the purpose of supporting innovative, effective instruction in one
9 or more American Indian languages.

10 **SECTION 1477.** 115.745 (1) (b) of the statutes is created to read:

11 115.745 (1) (b) Beginning in the 2020-21 school year, a 2-year grant to develop,
12 implement, and provide American Indian heritage, language, and cultural
13 instruction programs for children participating in head start programs and for
14 pupils in grades kindergarten to 2.

15 **SECTION 1478.** 115.745 (2) of the statutes is renumbered 115.745 (2) (a).

16 **SECTION 1479.** 115.745 (2) (b) of the statutes is created to read:

17 115.745 (2) (b) The department may contract with and, from the appropriation
18 under s. 20.255 (1) (kt), pay the Great Lakes Inter-Tribal Council, Inc., to implement
19 and administer the grant programs under this section.

20 **SECTION 1480.** 115.77 (1) of the statutes is amended to read:

21 115.77 (1) In sub. (1m) (a) to (d), except as provided in s. 118.51 (12) ~~(b)~~, if a child
22 with a disability is attending a public school in a nonresident school district under
23 s. 118.50, 118.51, or 121.84 (1) (a) or (4), “local educational agency” means the school
24 district that the child is attending.

25 **SECTION 1481.** 115.79 (1) (b) of the statutes is amended to read:

SENATE BILL 59**SECTION 1481**

1 115.79 (1) (b) An educational placement is provided to implement a child's
2 individualized education program. Except as provided in s. 118.51 (12) (b), if a child
3 with a disability is attending a public school in a nonresident school district under
4 s. 118.50, 118.51, or 121.84 (1) (a) or (4), the school board of the school district that
5 the child is attending shall provide an educational placement for the child and shall
6 pay tuition charges instead of the school district in which the child resides if required
7 by the placement.

8 **SECTION 1482.** 115.7915 (1) (a) of the statutes is renumbered 115.7915 (1) (an).

9 **SECTION 1483.** 115.7915 (1) (ac) of the statutes is created to read:

10 115.7915 (1) (ac) "Accrediting entity" has the meaning given in s. 118.60 (1)
11 (ab).

12 **SECTION 1484.** 115.7915 (1) (ag) of the statutes is created to read:

13 115.7915 (1) (ag) "Disqualified organization" means an accrediting
14 organization that is not an accrediting entity or a member of or otherwise sanctioned
15 by an accrediting entity.

16 **SECTION 1485.** 115.7915 (1) (ar) of the statutes is created to read:

17 115.7915 (1) (ar) "Preaccreditation" has the meaning given in s. 118.60 (1) (c).

18 **SECTION 1486.** 115.7915 (1) (aw) of the statutes is created to read:

19 115.7915 (1) (aw) "Preaccrediting entity" has the meaning given in s. 118.60
20 (1) (cm).

21 **SECTION 1487.** 115.7915 (2) (intro.) of the statutes is amended to read:

22 115.7915 (2) SCHOLARSHIP REQUIREMENTS. (intro.) Beginning in the 2016-17
23 school year, the department shall, subject to sub. (11), provide to a child with a
24 disability a scholarship under sub. (4m) (a) to attend an eligible school if all of the
25 following apply:

SENATE BILL 59**SECTION 1488**

1 **SECTION 1488.** 115.7915 (2) (c) (intro.) of the statutes is created to read:

2 115.7915 (2) (c) (intro.) Any of the following applies to the eligible school:

3 **SECTION 1489.** 115.7915 (2) (c) of the statutes is renumbered 115.7915 (2) (c)

4 2. a. and amended to read:

5 115.7915 (2) (c) 2. a. ~~The~~ For the 2019-20 school year, the eligible school has
6 been either is approved as a private school by the state superintendent under s.
7 118.165 (2) or is accredited by ~~AdvancED, Wisconsin Religious and Independent~~
8 ~~Schools Accreditation, the Independent Schools Association of the Central States,~~
9 ~~Wisconsin Evangelical Lutheran Synod School Accreditation, Wisconsin Association~~
10 ~~of Christian Schools, National Lutheran School Accreditation, Christian Schools~~
11 ~~International, Association of Christian Schools International, the diocese or~~
12 ~~archdiocese within which the eligible school is located, or any other organization~~
13 ~~recognized by the National Council for Private School Accreditation, as of the~~ an
14 accrediting entity on August 1 preceding the school term for which the scholarship
15 is awarded, 2019.

16 **SECTION 1490.** 115.7915 (2) (c) 1. of the statutes is created to read:

17 115.7915 (2) (c) 1. The eligible school participates in a parental choice program
18 under s. 118.60 or 119.23 for the school year for which the scholarship is awarded.

19 **SECTION 1491.** 115.7915 (2) (c) 2. (intro.) of the statutes is created to read:

20 115.7915 (2) (c) 2. (intro.) If the eligible school participates in the program
21 under this section in the 2019-20 school year, all of the following apply to the eligible
22 school:

23 **SECTION 1492.** 115.7915 (2) (c) 2. b. of the statutes is created to read:

24 115.7915 (2) (c) 2. b. Beginning with the 2020-21 school year and in each school
25 year thereafter, if the eligible school continuously participates in the program under

SENATE BILL 59**SECTION 1492**

1 this section, the eligible school complies with the accreditation requirements under
2 sub. (6m).

3 **SECTION 1493.** 115.7915 (2) (c) 2. c. of the statutes is created to read:

4 115.7915 (2) (c) 2. c. Beginning in the 2020-21 school year, if the eligible school
5 does not participate in the program under this section in any school year, the eligible
6 school participates in a parental choice program under s. 118.60 or 119.23 for the
7 school year for which the scholarship is awarded.

8 **SECTION 1494.** 115.7915 (2) (i) of the statutes is created to read:

9 115.7915 (2) (i) 1. Except as provided in subd. 2., beginning on July 1, 2022, all
10 of the eligible school's teachers have a teaching license or permit issued by the
11 department, except that a teacher employed by the eligible school who teaches only
12 courses in rabbinical studies is not required to hold a license or permit to teach issued
13 by the department.

14 2. Any teacher employed by the eligible school on July 1, 2022, who has been
15 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and
16 who does not satisfy the requirements under subd. 1. on July 1, 2022, applies to the
17 department on a form prepared by the department for a temporary, nonrenewable
18 waiver from the requirements under subd. 1. The department shall promulgate
19 rules to implement this subdivision, including the form of the application and the
20 process by which the waiver application will be reviewed. The application form shall
21 require the applicant to submit a plan for satisfying the requirements under subd.
22 1. No waiver granted under this subdivision is valid after July 1, 2027.

23 **SECTION 1495.** 115.7915 (4c) of the statutes is repealed.

24 **SECTION 1496.** 115.7915 (4m) (a) 2. a. of the statutes is renumbered 115.7915
25 (4m) (a) 2. and amended to read:

SENATE BILL 59**SECTION 1496**

1 115.7915 (4m) (a) 2. In the 2017-18 and 2018-19 school year years, the sum
2 of the scholarship amount under this paragraph for the previous school year; the
3 amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the
4 current school year, if positive; and the change in the amount of statewide categorical
5 aid per pupil between the previous school year and the current school year, as
6 determined under s. 118.40 (2r) (e) 2p., if positive.

7 **SECTION 1497.** 115.7915 (4m) (a) 2. b. of the statutes is repealed.

8 **SECTION 1498.** 115.7915 (4m) (a) 3. of the statutes is repealed.

9 **SECTION 1499.** 115.7915 (4m) (a) 4. of the statutes is created to read:

10 115.7915 (4m) (a) 4. Beginning in the 2019-20 school year, the sum of the
11 scholarship amount under this subdivision for the previous school year; the amount
12 of the per pupil revenue limit adjustment under s. 121.91 (2m) for the current school
13 year, if positive; and the change in the per pupil amount under s. 115.437 (2) (a)
14 between the previous school year and the current school year, if positive.

15 **SECTION 1500.** 115.7915 (4m) (cm) of the statutes is repealed.

16 **SECTION 1501.** 115.7915 (4m) (f) 1. a. of the statutes is amended to read:

17 115.7915 (4m) (f) 1. a. Determine the ~~sum of the amount paid for each child~~
18 number of pupils residing in the school district for whom a payment is made under
19 par. (a) in that school year.

20 **SECTION 1502.** 115.7915 (4m) (f) 1. b. of the statutes is created to read:

21 115.7915 (4m) (f) 1. b. Multiply the number of pupils under subd. 1. a. by the
22 per pupil amount calculated under par. (a) for that school year.

23 **SECTION 1503.** 115.7915 (4m) (f) 1. e. of the statutes is amended to read:

24 115.7915 (4m) (f) 1. e. Sum the amounts calculated under subd. 1. ~~a.~~ b., d., and
25 dh.

SENATE BILL 59**SECTION 1504**

1 **SECTION 1504.** 115.7915 (4t) of the statutes is created to read:

2 115.7915 (4t) TUITION COSTS AND OTHER FEES. (a) Beginning in the 2020-21
3 school year, a private school participating in the program under this section may not
4 charge or receive any additional tuition payment for a child participating in the
5 program under this section, other than the payments the school receives under subs.
6 (4m) and (4p), if any of the following applies:

7 1. The child is enrolled in a grade from kindergarten to 8.

8 2. The child is enrolled in a grade from 9 to 12 and the child is a member of a
9 family that has total family income that does not exceed an amount equal to 2.2 times
10 the poverty line, as defined in 42 USC 9902 (2). The child's family income shall be
11 determined as provided in par. (b).

12 (b) 1. A private school participating in the program under this section shall
13 determine whether the private school is prohibited from charging or receiving
14 additional tuition for a child under par. (a) 2. The private school shall establish a
15 process for accepting an appeal to the governing body of the private school of the
16 determination made under this paragraph.

17 2. A private school participating in the program under this section shall obtain
18 the names of the child's parents that reside in the same household as the child;
19 whether and to whom the parents are married; the names of all of the other members
20 of the child's family residing in the same household as the child; and the school year
21 for which family income is being determined under this paragraph.

22 3. The department shall establish a process for a private school participating
23 in the program under this section to use to determine whether the private school is
24 prohibited from charging or receiving additional tuition for a child under par. (a) 2.

25 4. For purposes of this paragraph and par. (a) 2., all of the following apply:

SENATE BILL 59**SECTION 1504**

1 a. "Family income" means federal adjusted gross income of the parents residing
2 in the same household as the child for the tax year preceding the school year for which
3 family income is being determined under this paragraph.

4 b. Family income includes income of the child's parents.

5 c. Family income for a family in which the child's parents are married shall be
6 reduced by \$7,000 before the determination is made under this paragraph.

7 d. A child placed with a kinship care relative under s. 48.57 (3m), with a
8 long-term kinship care relative under s. 48.57 (3n), in a foster home licensed under
9 s. 48.62, or in a subsidized guardianship home under s. 48.623 is considered to have
10 no family income.

11 (c) 1. Subject to subd. 2., beginning in the 2020-21 school year, a private school
12 participating in the program under this section may recover the cost of providing any
13 of the following items or services to a child participating in the program under this
14 section through reasonable fees in an amount determined by the private school and
15 charged to the child:

16 a. Personal use items, such as uniforms, gym clothes, and towels.

17 b. Social and extracurricular activities if not necessary to the private school's
18 curriculum.

19 c. Musical instruments.

20 d. Meals consumed by children of the private school.

21 e. High school classes that are not required for graduation and for which no
22 credits toward graduation are given.

23 f. Transportation.

24 g. Before-school and after-school child care.

25 h. Room and board at the private school.

SENATE BILL 59**SECTION 1504**

1 2. A private school participating in the program under this section may not
2 prohibit an eligible child from attending the private school, expel or otherwise
3 discipline the child, or withhold or reduce the child's grades because the child or the
4 child's parent cannot pay or has not paid fees charged under subd. 1.

5 **SECTION 1505.** 115.7915 (6) (L) of the statutes is created to read:

6 115.7915 (6) (L) Allow a child attending the private school under this section
7 to refrain from participating in any religious activity if the child's parent submits to
8 the child's teacher or the private school's principal a written request that the child
9 be exempt from such activities.

10 **SECTION 1506.** 115.7915 (6m) of the statutes is created to read:

11 115.7915 (6m) PRIVATE SCHOOL ACCREDITATION REQUIREMENTS. If a private school
12 does not participate in a parental choice program under s. 118.60 or 119.23 as
13 provided under sub. (2) (c) 1. or 2. c., all of the following apply to the private school:

14 (a) If the private school is not accredited by an accrediting entity on August 1,
15 2019, the private school shall do all of the following:

16 1. Obtain preaccreditation by a preaccrediting entity by August 1, 2020. The
17 eligible school may apply for and seek to obtain preaccreditation from only one
18 preaccrediting entity.

19 2. Apply for accreditation by an accrediting entity by December 31, 2020, and
20 obtain accreditation by an accrediting entity by December 31, 2023.

21 (b) If the private school is accredited by an accrediting entity to offer instruction
22 in any elementary grade, but not any high school grade, and the private school seeks
23 to offer instruction in any high school grade, the private school shall apply for
24 accreditation by an accrediting entity by December 31 of the first school year in which
25 the private school begins offering instruction in the additional grades and shall

SENATE BILL 59**SECTION 1506**

1 obtain accreditation by an accrediting entity by December 31 of the 3rd school year
2 following the first school year in which the private school begins offering instruction
3 in the additional grades.

4 (c) If the private school is accredited by an accrediting entity to offer instruction
5 in any high school grade, but not any elementary grade, and the private school seeks
6 to offer instruction in any elementary grade, the private school shall apply for
7 accreditation by an accrediting entity by December 31 of the first school year in which
8 the private school begins offering instruction in the additional grades and shall
9 obtain accreditation by an accrediting entity by December 31 of the 3rd school year
10 following the first school year in which the private school begins offering instruction
11 in the additional grades.

12 (d) If the private school is accredited, the governing body of the private school
13 shall ensure that the private school continuously maintains the accreditation from
14 an accrediting entity as long as the private school continues to participate in the
15 program under this section.

16 (e) If the private school learns that an accrediting organization with which the
17 private school is maintaining accreditation, as required under par. (d), is a
18 disqualified organization, the private school shall immediately notify the
19 department in writing of this fact and shall obtain accreditation from an accrediting
20 entity no later than 3 years from the date on which the private school learns that the
21 accrediting organization is a disqualified organization.

22 (f) The governing body of the private school shall annually, by August 1, provide
23 the department with evidence demonstrating that the private school remains
24 accredited for the current school year as required under par. (d), and the governing

SENATE BILL 59**SECTION 1506**

1 body of the private school shall immediately notify the department if the private
2 school's accreditation status changes.

3 (g) If a preaccrediting entity or accrediting entity determines during the
4 preaccrediting or accrediting process that the private school does not meet all of the
5 requirements under s. 118.165 (1), the preaccrediting entity or accrediting entity
6 shall report that failure to the department.

7 (h) If the state superintendent determines that any of the following occurs, the
8 state superintendent may issue an order barring the private school from
9 participating in the program under this section in the following school year:

10 1. The governing body of the private school does not comply with the
11 requirements under par. (f).

12 2. An application by the private school for preaccreditation or accreditation is
13 denied by the preaccrediting entity or accrediting entity.

14 3. The private school does not obtain preaccreditation by a preaccrediting
15 entity or accreditation by an accrediting entity within the period allowed under par.
16 (a), (b), (c), or (e).

17 (i) 1. If the state superintendent determines that the private school has failed
18 to continuously maintain accreditation as required under par. (d), that the governing
19 body of the private school has withdrawn the private school from the accreditation
20 process, or that the private school's accreditation has been revoked, denied, or
21 terminated by an accrediting entity, the state superintendent shall issue an order
22 barring the private school's participation in the program under this section at the end
23 of the current school year.

24 2. A private school whose participation in the program under this section is
25 barred under subd. 1. may not participate in the program under this section until the

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1 governing body of the private school demonstrates to the satisfaction of the
2 department that the private school has obtained accreditation from any of the
3 following:

4 a. If the private school failed to continuously maintain accreditation, an
5 accrediting entity other than the entity with which the private school failed to
6 continuously maintain accreditation.

7 b. If the private school withdrew from the accreditation process, an accrediting
8 entity other than the entity from whose process the private school withdrew.

9 c. If the private school's accreditation was revoked, denied, or terminated, an
10 accrediting entity other than the entity that revoked, denied, or terminated the
11 private school's accreditation.

12 **SECTION 1507.** 115.7915 (8) (a) 5. of the statutes is created to read:

13 115.7915 (8) (a) 5. Failed to comply with the eligibility criteria under sub. (2)
14 (c).

15 **SECTION 1508.** 115.7915 (8) (a) 6. of the statutes is created to read:

16 115.7915 (8) (a) 6. Failed to comply with the requirement under sub. (6) (L).

17 **SECTION 1509.** 115.7915 (11) of the statutes is created to read:

18 115.7915 (11) SUNSET. Beginning in the 2020-21 school year, the department
19 may not provide a scholarship under this section to a child with a disability to attend
20 a private school unless the child attended a private school under a scholarship under
21 this section in the 2019-20 school year. If the child does not attend a private school
22 under a scholarship under this section in any school year after the 2019-20 school
23 year, the department may not provide a scholarship under this section to the child
24 for any school year after that school year.

25 **SECTION 1510.** 115.881 (2) of the statutes is amended to read:

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1 115.881 (2) For each child whose costs exceeded \$30,000 under sub. (1), the
2 department shall, from the appropriation under s. 20.255 (2) (bd), pay an eligible
3 applicant in the current school year an amount equal to ~~0.90 multiplied by that~~
4 ~~portion of the cost~~ costs under sub. (1) that exceeded \$30,000.

5 **SECTION 1511.** 115.881 (3) of the statutes is repealed.

6 **SECTION 1512.** 115.881 (4) of the statutes is repealed.

7 **SECTION 1513.** 115.883 of the statutes is repealed.

8 **SECTION 1514.** 115.884 (1) (intro.) of the statutes is amended to read:

9 115.884 (1) (intro.) In the ~~2016-17~~ 2019-20 school year and each school year
10 thereafter, from the appropriation under s. 20.255 (2) (bf), the department shall
11 award an incentive grant in the amount of ~~\$1,000~~ per individual determined under
12 sub. (3) to a school district, or ~~to an operator of a charter school established under s.~~
13 118.40 (2r) or (2x), that applies for a grant under this section ~~and that~~ if the school
14 district or operator demonstrates to the satisfaction of the department that the
15 individual satisfies all of the following criteria:

16 **SECTION 1515.** 115.884 (2) of the statutes is repealed.

17 **SECTION 1516.** 115.884 (3) of the statutes is created to read:

18 115.884 (3) The per individual grant amount under sub. (1) is the lesser of the
19 following:

20 (a) In each school year, the amount determined by dividing the amount
21 appropriated under s. 20.255 (2) (bf) for that school year by the total number of
22 individuals statewide for whom a grant will be awarded under sub. (1) in that school
23 year.

24 (b) One thousand five hundred dollars.

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1 **(2)** Beginning in the 2020-21 school year, from the appropriation under s.
2 20.255 (2) (cb), the department may award grants under sub. (1) to school districts
3 and charter schools established under s. 118.40 (2r) and (2x) in amounts determined
4 by the department.

5 **(3)** A school district or charter school established under s. 118.40 (2r) or (2x)
6 that receives a grant under this section shall use the grant moneys to develop,
7 implement, and provide bilingual-bicultural education programs or other
8 educational programming to meet the specific needs of limited-English proficient
9 pupils enrolled in the school district or charter school.

10 **(4)** The department may promulgate rules to implement and administer this
11 section.

12 **SECTION 1521.** 115.96 (1) of the statutes is renumbered 115.96 (1) (intro.) and
13 amended to read:

14 **115.96 (1) COUNT OF LIMITED-ENGLISH PROFICIENT PUPILS.** (intro.) Annually, on
15 or before March 1, each school board shall conduct a count of the limited-English
16 proficient pupils in the public schools of the district, assess the language proficiency
17 of such pupils, and classify such pupils by language group, grade level, age, and
18 English language proficiency. The department shall establish, by rule, 6
19 classifications of English language proficiency, of which the first classification is the
20 least proficient and the 6th classification is fully proficient.

21 **SECTION 1522.** 115.993 of the statutes is amended to read:

22 **115.993 Report on bilingual-bicultural education.** Annually, on or before
23 August 15, the school board of a district operating a bilingual-bicultural education
24 program under this subchapter shall report to the state superintendent the number
25 of pupils, including both limited-English proficient pupils and other pupils,

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1 instructed the previous school year in bilingual-bicultural education programs, the
2 number of eligible limited-English proficient pupils, as defined in s. 115.994 (1),
3 instructed the previous school year in bilingual-bicultural education programs, an
4 itemized statement on oath of all disbursements on account of the
5 bilingual-bicultural education program operated during the previous school year,
6 and a copy of the estimated budget for that program for the current school year.

7 **SECTION 1523.** 115.994 of the statutes is created to read:

8 **115.994 Targeted aid program. (1)** In this section, “eligible limited-English
9 proficient pupil” means a limited-English proficient pupil whose English language
10 proficiency is in one of the first 3 classifications established by the department, by
11 rule, under s. 115.96 (1).

12 **(2)** Beginning in the 2020-21 school year, from the appropriation under s.
13 20.255 (2) (ce), the department shall pay to each school district \$100 multiplied by
14 the number of eligible limited-English proficient pupils instructed the previous
15 school year in bilingual-bicultural education programs, as reported to the state
16 superintendent under s. 115.993.

17 **(3)** If the appropriation under s. 20.255 (2) (ce) in any fiscal year is insufficient
18 to pay the full amount under sub. (2), the department shall prorate the payments
19 among the school districts eligible to receive aid under sub. (2).

20 **SECTION 1524.** Subchapter VIII (title) of chapter 115 [precedes 115.997] of the
21 statutes is renumbered subchapter IX (title) of chapter 115 [precedes 115.997].

22 **SECTION 1525.** Subchapter IX (title) of chapter 115 [precedes 115.999] of the
23 statutes is repealed.

24 **SECTION 1526.** 115.999 of the statutes is repealed.

25 **SECTION 1527.** 117.05 (1m) of the statutes is amended to read:

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1 117.05 **(1m)** BOARD AND APPEAL PANEL MEETINGS. The state superintendent shall
2 set the time and place for meetings of the board under ss. 117.10, 117.105 (2m) and
3 ~~(4m)~~, 117.12 (5), and 117.132 and for meetings of appeal panels under ss. 117.12 (4)
4 and 117.13.

5 **SECTION 1528.** 117.05 (2) (a) of the statutes is amended to read:

6 117.05 **(2)** (a) *Board.* The state superintendent shall appoint 7 members of the
7 board to perform any review under ss. 117.10, 117.105 (2m) and ~~(4m)~~, 117.12 (5), and
8 117.132. The 7 members shall include the state superintendent or his or her designee
9 on the board, 2 board members from school districts with small enrollments, 2 board
10 members from school districts with medium enrollments, and 2 board members from
11 school districts with large enrollments. Any action of the board under this chapter
12 requires the affirmative vote of at least 4 of the 7 members appointed under this
13 paragraph.

14 **SECTION 1529.** 117.05 (4) (a) (intro.) of the statutes is amended to read:

15 117.05 **(4)** (a) *Pending proceedings.* (intro.) A reorganization proceeding is
16 pending from the date that a petition is filed under s. 117.105 (1) (a), 117.11 (2), or
17 117.12 (2) or a resolution is adopted under s. 117.08 (1), 117.09 (1), 117.10 (1), 117.105
18 (1) (b) or ~~(4m)~~, 117.13 (2), or 117.132 (2) until the date on which the latest of any of
19 the following occurs:

20 **SECTION 1530.** 117.05 (4) (d) 1. of the statutes is amended to read:

21 117.05 **(4)** (d) 1. Except as provided in subd. 2., no petition may be filed or
22 resolution adopted for the creation of a new school district under s. 117.105 (1) (a) or
23 (b) before the 5th July 1 following the filing of a petition under s. 117.105 (1) (a) or
24 the adoption of a resolution under s. 117.105 (1) (b) ~~or the date of an order issued~~

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1 under s. ~~117.105 (4m) (e)~~ for any reorganization that includes any of the same
2 territory.

3 **SECTION 1531.** 117.05 (9) (a) 1m. of the statutes is repealed.

4 **SECTION 1532.** 117.105 (4m) of the statutes is repealed.

5 **SECTION 1533.** 117.20 (1) (a) of the statutes is amended to read:

6 117.20 (1) (a) Except as provided in par. (b), if a referendum is required under
7 ss. 117.08 to 117.11, it shall be held on the Tuesday after the first Monday in
8 November following receipt of the petition or adoption of the resolution under s.
9 117.08 (3) (a), 117.09 (3) (a), 117.10 (3) (a) or 117.11 (4) (a). If a referendum is required
10 under s. 117.105 (3), it shall be held on the Tuesday after the first Monday in the 2nd
11 November following receipt of the petition or adoption of the resolution under s.
12 117.105 (1). ~~If a referendum is required under s. 117.105 (4m), it shall be held on the~~
13 ~~Tuesday after the first Monday in November following the date an order is issued by~~
14 ~~the board under s. 117.105 (4m) (e).~~

15 **SECTION 1534.** 117.22 (2) (bm) of the statutes is amended to read:

16 117.22 (2) (bm) If an order of reorganization is issued under s. 117.105, the first
17 election of school board members shall be held at the spring election following the
18 referendum under s. 117.105 (3) ~~or (4m)~~.

19 **SECTION 1535.** 118.017 (1) (a) of the statutes is amended to read:

20 118.017 (1) (a) Those programs established under subch. ~~VII~~ VIII of ch. 115
21 where instruction shall be in the English language and in the non-English language
22 of the bilingual-bicultural education program.

23 **SECTION 1536.** 118.125 (4) of the statutes is amended to read:

24 118.125 (4) TRANSFER OF RECORDS. No later than the next working day, a school
25 district, and a private school participating in the program under s. 118.60 or in the

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1 program under s. 119.23, ~~and the governing body of a private school that, pursuant~~
2 ~~to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation~~
3 ~~and general management of a school transferred to an opportunity schools and~~
4 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall~~
5 transfer to another school, including a private or tribal school, or school district all
6 pupil records relating to a specific pupil if the transferring school district or private
7 school has received written notice from the pupil if he or she is an adult or his or her
8 parent or guardian if the pupil is a minor that the pupil intends to enroll in the other
9 school or school district or written notice from the other school or school district that
10 the pupil has enrolled or from a court that the pupil has been placed in a juvenile
11 correctional facility, as defined in s. 938.02 (10p), or a secured residential care center
12 for children and youth, as defined in s. 938.02 (15g). In this subsection, “school” and
13 “school district” include any juvenile correctional facility, secured residential care
14 center for children and youth, adult correctional institution, mental health institute,
15 or center for the developmentally disabled that provides an educational program for
16 its residents instead of or in addition to that which is provided by public, private, and
17 tribal schools.

18 **SECTION 1537.** 118.163 (4) of the statutes is amended to read:

19 118.163 (4) A person who is ~~under 17 years of age~~ a minor on the date of
20 disposition is subject to s. 938.342.

21 **SECTION 1538.** 118.19 (1) of the statutes is amended to read:

22 118.19 (1) Except as provided in subs. (1b) and (1c) and s. 118.40 (8) (b) 1. and
23 2., any person seeking to teach in a public school, including a charter school, ~~or~~ in a
24 school or institution operated by a county or the state, in a private school
25 participating in a parental choice program under s. 118.60 or 119.23, or in a private

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1 school participating in the program under s. 115.7915 shall first procure a license or
2 permit from the department.

3 **SECTION 1539.** 118.19 (1b) of the statutes is amended to read:

4 118.19 **(1b)** An individual may teach an online course in a subject and level in
5 a public school, including a charter school, in a private school participating in a
6 parental choice program under s. 118.60 or 119.23, or in a private school
7 participating in the program under s. 115.7915 without a license or permit from the
8 department if the individual holds a valid license or permit to teach the subject and
9 level in the state from which the online course is provided.

10 **SECTION 1540.** 118.19 (1c) (b) (intro.) of the statutes is amended to read:

11 118.19 **(1c)** (b) (intro.) A faculty member of an institution of higher education
12 may teach in a public high school, including a charter school that operates only high
13 school grades, in a private school participating in a parental choice program under
14 s. 118.60 or 119.23 that operates only high school grades, or in a private school
15 participating in the program under s. 115.7915 that operates only high school grades
16 without a license or permit from the department if the faculty member satisfies all
17 of the following:

18 **SECTION 1541.** 118.19 (3) (a) of the statutes is amended to read:

19 118.19 **(3)** (a) No license to teach in any public school may be issued unless the
20 applicant possesses a bachelor's degree including such professional training as the
21 department by rule requires, except as permitted under par. (b) and ss. 115.28 (17)
22 (a), 118.191, 118.1915, 118.192, 118.193, and 118.194, ~~and 118.197.~~ Notwithstanding
23 s. 36.11 (16), no teacher preparatory program in this state may be approved by the
24 state superintendent under s. 115.28 (7) (a), unless each student in the program is
25 required to complete student teaching consisting of full days for a full semester

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1 following the daily schedule and semester calendar of the cooperating school. No
2 license to teach in any public school may be granted to an applicant who completed
3 a professional training program outside this state unless the applicant completed
4 student teaching consisting of full days for a full semester following the daily
5 schedule and semester calendar of the cooperating school or the equivalent, as
6 determined by the state superintendent. The state superintendent may grant
7 exceptions to the student teaching requirements under this paragraph when the
8 midyear calendars of the institution offering the teacher preparatory program and
9 the cooperating school differ from each other and would prevent students from
10 attending classes at the institution in accordance with the institution's calendar.
11 The state superintendent shall promulgate rules to implement this subsection. If for
12 the purpose of granting a license to teach or for approving a teacher preparatory
13 program the state superintendent requires that an institution of higher education
14 be accredited, the state superintendent shall accept accreditation by a regional or
15 national institutional accrediting agency recognized by the U.S. department of
16 education or by a programmatic accrediting organization.

17 **SECTION 1542.** 118.19 (3) (b) of the statutes is amended to read:

18 118.19 (3) (b) The state superintendent shall permanently certify any
19 applicant to teach Wisconsin native American languages and culture who has
20 successfully completed the university of Wisconsin-Milwaukee school of education
21 approved Wisconsin native American languages and culture project certification
22 program at any time between January 1, 1974, and December 31, 1977. ~~School~~
23 ~~districts shall~~ A school district, the governing body of a private school participating
24 in a parental choice program under s. 118.60 or 119.23, or the governing body of a
25 private school participating in the program under s. 115.7915 may not assign

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1 individuals certified under this paragraph to teach courses other than Wisconsin
2 native American languages and culture, unless they qualify under par. (a).

3 **SECTION 1543.** 118.19 (10) (b) 1. of the statutes is amended to read:

4 118.19 (10) (b) 1. Conduct a background investigation of each applicant for
5 issuance or renewal of a license or permit, including a license or permit issued to a
6 pupil services professional, and for a faculty member seeking to teach in a public high
7 school without a license or permit.

8 **SECTION 1544.** 118.191 (2) (a) of the statutes is amended to read:

9 118.191 (2) (a) Notwithstanding s. 118.19 (7) to (9), the department shall grant
10 an initial teaching license to teach a technical education subject to an individual who
11 is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points on
12 the point system under sub. (5), of which at least 25 points are from sub. (5) (a) 1. and
13 at least 25 points are from sub. (5) (a) 2., and who agrees to complete during the term
14 of the license a curriculum determined by the school board of the school district, by
15 the governing body of the private school participating in a parental choice program
16 under s. 118.60 or 119.23, or by the governing body of the private school participating
17 in the program under s. 115.7915 in which the individual will teach.

18 **SECTION 1545.** 118.191 (2) (b) of the statutes is amended to read:

19 118.191 (2) (b) Notwithstanding s. 118.19 (7) to (9), the department shall grant
20 an initial teaching license to teach a vocational education subject to an individual
21 who is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points
22 on the point system under sub. (5m), of which at least 25 points are from sub. (5m)
23 (a) 1. and at least 25 points are from sub. (5m) (a) 2., and who agrees to complete
24 during the term of the license a curriculum determined by the school board of the
25 school district, by the governing body of the private school participating in a parental

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1 choice program under s. 118.60 or 119.23, or by the governing body of the private
2 school participating in the program under s. 115.7915 in which the individual will
3 teach.

4 **SECTION 1546.** 118.191 (2m) of the statutes is amended to read:

5 118.191 (2m) An initial teaching license issued under sub. (2) authorizes an
6 individual to teach only in the school district controlled by the school board, or in the
7 private school controlled by the governing body, that determined the curriculum the
8 individual agreed to complete in order to qualify for the initial teaching license.

9 **SECTION 1547.** 118.191 (3) of the statutes is amended to read:

10 118.191 (3) An initial teaching license issued under sub. (2) is valid for 3 years.
11 An initial teaching license issued under sub. (2) is void if the license holder ceases
12 to be employed as a teacher in the school district or private school in which the license
13 holder is authorized to teach under sub. (2m).

14 **SECTION 1548.** 118.191 (4) of the statutes is amended to read:

15 118.191 (4) Upon the expiration of the 3-year term of an initial teaching license
16 issued under sub. (2), the department shall issue to the license holder a professional
17 teaching license to teach the technical education subject or vocational education
18 subject if the individual successfully completed the curriculum that the individual
19 agreed to under sub. (2), as determined by the school board of the school district, by
20 the governing body of the private school participating in a parental choice program
21 under s. 118.60 or 119.23, or by the governing body of the private school participating
22 in the program under s. 115.7915 that established the curriculum. The department
23 shall indicate on a professional teaching license issued under this subsection that the
24 license was obtained under the experience-based licensure program under this
25 section.

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1 **SECTION 1549.** 118.192 (4) of the statutes is amended to read:

2 118.192 (4) A school board or private school participating in a parental choice
3 program under s. 118.60 or 119.23 that employs a person who holds a professional
4 teaching permit shall ensure that no regularly licensed teacher is removed from his
5 or her position as a result of the employment of persons holding permits.

6 **SECTION 1550.** 118.196 (title) of the statutes is amended to read:

7 **118.196** (title) **Teacher Grants for teacher development program,**
8 **training, and recruitment.**

9 **SECTION 1551.** 118.196 (1) of the statutes is renumbered 118.196 (1) (intro.) and
10 amended to read:

11 118.196 (1) (intro.) A school board, governing body of a private school, or ~~a~~
12 charter management organization may apply to the department of ~~workforce~~
13 ~~development~~ for ~~a~~ any of the following grants:

14 (a) A grant under ~~s. 106.272~~ sub. (4) to design and implement a teacher
15 development program that satisfies the requirements under sub. (2) with an
16 educator preparation program approved by the department and headquartered in
17 this state.

18 **SECTION 1552.** 118.196 (2) (a) of the statutes is amended to read:

19 118.196 (2) (a) The school board, governing body, or charter management
20 organization and the educator preparation program under sub. (1) (a) shall design
21 the teacher development program to prepare employees of the school district, private
22 school, or charter management organization who work closely with students to
23 successfully complete the requirements for obtaining a permit under s. 118.192 or an
24 initial teaching license under s. 118.19, including any standardized examination
25 prescribed by the state superintendent as a condition for permitting or licensure.

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1 **SECTION 1553.** 118.196 (2) (b) of the statutes is amended to read:

2 118.196 (2) (b) To implement the teacher development program designed under
3 par. (a), the school board, governing body, and charter management organization
4 shall allow employees who are enrolled in the program to satisfy student teaching
5 requirements in a school in the school district, in the private school, or in the charter
6 management organization, and the partnering entity under sub. (1) (a) shall prepare
7 and provide intensive coursework for participating employees.

8 **SECTION 1554.** 118.197 of the statutes is repealed.

9 **SECTION 1555.** 118.237 of the statutes is created to read:

10 **118.237 Paid planning time for teachers.** Every school board shall provide
11 each of its teachers with at least 45 minutes or the equivalent of one class period,
12 whichever is longer, of paid planning time each school day.

13 **SECTION 1556.** 118.30 (1g) (a) 3. of the statutes is amended to read:

14 118.30 (1g) (a) 3. The governing body of each private school participating in the
15 program under s. 119.23 and the governing body of a private school that, pursuant
16 to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation
17 and general management of a school transferred to an opportunity schools and
18 partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall
19 adopt pupil academic standards in mathematics, science, reading and writing,
20 geography, and history. The governing body of the private school may adopt the pupil
21 academic standards issued by the governor as executive order no. 326, dated January
22 13, 1998.

23 **SECTION 1557.** 118.30 (1s) (intro.) of the statutes is amended to read:

24 118.30 (1s) (intro.) Annually, the governing body of each private school
25 participating in the program under s. 119.23, other than a private school at which

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1 fewer than 20 pupils in grades 3 to 12 are attending the school under the program
2 under s. 119.23, and the governing body of a private school that, pursuant to s.
3 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation and
4 general management of a school transferred to an opportunity schools and
5 partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall
6 do all of the following:

7 **SECTION 1558.** 118.33 (1) (f) 2. of the statutes is amended to read:

8 118.33 (1) (f) 2. The operator of a charter school under s. 118.40 (2r) or (2x) that
9 operates high school grades and an individual or group or a person that, pursuant
10 to s. 115.999 (3), 119.33 (2) (c) 1. or 2., or 119.9002 (3) (a) or (b), is responsible for the
11 operation and general management of a school transferred to an opportunity schools
12 and partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119
13 and that operates high school grades shall develop and periodically review and revise
14 a policy specifying criteria for granting a high school diploma. The criteria shall
15 include the pupil's academic performance, successful completion of the civics test
16 under sub. (1m) (a), and the recommendations of teachers.

17 **SECTION 1559.** 118.33 (1) (f) 2m. of the statutes is amended to read:

18 118.33 (1) (f) 2m. The governing body of each private school participating in the
19 program under s. 119.23 and the governing body of a private school that, pursuant
20 to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation
21 and general management of a school transferred to an opportunity schools and
22 partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall
23 develop and periodically review and revise a policy specifying criteria for granting
24 a high school diploma to pupils attending the private school under s. 119.23 or the
25 school transferred to an opportunity schools and partnership program under s.

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1 ~~119.33, subch. IX of ch. 115, or subch. II of ch. 119.~~ The criteria shall include the
2 pupil's academic performance, successful completion of the civics test under sub.
3 (1m) (a), and the recommendations of teachers.

4 **SECTION 1560.** 118.33 (1) (f) 3. of the statutes is amended to read:

5 118.33 (1) (f) 3. Neither a school board nor an operator of a charter school under
6 s. 118.40 (2r) or (2x) ~~nor an individual or group or person that, pursuant to s. 115.999~~
7 ~~(3), 119.33 (2) (c) 1. or 2., or 119.9002 (3) (a) or (b), is responsible for the operation and~~
8 ~~general management of a school transferred to an opportunity schools and~~
9 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 may~~
10 grant a high school diploma to any pupil unless the pupil has satisfied the criteria
11 specified in the school board's or charter school's policy under subd. 1. or 2. ~~Neither~~
12 ~~the~~ No governing body of a private school participating in the program under s.
13 119.23 ~~nor a governing body of a private school that, pursuant to s. 115.999 (3), 119.33~~
14 ~~(2) (c) 3., or 119.9002 (3) (c), is responsible for the operation and general management~~
15 ~~of a school transferred to an opportunity schools and partnership program under s.~~
16 ~~119.33, subch. IX of ch. 115, or subch. II of ch. 119 may grant a high school diploma~~
17 ~~to any pupil attending the private school under s. 119.23 or the school transferred~~
18 ~~to an opportunity schools and partnership program under s. 119.33, subch. IX of ch.~~
19 ~~115, or subch. II of ch. 119 unless the pupil has satisfied the criteria specified in the~~
20 governing body's policy under subd. 2m. The governing body of a private school
21 participating in the program under s. 118.60 may not grant a high school diploma to
22 any pupil attending the private school under s. 118.60 unless the pupil has satisfied
23 the criteria specified in the governing body's policy under subd. 2r.

24 **SECTION 1561.** 118.33 (3m) of the statutes is amended to read:

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1 118.33 **(3m)** A course taken at a technical college by a child attending the school
2 part-time or in lieu of high school under s. 118.15 (1) (b), or attending the school
3 under s. 118.15 (1) (cm), does not fulfill any of the high school graduation
4 requirements under sub. (1) (a) unless the state superintendent has approved the
5 course for that purpose. If a pupil satisfies all of the high school graduation
6 requirements under subs. (1) and (1m) (a), the school board shall grant a high school
7 diploma to the pupil regardless of whether the pupil satisfied all or a portion of the
8 requirements while attending an institution of ~~higher education~~ the University of
9 Wisconsin System under s. ~~118.55~~ 36.25 (56) or a technical college under s. 38.12 (15).

10 **SECTION 1562.** 118.35 (1) of the statutes is renumbered 118.35 (1) (intro.) and
11 amended to read:

12 118.35 **(1)** (intro.) In this section, ~~“gifted;~~

13 **(b)** “Gifted and talented pupils” means pupils enrolled in public schools who
14 give evidence of high performance capability in intellectual, creative, artistic,
15 leadership or specific academic areas and who need services or activities not
16 ordinarily provided in a regular school program in order to fully develop such
17 capabilities.

18 **SECTION 1563.** 118.35 (1) (a) of the statutes is created to read:

19 118.35 **(1)** (a) “Economically disadvantaged pupil” means a pupil who satisfies
20 either the income eligibility criteria for a free or reduced-price lunch under 42 USC
21 1758 (b) (1) or other measures of poverty, as determined by the department.

22 **SECTION 1564.** 118.35 (1) (c) of the statutes is created to read:

23 118.35 **(1)** (c) “Underrepresented gifted and talented pupil” means a gifted and
24 talented pupil who is any of the following:

25 1. A minority group pupil, as defined in s. 121.845 (2).

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1 2. An economically disadvantaged pupil.

2 3. A child with a disability, as defined in s. 115.76 (5).

3 4. A limited-English proficient pupil, as defined in s. 115.955 (7).

4 **SECTION 1565.** 118.35 (4) of the statutes is renumbered 118.35 (4) (intro.) and
5 amended to read:

6 118.35 (4) (intro.) From the appropriation under s. 20.255 (2) (fy), the
7 department shall award grants to nonprofit organizations, cooperative educational
8 service agencies, institutions within the University of Wisconsin System, and school
9 districts for the purpose of providing any of the following purposes:

10 (a) Providing to underrepresented gifted and talented pupils those services and
11 activities not ordinarily provided in a regular school program that allow such pupils
12 to fully develop their capabilities. The services and activities under this paragraph
13 may be provided inside or outside of a pupil's regular classroom.

14 **SECTION 1566.** 118.35 (4) (b) of the statutes is created to read:

15 118.35 (4) (b) Providing teachers with professional development and training
16 related to identifying and educating gifted and talented pupils.

17 **SECTION 1567.** 118.40 (2r) (b) 1. (intro.) of the statutes is amended to read:

18 118.40 (2r) (b) 1. (intro.) All Except as provided under par. (i), all of the
19 following entities may contract with a person to operate a charter school:

20 **SECTION 1568.** 118.40 (2r) (bm) of the statutes is amended to read:

21 118.40 (2r) (bm) The Except as provided under par. (i), the county executive of
22 Waukesha County may contract for the establishment of a charter school located only
23 in Waukesha County.

24 **SECTION 1569.** 118.40 (2r) (e) 2p. (intro.) of the statutes is amended to read:

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1 118.40 (2r) (e) 2p. (intro.) ~~In Beginning in the 2015-16 school year and in each~~
2 ~~ending in the 2018-19 school year thereafter~~, for a pupil attending a charter school
3 established by or under a contract with an entity under par. (b) 1. a. to f., from the
4 appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of
5 the charter school an amount equal to the sum of the amount paid per pupil under
6 this paragraph in the previous school year; the amount of the per pupil revenue limit
7 adjustment under s. 121.91 (2m) for the current school year, if positive; and the
8 change in the amount of statewide categorical aid per pupil between the previous
9 school year and the current school year, if positive. The change in the statewide
10 categorical aid per pupil shall be determined as follows:

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

12 118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year
13 under s. 20.255 (2), except s. 20.255 (2) (ac), ~~(aw)~~, (az), (bb), ~~(dg)~~, (dj), (fm), (fp), (fq),
14 (fr), (fu), (k), and (m); and s. 20.505 (4) (es); and the amount, as determined by the
15 secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated for
16 payments to telecommunications providers under contracts with school districts and
17 cooperative educational service agencies under s. 16.971 (13), ~~for grants to school~~
18 ~~district consortia under s. 16.997 (7), and to make educational technology teacher~~
19 ~~training grants under s. 16.996.~~

20 **SECTION 1571.** 118.40 (2r) (e) 2q. of the statutes is created to read:

21 118.40 (2r) (e) 2q. Beginning in the 2019-20 school year and in each school year
22 thereafter, for a pupil attending a charter school established by or under a contract
23 with an entity under par. (b) 1. a. to f., from the appropriation under s. 20.255 (2) (fm),
24 the department shall pay to the operator of the charter school an amount equal to the
25 sum of the amount paid per pupil under this paragraph in the previous school year;

SENATE BILL 59**SECTION 1571**

1 the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the
2 current school year, if positive; and the change in the per pupil amount under s.
3 115.437 (2) (a) between the previous school year and the current school year, if
4 positive.

5 **SECTION 1572.** 118.40 (2r) (g) 1. b. of the statutes is amended to read:

6 118.40 (2r) (g) 1. b. Multiply the number of pupils under subd. 1. a. by the per
7 pupil amount calculated under par. (e) ~~2p.~~ 2q. for that school year.

8 **SECTION 1573.** 118.40 (2r) (i) of the statutes is created to read:

9 118.40 (2r) (i) 1. Except as provided in subds. 2. and 3., beginning on the
10 effective date of this subdivision ... [LRB inserts date], and ending on July 1, 2023,
11 an entity under par. (b) 1. may not enter into a contract with a person to operate a
12 charter school that was not operating on the effective date of this subdivision ... [LRB
13 inserts date].

14 2. An entity under par. (b) 1. may contract with a person to operate a charter
15 school that begins operating after the effective date of this subdivision ... [LRB
16 inserts date], if the person opens the charter school under a contract provision
17 described under par. (b) 2. c.

18 3. An entity under par. (b) 1. may contract with a person to operate a charter
19 school that begins operating after the effective date of this subdivision ... [LRB
20 inserts date], if the entity notified the state superintendent under sub. (1) by
21 February 1, 2019, of the entity's intention to establish the charter school.

22 **SECTION 1574.** 118.40 (2x) (b) 1. of the statutes is amended to read:

23 118.40 (2x) (b) 1. The Except as provided under par. (g), the director may
24 contract with a person to operate a charter school.

25 **SECTION 1575.** 118.40 (2x) (cm) (intro.) of the statutes is amended to read:

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1 118.40 (2x) (cm) (intro.) Notwithstanding par. (b) 1., the director may, except
2 as provided under par. (g), enter into a contract to establish, as a pilot project, one
3 recovery charter school, to be located in this state and that operates only high school
4 grades, if the term of the contract is limited to 4 consecutive school years and the
5 contract requires the charter school operator to do all of the following:

6 **SECTION 1576.** 118.40 (2x) (g) of the statutes is created to read:

7 118.40 (2x) (g) 1. Except as provided in subd. 2., beginning on the effective date
8 of this subdivision [LRB inserts date], and ending on July 1, 2023, the director
9 may not enter into a contract with a person to operate a charter school that was not
10 operating on the effective date of this subdivision [LRB inserts date].

11 2. The director may contract with a person to operate a charter school that
12 begins operating after the effective date of this subdivision [LRB inserts date], if
13 the director notified the state superintendent under sub. (1) by February 1, 2019, of
14 the director's intention to establish the charter school.

15 **SECTION 1577.** 118.40 (3) (h) of the statutes is amended to read:

16 118.40 (3) (h) ~~A~~ Except as provided under subs. (2r) (i) and (2x) (g), a school
17 board, an entity under sub. (2r), or the director under sub. (2x) may contract for the
18 establishment of a charter school that enrolls only one sex or that provides one or
19 more courses that enroll only one sex if the school board, entity under sub. (2r), or
20 the director under sub. (2x) makes available to the opposite sex, under the same
21 policies and criteria of admission, schools or courses that are comparable to each such
22 school or course.

23 **SECTION 1578.** 118.50 (2m) (a) 2. of the statutes is amended to read:

24 118.50 (2m) (a) 2. ~~Beginning in~~ In the 2017-18 and 2018-19 school year years,
25 the sum of the per pupil amount under this paragraph for the previous school year;

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1 the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the
2 current school year, if positive; and the change in the amount of statewide categorical
3 aid per pupil between the previous school year and the current school year, as
4 determined under s. 118.40 (2r) (e) 2p., if positive.

5 **SECTION 1579.** 118.50 (2m) (a) 3. of the statutes is created to read:

6 118.50 (2m) (a) 3. Beginning in the 2019-20 school year, the sum of the per
7 pupil amount under this paragraph for the previous school year; the amount of the
8 per pupil revenue limit adjustment under s. 121.91 (2m) for the current school year,
9 if positive; and the change in the per pupil amount under s. 115.437 (2) (a) between
10 the previous school year and the current school year, if positive.

11 **SECTION 1580.** 118.51 (1) (aj) of the statutes is repealed.

12 **SECTION 1581.** 118.51 (9) of the statutes is amended to read:

13 118.51 (9) APPEAL OF REJECTION. If the nonresident school board rejects an
14 application under sub. (3) (a) or (7), the resident school board prohibits a pupil from
15 attending public school in a nonresident school district under sub. (3m) (d) or the
16 nonresident school board prohibits a pupil from attending public school in the
17 nonresident school district under sub. (11), the pupil's parent may appeal the
18 decision to the department within 30 days after the decision. If the nonresident
19 school board provides notice that the special education or related service is not
20 available under sub. (12) (b), the pupil's parent may appeal the required transfer to
21 the department within 30 days after receipt of the notice. The department shall
22 affirm the school board's decision unless the department finds that the decision was
23 arbitrary or unreasonable.

24 **SECTION 1582.** 118.51 (12) (title) of the statutes is amended to read:

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1 118.51 (12) (title) ~~NONRESIDENT SCHOOL DISTRICT STATEMENT OF EDUCATIONAL~~
2 ~~COSTS, SPECIAL~~ SPECIAL EDUCATION OR RELATED SERVICES.

3 **SECTION 1583.** 118.51 (12) (a) of the statutes is repealed.

4 **SECTION 1584.** 118.51 (12) (b) of the statutes is renumbered 118.51 (12).

5 **SECTION 1585.** 118.51 (16) (a) 1. of the statutes is amended to read:

6 118.51 (16) (a) 1. For each school district, the number of nonresident pupils
7 attending public school in the school district under this section, other than pupils for
8 whom a payment is made under sub. (17) (a), or (c), ~~or (em)~~.

9 **SECTION 1586.** 118.51 (16) (a) 2. of the statutes is amended to read:

10 118.51 (16) (a) 2. For each school district, the number of resident pupils
11 attending public school in a nonresident school district under this section, other than
12 pupils for whom a payment is made under sub. (17) (a), or (c), ~~or (em)~~.

13 **SECTION 1587.** 118.51 (16) (a) 3. b. of the statutes is amended to read:

14 118.51 (16) (a) 3. b. Beginning with the amount in the 2015-16 school year and
15 ending with the amount for the 2018-19 school year, except as provided in subd. 3.
16 c., ~~in each school year thereafter~~, the sum of the amount determined under this
17 subdivision for the previous school year; the amount of the per pupil revenue limit
18 adjustment under s. 121.91 (2m) for the current school year, if positive; and the
19 change in the amount of statewide categorical aid per pupil between the previous
20 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,
21 if positive.

22 **SECTION 1588.** 118.51 (16) (a) 3. bm. of the statutes is created to read:

23 118.51 (16) (a) 3. bm. Beginning with the amount for the 2019-20 school year,
24 except as provided in subd. 3. c., and in each school year thereafter, the sum of the
25 amount determined under this subdivision for the previous school year; the amount

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1 of the per pupil revenue limit adjustment under s. 121.91 (2m) for the current school
2 year, if positive; and the change in the per pupil amount under s. 115.437 (2) (a)
3 between the previous school year and the current school year, if positive.

4 **SECTION 1589.** 118.51 (16) (a) 3. c. of the statutes is amended to read:

5 118.51 (16) (a) 3. c. For the amount in the 2017-18 to 2020-21 school years, the
6 amount determined under subd. 3. b. or bm. plus \$100.

7 **SECTION 1590.** 118.51 (16) (c) of the statutes is amended to read:

8 118.51 (16) (c) If a pupil attends public school in a nonresident school district
9 under this section for less than a full school term, the department shall prorate the
10 state aid adjustments under this subsection and sub. (17) (c) ~~and (em)~~ based on the
11 number of days that school is in session and the pupil attends public school in the
12 nonresident school district.

13 **SECTION 1591.** 118.51 (16) (d) of the statutes is amended to read:

14 118.51 (16) (d) The department shall ensure that the aid adjustments under
15 par. (b) and sub. (17) (c) ~~and (em)~~ do not affect the amount determined to be received
16 by a school district as state aid under s. 121.08 for any other purpose.

17 **SECTION 1592.** 118.51 (17) (title) of the statutes is amended to read:

18 118.51 (17) (title) ~~PUPIL TRANSFER AMOUNT AND PAYMENTS TO A NONRESIDENT~~
19 ~~SCHOOL BOARD~~ STATE AID ADJUSTMENTS AND TUITION; CHILDREN WITH DISABILITIES.

20 **SECTION 1593.** 118.51 (17) (b) 2. b. of the statutes is amended to read:

21 118.51 (17) (b) 2. b. In the 2017-18 and 2018-19 school year years, the per pupil
22 transfer amount is the sum of the per pupil transfer amount for the previous school
23 year; the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for
24 the current school year, if positive; and the change in the amount of statewide

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1 categorical aid per pupil between the previous school year and the current school
2 year, as determined under s. 118.40 (2r) (e) 2p., if positive.

3 **SECTION 1594.** 118.51 (17) (b) 2. c. of the statutes is repealed.

4 **SECTION 1595.** 118.51 (17) (b) 2. d. of the statutes is created to read:

5 118.51 (17) (b) 2. d. Beginning in the 2019-20 school year, the per pupil transfer
6 amount is the sum of the per pupil transfer amount for the previous school year; the
7 amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the
8 current school year, if positive; and the change in the per pupil amount under s.
9 115.437 (2) (a) between the previous school year and the current school year, if
10 positive.

11 **SECTION 1596.** 118.51 (17) (b) 3. of the statutes is repealed.

12 **SECTION 1597.** 118.51 (17) (bm) of the statutes is repealed.

13 **SECTION 1598.** 118.51 (17) (c) of the statutes is amended to read:

14 118.51 (17) (c) 1. If the number determined in par. (b) 1. a. is greater than the
15 number determined in par. (b) 1. b. for a school district, in the 2016-17, 2017-18, and
16 ~~2018-19 school years~~ year and in each school year thereafter, the department shall
17 increase that school district's state aid payment under s. 121.08 by an amount equal
18 to the difference multiplied by an the amount under par. (b) 2. ~~a., b., or c.~~ for the
19 applicable school year.

20 2. If the number determined in par. (b) 1. a. is less than the number determined
21 in par. (b) 1. b. for a school district, in the 2016-17, 2017-18, and ~~2018-19 school~~
22 ~~years~~ year and in each school year thereafter, the department shall decrease that
23 school district's state aid payment under s. 121.08 by an amount equal to the
24 difference multiplied by an amount under par. (b) 2. ~~a., b., or c.~~ for the applicable
25 school year. If the state aid payment under s. 121.08 is insufficient to cover the

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1 reduction, the department shall decrease other state aid payments made by the
2 department to the school district by the remaining amount. If the state aid payment
3 under s. 121.08 and other state aid payments made by the department to the school
4 district are insufficient to cover the reduction, the department shall use the moneys
5 appropriated under s. 20.255 (2) (cg) to pay the balance to school districts under subd.
6 1.

7 **SECTION 1599.** 118.51 (17) (cm) of the statutes is repealed.

8 **SECTION 1600.** 118.55 of the statutes is repealed.

9 **SECTION 1601.** 118.57 (1) of the statutes is amended to read:

10 118.57 (1) Annually, by January 31, each school board shall publish as a class
11 1 notice, under ch. 985, and post on its Internet site a description of the educational
12 options available to children in the school district, including public schools, private
13 schools participating in a parental choice program, charter schools, virtual schools,
14 full-time or part-time open enrollment in a nonresident school district, and the early
15 college credit program programs under ss. 36.25 (56) and 38.12 (15).

16 **SECTION 1602.** 118.60 (2) (a) (intro.) of the statutes is amended to read:

17 118.60 (2) (a) (intro.) Subject to pars. (ag) ~~and~~, (ar), and (bh), any pupil in grades
18 kindergarten to 12 who resides within an eligible school district may attend any
19 private school under this section and, subject to pars. (ag), (ar), (be), (bh), (bm), and
20 (bs), any pupil in grades kindergarten to 12 who resides in a school district, other
21 than an eligible school district or a 1st class city school district, may attend any
22 private school under this section if all of the following apply:

23 **SECTION 1603.** 118.60 (2) (a) 1. a. of the statutes is amended to read:

24 118.60 (2) (a) 1. a. Except as provided in par. (bm), the pupil is a member of a
25 family that has a total family income that does not exceed an amount equal to 3.0

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1 times the poverty level ~~determined in accordance with criteria established by the~~
2 ~~director of the federal office of management and budget line, as defined in 42 USC~~
3 9902 (2). In this subdivision and sub. (3m), family income includes income of the
4 pupil's parents or legal guardians. Except as provided in subd. 1. c. and d., the family
5 income of the pupil shall be verified as provided in subd. 1. b. A pupil attending a
6 private school under this section whose family income increases may continue to
7 attend a private school under this section.

8 **SECTION 1604.** 118.60 (2) (a) 2. g. of the statutes is amended to read:

9 118.60 (2) (a) 2. g. If the pupil resides in a school district, other than ~~an eligible~~
10 ~~school district~~ or a 1st class city school district, the pupil was on a waiting list under
11 sub. (3) (am) 4. or (ar) 4. in any previous school year.

12 **SECTION 1605.** 118.60 (2) (a) 6. a. of the statutes is amended to read:

13 118.60 (2) (a) 6. a. Except as provided in subd. 6. c. and d., all of the private
14 school's teachers have a teaching license issued by the department or a bachelor's
15 degree or a degree or educational credential higher than a bachelor's degree,
16 including a masters or doctorate, from a nationally or regionally accredited
17 institution of higher education. This subd. 6. a. does not apply after June 30, 2022.

18 **SECTION 1606.** 118.60 (2) (a) 6m. of the statutes is created to read:

19 118.60 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,
20 2022, all of the private school's teachers have a teaching license or permit issued by
21 the department.

22 b. Any teacher employed by the private school on July 1, 2022, who has been
23 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and
24 who does not satisfy the requirements under subd. 6m. a. on July 1, 2022, applies to
25 the department on a form prepared by the department for a temporary,

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1 nonrenewable waiver from the requirements under subd. 6m. a. The department
2 shall promulgate rules to implement this subd. 6m. b., including the form of the
3 application and the process by which the waiver application will be reviewed. The
4 application form shall require the applicant to submit a plan for satisfying the
5 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid
6 after July 1, 2027.

7 **SECTION 1607.** 118.60 (2) (a) 7. b. of the statutes is amended to read:

8 118.60 (2) (a) 7. b. ~~Each~~ If the private school that begins participation in the
9 program under this section on or after April 10, 2014, and before the 2021-22 school
10 year, and ~~that the private school~~ is not accredited by an accrediting entity, ~~shall~~
11 ~~obtain~~ the private school obtains preaccreditation by a preaccrediting entity by
12 August 1 before the first school term in which the private school begins participation
13 in the program under this section, or by May 1 if the private school begins
14 participating in the program during summer school. In any school year, a private
15 school to which this subd. 7. b. applies may apply for and seek to obtain
16 preaccreditation from only one preaccrediting entity. A private school to which this
17 subd. 7. b. applies that fails to obtain preaccreditation as required under this subd.
18 7. b. may not participate in the program under this section or under s. 119.23 until
19 preaccreditation has been obtained, but the private school may apply for and seek
20 to obtain preaccreditation from a preaccrediting entity for the following school year.

21 **SECTION 1608.** 118.60 (2) (a) 7. c. of the statutes is amended to read:

22 118.60 (2) (a) 7. c. ~~A private school to which~~ If subd. 7. b. applies ~~shall apply~~
23 to the private school, the private school applies for accreditation by an accrediting
24 entity by December 31 of the first school year that begins after April 10, 2014, in
25 which the private school begins participation in the program under this section, and

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1 ~~shall achieve~~ obtains accreditation by an accrediting entity by December 31 of the
2 3rd school year following the first school year in which the private school begins
3 participation in the program under this section. If the private school is accredited
4 under this subd. 7. c., the private school is not required to obtain preaccreditation
5 under subd. 7. b. as a prerequisite to providing instruction under this section in
6 additional grades or in an additional or new school.

7 **SECTION 1609.** 118.60 (2) (a) 7. d. of the statutes is created to read:

8 118.60 (2) (a) 7. d. If the private school begins participation in the program
9 under this section in the 2021-22 school year or in any school year thereafter, the
10 private school is accredited by an accrediting entity by August 1 of the school year
11 in which the private school begins participation in the program under this section.

12 **SECTION 1610.** 118.60 (2) (ag) 4. of the statutes is amended to read:

13 118.60 (2) (ag) 4. Notwithstanding If the new private school begins
14 participation in the program under this section before the 2021-22 school year,
15 notwithstanding the deadline to obtain preaccreditation under sub. (2) par. (a) 7. b.,
16 by December 15 of the school year immediately preceding the school year in which
17 the new private school intends to participate in the program under this section,
18 obtain preaccreditation from a preaccrediting entity. If the new private school begins
19 participation in the program under this section in the 2021-22 school year or in any
20 school year thereafter, the new private school shall comply with the requirement
21 under par. (a) 7. d.

22 **SECTION 1611.** 118.60 (2) (be) 3. of the statutes is amended to read:

23 118.60 (2) (be) 3. Beginning with the 2026-27 school year, ~~there is no limit on~~
24 ~~the number of pupils who may attend private schools~~ the limits under this section
25 paragraph do not apply.

SENATE BILL 59**SECTION 1612**

1 **SECTION 1612.** 118.60 (2) (bh) of the statutes is created to read:

2 118.60 (2) (bh) 1. In this paragraph, “program cap” means any of the following:

3 a. For an eligible school district, the total number of pupils residing in the
4 eligible school district who attended a private school under this section in the
5 2019-20 school year.

6 b. For all school districts, other than an eligible school district or a 1st class city
7 school district, the total number of pupils residing in those school districts who
8 attended a private school under this section in the 2019-20 school year.

9 2. a. Beginning with the 2020-21 school year, the total number of pupils
10 residing in an eligible school district who may attend a private school under this
11 section during a school year may not exceed the program cap under subd. 1. a.

12 b. Beginning with the 2020-21 school year, the total number of pupils residing
13 in school districts, other than an eligible school district or a 1st class city school
14 district, who may attend a private school under this section during a school year may
15 not exceed the program cap under subd. 1. b.

16 **SECTION 1613.** 118.60 (2) (bm) of the statutes is amended to read:

17 118.60 (2) (bm) No pupil who resides in a school district, other than an eligible
18 school district or a 1st class city school district, may attend a participating private
19 school under this section unless the pupil is a member of a family that has a total
20 family income that does not exceed an amount equal to 2.2 times the poverty level,
21 ~~determined in accordance with criteria established by the director of the federal~~
22 ~~office of management and budget line, as defined in 42 USC 9902 (2).~~ In this
23 paragraph and sub. (3m), family income includes income of the pupil’s parents or
24 legal guardians. Except as provided in par. (a) 1. c., the family income of the pupil
25 shall be verified as provided in par. (a) 1. b. A pupil attending a private school under

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1 this section whose family income increases may continue to attend a private school
2 under this section.

3 **SECTION 1614.** 118.60 (2) (c) 3. of the statutes is created to read:

4 118.60 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private
5 school participating in the program under this section who teaches only courses in
6 rabbinical studies is not required to hold a license or permit to teach issued by the
7 department.

8 **SECTION 1615.** 118.60 (3) (a) (intro.) of the statutes is amended to read:

9 118.60 (3) (a) (intro.) The pupil or the pupil's parent or guardian shall submit
10 an application, on a form provided by the state superintendent, to the participating
11 private school that the pupil wishes to attend. If more than one pupil from the same
12 family applies to attend the same private school, the pupils may use a single
13 application. No later than 60 days after the end of the application period during
14 which an application is received and subject to ~~par.~~ pars. (am) and (ar), the private
15 school shall notify each applicant, in writing, whether his or her application has been
16 accepted. If the private school rejects an application, the notice shall include the
17 reason. Subject to ~~par.~~ pars. (am) and (ar), a private school may reject an applicant
18 only if it the private school has reached its maximum general capacity or seating
19 capacity. Except as provided in ~~par.~~ pars. (am) and (ar), the state superintendent
20 shall ensure that the private school determines which pupils to accept on a random
21 basis, except that the private school may give preference to the following in accepting
22 applications, in the order of preference listed:

23 **SECTION 1616.** 118.60 (3) (am) of the statutes is created to read:

24 118.60 (3) (am) All of the following apply to applications to attend a private
25 school under this section submitted by pupils who reside in an eligible school district:

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1 1. A private school that has submitted a notice of intent to participate under
2 sub. (2) (a) 3. a. may accept applications for a school year during application periods
3 determined by the department from pupils who reside in an eligible school district.
4 For each school year, the department shall establish one or more application periods
5 under this subdivision, the first of which begins no earlier than February 1 of the
6 school year before the applicable school year, and the last of which ends no later than
7 September 14 of the applicable school year.

8 2. Each private school that received applications under subd. 1. shall report to
9 the department the number of pupils who applied under subd. 1. to attend the private
10 school under this section and the names of those applicants who have siblings who
11 also applied under subd. 1. to attend the private school under this section. The
12 private school shall submit the report no later than 10 days after each application
13 period described under subd. 1. during which the private school received
14 applications.

15 3. After the end of each application period described under subd. 1., upon
16 receipt of the information under subd. 2., the department shall determine the sum
17 of all applicants for pupils residing in an eligible school district. In determining the
18 sum, the department shall count a pupil who has applied to attend more than one
19 private school under the program only once. If, after the end of an application period
20 described under subd. 1., the sum of all applicants for pupils residing in an eligible
21 school district exceeds the program cap under sub. (2) (bh) 2. a., the department shall
22 determine which applications submitted during the application period to accept on
23 a random basis, except that the department shall give preference to the applications
24 of pupils described in par. (a) 1m. to 5., in the order of preference listed in that
25 paragraph.

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1 4. If the sum under subd. 3. exceeds the program cap under sub. (2) (bh) 2. a.,
2 the department shall establish a waiting list in accordance with the preferences
3 required under subd. 3.

4 5. A private school that has accepted a pupil who resides in an eligible school
5 district under this paragraph shall notify the department whenever the private
6 school determines that a pupil will not attend the private school under this
7 paragraph. If, upon receiving notice under this subdivision, the department
8 determines that the number of pupils attending private schools under this section
9 falls below the program cap under sub. (2) (bh) 2. a., the department shall fill any
10 available slot with a pupil selected from the waiting list established under subd. 4.,
11 if such a waiting list exists.

12 **SECTION 1617.** 118.60 (3) (ar) (intro.) of the statutes is amended to read:

13 118.60 (3) (ar) (intro.) All of the following apply to applications to attend a
14 private school under this section ~~only if the limitation under sub. (2) (be) applies to~~
15 ~~the school year for which the application is made~~ submitted by pupils who reside in
16 a school district, other than an eligible school district or a 1st class city school district:

17 **SECTION 1618.** 118.60 (3) (ar) 3. of the statutes is renumbered 118.60 (3) (ar)
18 3. (intro.) and amended to read:

19 118.60 (3) (ar) 3. (intro.) ~~Annually~~ After the end of the application period
20 described under subd. 1., upon receipt of the information under subd. 2., the
21 department shall, for each school district, determine the sum of all applicants for
22 pupils residing in that school district ~~under this paragraph~~ and the sum of all
23 applicants for pupils residing in all school districts, other than an eligible school
24 district or a 1st class city school district. In determining ~~the sum~~ those sums, the
25 department shall count a pupil who has applied to attend more than one private

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1 school under the program only once. After determining ~~the sum of all applicants for~~
2 ~~pupils residing in a school district, those sums, if any of the following applies,~~ the
3 department shall determine which applications to accept on a random basis, except
4 that the department shall give preference to the applications of pupils described in
5 ~~s. 118.60 (3) par.~~ (a) 1m. to 5., in the order of preference listed in that paragraph.:

6 **SECTION 1619.** 118.60 (3) (ar) 3. a. and b. of the statutes are created to read:

7 118.60 (3) (ar) 3. a. The sum of all applicants for pupils residing in a school
8 district, other than an eligible school district or a 1st class city school district, exceeds
9 the school district's pupil participation limit under sub. (2) (be).

10 b. The sum of all applicants for pupils residing in all school districts, other than
11 an eligible school district or a 1st class city school district, exceeds the program cap
12 under sub. (2) (bh) 2. b.

13 **SECTION 1620.** 118.60 (3) (ar) 4. of the statutes is renumbered 118.60 (3) (ar)
14 4. (intro.) and amended to read:

15 118.60 (3) (ar) 4. (intro.) ~~For each school district in which private schools~~
16 ~~received applications under subd. 1. that exceeded the school district's pupil~~
17 ~~participation limit under sub. (2) (be), the~~ The department shall establish a waiting
18 list in accordance with the preferences required under subd. 3. for each of the
19 following:

20 **SECTION 1621.** 118.60 (3) (ar) 4. a. and b. of the statutes are created to read:

21 118.60 (3) (ar) 4. a. A school district, other than an eligible school district or a
22 1st class city school district, for which the sum described under subd. 3. a. exceeds
23 the school district's pupil participation limit under sub. (2) (be).

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1 b. All school districts, other than an eligible school district or a 1st class city
2 school district, if the sum described under subd. 3. b. exceeds the program cap under
3 sub. (2) (bh) 2. b.

4 **SECTION 1622.** 118.60 (3) (ar) 5. of the statutes is amended to read:

5 118.60 (3) (ar) 5. A private school that has accepted a pupil who resides in a
6 school district, other than an eligible school district or a 1st class city school district,
7 under this paragraph shall notify the department whenever the private school
8 determines that a pupil will not attend the private school under this paragraph. If,
9 upon receiving notice under this subdivision, the department determines that the
10 number of pupils attending private schools under this section falls below a school
11 district's pupil participation limit under sub. (2) (be), or below the program cap under
12 sub. (2) (bh) 2. b., the department shall fill any available slot in that school district
13 or program with a pupil selected from the school district's applicable waiting list
14 established under subd. 4., if such a waiting list exists.

15 **SECTION 1623.** 118.60 (3) (b) of the statutes is amended to read:

16 118.60 (3) (b) If a participating private school rejects an applicant who resides
17 within an eligible school district because the private school has too few available
18 spaces, the applicant may transfer his or her application to a participating private
19 school that has space available. An applicant rejected under this paragraph or an
20 applicant who is on the waiting list under par. (am) 4. may, subject to sub. (2) (bh)
21 2. a., be admitted to a private school participating in the program under this section
22 for the following school year, provided that the applicant continues to reside within
23 an eligible school district. The department may not require, in that following school
24 year, the private school to submit financial information regarding the applicant or

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1 to verify the eligibility of the applicant to participate in the program under this
2 section on the basis of family income.

3 **SECTION 1624.** 118.60 (3) (c) of the statutes is amended to read:

4 118.60 (3) (c) If a participating private school rejects an applicant who resides
5 in a school district, other than an eligible school district or a 1st class city school
6 district, because the private school has too few available spaces, the applicant may
7 transfer his or her application to a participating private school that has space
8 available. An applicant who is rejected under this paragraph or an applicant who
9 is on ~~the~~ a waiting list under ~~sub. (3) par. (ar) 4. a. or b.~~ par. (ar) 4. a. or b. may, subject to sub. (2) (be)
10 and (b) 2. b., be admitted to a private school participating in the program under this
11 section for the following school year, provided that the applicant continues to reside
12 in a school district, other than an eligible school district or a 1st class city school
13 district. The department may not require, in that following school year, the private
14 school to submit financial information regarding the applicant or to verify the
15 eligibility of the applicant to participate in the program under this section on the
16 basis of family income.

17 **SECTION 1625.** 118.60 (3m) (a) 2. of the statutes is amended to read:

18 118.60 (3m) (a) 2. The pupil is enrolled in a grade from 9 to 12 and the family
19 income of the pupil, as determined under sub. (2) (a) 1., does not exceed an amount
20 equal to 2.2 times the poverty level ~~determined in accordance with criteria~~
21 ~~established by the director of the federal office of management and budget~~ line, as
22 defined in 42 USC 9902 (2).

23 **SECTION 1626.** 118.60 (3m) (b) 2. of the statutes is amended to read:

24 118.60 (3m) (b) 2. The family income of the pupil, as determined under sub. (2)
25 (a) 1., exceeds an amount equal to 2.2 times the poverty level ~~determined in~~

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1 ~~accordance with criteria established by the director of the federal office of~~
2 ~~management and budget line, as defined in 42 USC 9902 (2).~~

3 **SECTION 1627.** 118.60 (4) (bg) 3. of the statutes is amended to read:

4 118.60 (4) (bg) 3. In the 2015-16, 2016-17, 2017-18, and 2018-19 school year
5 ~~and in each school year thereafter~~ years, upon receipt from the pupil's parent or
6 guardian of proof of the pupil's enrollment in the private school during a school term,
7 except as provided in subd. 5., the state superintendent shall pay to the private
8 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from
9 the appropriation under s. 20.255 (2) (fr), an amount equal to the sum of the
10 maximum amount per pupil the state superintendent paid a private school under
11 this section in the previous school year for the grade in which the pupil is enrolled;
12 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current
13 school year, if positive; and the change in the amount of statewide categorical aid per
14 pupil between the previous school year and the current school year, as determined
15 under s. 118.40 (2r) (e) 2p., if positive.

16 **SECTION 1628.** 118.60 (4) (bg) 6. of the statutes is created to read:

17 118.60 (4) (bg) 6. Beginning in the 2019-20 school year and in each school year
18 thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's
19 enrollment in the private school during a school term, except as provided in subd. 7.,
20 the state superintendent shall pay to the private school in which the pupil is enrolled
21 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255
22 (2) (fr), an amount equal to the sum of the maximum amount per pupil the state
23 superintendent paid a private school under this section in the previous school year
24 for the grade in which the pupil is enrolled; the amount of the per pupil revenue
25 adjustment under s. 121.91 (2m) for the current school year, if positive; and the

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1 change in the per pupil amount under s. 115.437 (2) (a) between the previous school
2 year and the current school year, if positive.

3 **SECTION 1629.** 118.60 (4) (bg) 7. of the statutes is created to read:

4 118.60 (4) (bg) 7. If the pupil described in subd. 6. is enrolled in a private school
5 that enrolls pupils under the program in any grade between kindergarten to 8 and
6 also in any grade between 9 to 12, the state superintendent shall substitute for the
7 amount described in subd. 6. the amount determined under subd. 4. a. to d., with the
8 following modifications:

9 a. Multiply the number of pupils participating in the program who are enrolled
10 in the private school in any grade between kindergarten to 8 by the sum of the
11 maximum amount per pupil the state superintendent paid a private school under
12 this section in the previous school year for the grade in which the pupil is enrolled;
13 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current
14 school year, if positive; and the change in the per pupil amount under s. 115.437 (2)
15 (a) between the previous school year and the current school year, if positive.

16 b. Multiply the number of pupils participating in the program who are enrolled
17 in the private school in any grade between 9 to 12 by the sum of the maximum amount
18 per pupil the state superintendent paid a private school under this section in the
19 previous school year for the grade in which the pupil is enrolled; the amount of the
20 per pupil revenue adjustment under s. 121.91 (2m) for the current school year, if
21 positive; and the change in the per pupil amount under s. 115.437 (2) (a) between the
22 previous school year and the current school year, if positive.

23 **SECTION 1630.** 118.60 (4v) (b) of the statutes is amended to read:

24 118.60 (4v) (b) If the department considers a pupil as a resident of an eligible
25 school district under par. (a) for a school year, the department shall ensure that the

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1 pupil is not counted for that school year for purposes of determining whether a school
2 district has exceeded its pupil participation limit under sub. (2) (be) and that the
3 pupil is not counted for that school year for purposes of determining whether a
4 program cap under sub. (2) (bh) 2. a. or b. has been exceeded.

5 **SECTION 1631.** 118.60 (4v) (c) and (d) of the statutes are created to read:

6 118.60 (4v) (c) The department may consider a pupil enrolled in a private
7 school participating in the program under this section who satisfies all of the
8 following as a resident of a school district, other than an eligible school district or a
9 1st class city school district, who is enrolled in the private school under this section:

10 1. The pupil was a resident of an eligible school district when the pupil applied
11 to participate in the program under this section.

12 2. The pupil accepted a space at a private school participating in the program
13 under this section as a resident of an eligible school district.

14 3. The pupil resides in a school district, other than an eligible school district
15 or a 1st class city school district, on the 3rd Friday in September.

16 4. The private school the pupil is attending under this section accepts
17 applications under this section from pupils who reside in school districts, other than
18 an eligible school district or a 1st class city school district.

19 (d) If the department considers a pupil as a resident of a school district, other
20 than an eligible school district or a 1st class city school district, under par. (c) for a
21 school year, the department shall ensure that the pupil is not counted for that school
22 year for purposes of determining whether the school district has exceeded its pupil
23 participation limit under sub. (2) (be) and that the pupil is not counted for that school
24 year for purposes of determining whether a program cap under sub. (2) (bh) 2. a. or
25 b. has been exceeded.

SENATE BILL 59**SECTION 1632**

1 **SECTION 1632.** 118.60 (7) (ad) 1. of the statutes is amended to read:

2 118.60 (7) (ad) 1. If a private school participating in the program under this
3 section or s. 119.23 and accredited under sub. (2) (a) 7. to offer instruction in any
4 elementary grade, but not any high school grade, seeks to offer instruction in any
5 high school grade, the private school shall apply for ~~and achieve accreditation by an~~
6 accrediting entity to offer instruction in the additional grades ~~in the manner~~
7 established under sub. (2) (a) 7. c by December 31 of the first school year in which the
8 private school begins offering instruction in the additional grades and shall obtain
9 accreditation by an accrediting entity by December 31 of the 3rd school year following
10 the first school year in which the private school begins offering instruction in the
11 additional grades.

12 **SECTION 1633.** 118.60 (7) (ad) 2. of the statutes is amended to read:

13 118.60 (7) (ad) 2. If a private school participating in the program under this
14 section or s. 119.23 and accredited under sub. (2) (a) 7. to offer instruction in any high
15 school grade, but not any elementary grade, seeks to offer instruction in any
16 elementary grade, the private school shall apply for ~~and achieve accreditation by an~~
17 accrediting entity to offer instruction in the additional grades ~~in the manner~~
18 established under sub. (2) (a) 7. c by December 31 of the first school year in which the
19 private school begins offering instruction in the additional grades and shall obtain
20 accreditation by an accrediting entity by December 31 of the 3rd school year following
21 the first school year in which the private school begins offering instruction in the
22 additional grades.

23 **SECTION 1634.** Subchapter I (title) of chapter 119 [precedes 119.01] of the
24 statutes is repealed.

25 **SECTION 1635.** 119.02 (1) of the statutes is amended to read:

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1 119.02 (1) "Board" means the board of school directors in charge of the public
2 schools of a city of the 1st class ~~other than those public schools transferred to the~~
3 ~~opportunity schools and partnership programs under s. 119.33 or subch. II.~~

4 **SECTION 1636.** 119.02 (2g) of the statutes is repealed.

5 **SECTION 1637.** 119.02 (4) of the statutes is repealed.

6 **SECTION 1638.** 119.04 (1) of the statutes is amended to read:

7 119.04 (1) Subchapters IV, V, and VII of ch. 115, ch. 121, and ss. 66.0235 (3) (c),
8 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
9 115.345, 115.363, 115.364, 115.365 (3), 115.367, 115.38 (2), 115.415, 115.445, 115.447,
10 115.448, 115.449, 115.457, 115.458, 118.001 to 118.04, 118.045, 118.06, 118.07,
11 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153,
12 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.196, 118.20, 118.223, 118.225,
13 118.237, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.25, 118.255, 118.258,
14 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53,
15 ~~118.55,~~ 118.56, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to
16 (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.137, 120.14, 120.20,
17 120.21 (3), and 120.25 are applicable to a 1st class city school district and board ~~but~~
18 ~~not, unless explicitly provided in this chapter or in the terms of a contract, to the~~
19 ~~commissioner or to any school transferred to an opportunity schools and partnership~~
20 ~~program.~~

21 **SECTION 1639.** 119.04 (1) of the statutes, as affected by 2019 Wisconsin Act
22 (this act), is amended to read:

23 119.04 (1) Subchapters IV, V, and VII VIII of ch. 115, ch. 121 and ss. 66.0235
24 (3) (c), 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
25 115.345, 115.363, 115.364, 115.365 (3), 115.367, 115.38 (2), 115.415, 115.445, 115.447,

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1 115.448, 115.449, 115.457, 115.458, 118.001 to 118.04, 118.045, 118.06, 118.07,
2 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153,
3 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.196, 118.20, 118.223, 118.225,
4 118.237, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.25, 118.255, 118.258,
5 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53,
6 118.56, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to (g), (3),
7 (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.137, 120.14, 120.20, 120.21
8 (3), and 120.25 are applicable to a 1st class city school district and board.

9 **SECTION 1640.** 119.16 (1n) of the statutes is repealed.

10 **SECTION 1641.** 119.16 (2) of the statutes is amended to read:

11 119.16 (2) ESTABLISH SCHOOLS AND DISTRICTS. The board shall maintain the
12 public schools in the city, ~~other than those public schools transferred to the~~
13 ~~opportunity schools and partnership programs under s. 119.33 and subch. II,~~ and
14 shall establish, organize, and maintain such schools as the board determines are
15 necessary to accommodate the children entitled to instruction therein. The board
16 shall divide the city into attendance districts for such schools.

17 **SECTION 1642.** 119.16 (8) (a) of the statutes is amended to read:

18 119.16 (8) (a) Annually before adopting its budget for the ensuing school year
19 and at least 5 days before transmitting its completed budget under par. (b), the board
20 shall hold a public hearing on the proposed school budget at a time and place fixed
21 by the board. At least 45 days before the public hearing, the board shall notify the
22 superintendent of schools ~~and the commissioner~~ of the date, time, and place of the
23 hearing. At least one week before the public hearing, the board shall publish a class
24 1 notice, under ch. 985, of the public hearing.

25 **SECTION 1643.** 119.16 (8) (b) of the statutes is amended to read:

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1 119.16 (8) (b) The board shall transmit its completed budget to the common
2 council on or before the first Monday in August of each year on forms furnished by
3 the auditing officer of the city, and shall include in the budget the information
4 specified under s. 119.46 (1) for all public schools in the city under this chapter,
5 ~~including the schools transferred to the opportunity schools and partnership~~
6 ~~programs under s. 119.33 and subch. II. The board shall itemize those portions of the~~
7 ~~budget allocated to schools transferred to the opportunity schools and partnership~~
8 ~~programs under s. 119.33 and subch. II. Such completed budget shall be published~~
9 with the budget summary under s. 65.04 (2) or 65.20 and budget under s. 65.05 (7).

10 **SECTION 1644.** 119.16 (9) of the statutes is amended to read:

11 119.16 (9) SCHOOL BUDGET. Annually, the board shall prepare a budget for each
12 school in the school district operating under this chapter, ~~other than the schools~~
13 ~~transferred to the opportunity schools and partnership programs under s. 119.33 and~~
14 ~~subch. II.~~

15 **SECTION 1645.** 119.16 (15) of the statutes is repealed.

16 **SECTION 1646.** 119.23 (2) (a) (intro.) of the statutes is amended to read:

17 119.23 (2) (a) (intro.) Subject to pars. (ag) ~~and~~, (ar), and (b), any pupil in grades
18 kindergarten to 12 who resides within the city may attend any private school if all
19 of the following apply:

20 **SECTION 1647.** 119.23 (2) (a) 1. a. of the statutes is amended to read:

21 119.23 (2) (a) 1. a. The pupil is a member of a family that has a total family
22 income that does not exceed an amount equal to 3.0 times the poverty level
23 ~~determined in accordance with criteria established by the director of the federal~~
24 ~~office of management and budget line, as defined in 42 USC 9902 (2).~~ In this
25 subdivision and sub. (3m), family income includes income of the pupil's parents or

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1 legal guardians. Except as provided in subd. 1. d., the family income of the pupil shall
2 be verified as provided in subd. 1. b. A pupil attending a private school under this
3 section whose family income increases, including a pupil who attended a private
4 school under this section in the 2010-11 school year and whose family income has
5 increased, may continue to attend a private school under this section.

6 **SECTION 1648.** 119.23 (2) (a) 6. a. of the statutes is amended to read:

7 119.23 (2) (a) 6. a. Except as provided in subd. 6. c., all of the private school's
8 teachers have a teaching license issued by the department or a bachelor's degree or
9 a degree or educational credential higher than a bachelor's degree, including a
10 masters or doctorate, from a nationally or regionally accredited institution of higher
11 education. This subd. 6. a. does not apply after June 30, 2022.

12 **SECTION 1649.** 119.23 (2) (a) 6m. of the statutes is created to read:

13 119.23 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,
14 2022, all of the private school's teachers have a teaching license or permit issued by
15 the department.

16 b. Any teacher employed by the private school on July 1, 2022, who has been
17 teaching for at least the 5 consecutive years immediately preceding July 1, 2022, and
18 who does not satisfy the requirements under subd. 6m. a. on July 1, 2022, applies to
19 the department on a form prepared by the department for a temporary,
20 nonrenewable waiver from the requirements under subd. 6m. a. The department
21 shall promulgate rules to implement this subd. 6m. b., including the form of the
22 application and the process by which the waiver application will be reviewed. The
23 application form shall require the applicant to submit a plan for satisfying the
24 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid
25 after July 1, 2027.

SENATE BILL 59**SECTION 1650**

1 **SECTION 1650.** 119.23 (2) (a) 7. bg. of the statutes is amended to read:

2 119.23 (2) (a) 7. bg. ~~Each~~ If the private school that begins participation in the
3 program under this section on or after April 10, 2014, and before the 2021-22 school
4 year, and ~~that~~ the private school is not accredited by an accrediting entity, ~~shall~~
5 ~~obtain~~ the private school obtains preaccreditation by a preaccrediting entity by
6 August 1 before the first school term in which the private school begins participation
7 in the program under this section, or by May 1 if the private school begins
8 participating in the program during summer school. In any school year, a private
9 school to which this subd. 7. bg. applies may apply for and seek to obtain
10 preaccreditation from only one preaccrediting entity. A private school to which this
11 subd. 7. bg. applies that fails to obtain preaccreditation as required under this subd.
12 7. bg. may not participate in the program under this section or under s. 118.60 until
13 preaccreditation has been obtained, but the private school may apply for and seek
14 to obtain preaccreditation from a preaccrediting entity for the following school year.

15 **SECTION 1651.** 119.23 (2) (a) 7. br. of the statutes is amended to read:

16 119.23 (2) (a) 7. br. ~~A private school to which~~ If subd. 7. bg. applies ~~shall apply~~
17 to the private school, the private school applies for accreditation by an accrediting
18 entity by December 31 of the first school year that begins after April 10, 2014, in
19 which the private school begins participation in the program under this section, and
20 ~~shall achieve~~ obtains accreditation by an accrediting entity by December 31 of the
21 3rd school year following the school year in which the private school begins
22 participation in the program under this section. If the private school is accredited
23 under this subd. 7. br., the private school is not required to obtain preaccreditation
24 as a prerequisite to providing instruction under this section in additional grades or
25 in an additional or new school.

SENATE BILL 59**SECTION 1652**

1 **SECTION 1652.** 119.23 (2) (a) 7. f. of the statutes is created to read:

2 119.23 (2) (a) 7. f. If the private school begins participation in the program
3 under this section in the 2021-22 school year or in any school year thereafter, the
4 private school is accredited by an accrediting entity by August 1 of the school year
5 in which the private school begins participation in the program under this section.

6 **SECTION 1653.** 119.23 (2) (ag) 4. of the statutes is amended to read:

7 119.23 (2) (ag) 4. Notwithstanding If the new private school begins
8 participation in the program under this section before the 2021-22 school year,
9 notwithstanding the deadline to obtain preaccreditation under sub. (2) par. (a) 7. bg.,
10 by December 15 of the school year immediately preceding the school year in which
11 the new private school intends to participate in the program under this section,
12 obtain preaccreditation from a preaccrediting entity. If the new private school begins
13 participation in the program under this section in the 2021-22 school year or in any
14 school year thereafter, the new private school shall comply with the requirement
15 under par. (a) 7. f.

16 **SECTION 1654.** 119.23 (2) (b) of the statutes is created to read:

17 119.23 (2) (b) 1. In this paragraph, “program cap” means the total number of
18 pupils residing in the city who attended a private school under this section in the
19 2019-20 school year.

20 2. Beginning with the 2020-21 school year, the total number of pupils residing
21 in the city who may attend a private school under this section during a school year
22 may not exceed the program cap.

23 **SECTION 1655.** 119.23 (2) (c) 3. of the statutes is created to read:

24 119.23 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private
25 school participating in the program under this section who teaches only courses in

SENATE BILL 59**SECTION 1655**

1 rabbinical studies is not required to hold a license or permit to teach issued by the
2 department.

3 **SECTION 1656.** 119.23 (3) (a) (intro.) of the statutes is amended to read:

4 119.23 (3) (a) (intro.) The pupil or the pupil's parent or guardian shall submit
5 an application, on a form provided by the state superintendent, to the participating
6 private school that the pupil wishes to attend. If more than one pupil from the same
7 family applies to attend the same private school, the pupils may use a single
8 application. No later than 60 days after the end of the application period during
9 which an application is received and subject to par. (ar), the private school shall
10 notify each applicant, in writing, whether his or her application has been accepted.
11 If the private school rejects an application, the notice shall include the reason. ~~A~~
12 Subject to par. (ar), a private school may reject an applicant only if it the private
13 school has reached its maximum general capacity or seating capacity. ~~The~~ Except
14 as provided in par. (ar), the state superintendent shall ensure that the private school
15 determines which pupils to accept on a random basis, except that the private school
16 may give preference to the following in accepting applications, in order of preference
17 listed:

18 **SECTION 1657.** 119.23 (3) (ar) of the statutes is created to read:

19 119.23 (3) (ar) All of the following apply to applications to attend a private
20 school under this section submitted by pupils who reside in the city:

21 1. A private school that has submitted a notice of intent to participate under
22 sub. (2) (a) 3. may accept applications for a school year during application periods
23 determined by the department from pupils who reside in the city. For each school
24 year, the department shall establish one or more application periods under this
25 subdivision, the first of which begins no later than February 1 of the school year

SENATE BILL 59**SECTION 1657**

1 before the applicable school year, and the last of which ends no later than September
2 14 of the applicable school year.

3 2. Each private school that received applications under subd. 1. shall report to
4 the department the number of pupils who applied under subd. 1. to attend the private
5 school under this section and the names of those applicants who have siblings who
6 also applied under subd. 1. to attend the private school under this section. The
7 private school shall submit the report no later than 10 days after each application
8 period described under subd. 1. during which the private school received
9 applications.

10 3. After the end of each application period described under subd. 1, upon receipt
11 of the information under subd. 2., the department shall determine the sum of all
12 applicants for pupils residing in the city. In determining the sum, the department
13 shall count a pupil who has applied to attend more than one private school under the
14 program only once. If, after the end of an application period described under subd.
15 1., the sum of all applicants for pupils residing in the city exceeds the program cap
16 under sub. (2) (b), the department shall determine which applications submitted
17 during the application period to accept on a random basis, except that the
18 department shall give preference to the applications of pupils described in par. (a)
19 1. to 5., in the order of preference listed in that paragraph.

20 4. If the sum under subd. 3. exceeds the program cap under sub. (2) (b), the
21 department shall establish a waiting list in accordance with the preferences required
22 under subd. 3.

23 5. A private school that has accepted a pupil who resides in the city under this
24 paragraph shall notify the department whenever the private school determines that
25 a pupil will not attend the private school under this paragraph. If, upon receiving

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1 notice under this subdivision, the department determines that the number of pupils
2 attending private schools under this section falls below the program cap under sub.
3 (2) (b), the department shall fill any available slot with a pupil selected from the
4 waiting list established under subd. 4., if such a waiting list exists.

5 **SECTION 1658.** 119.23 (3) (b) of the statutes is amended to read:

6 119.23 (3) (b) If the private school rejects an applicant because it the private
7 school has too few available spaces, the applicant may transfer his or her application
8 to a participating private school that has space available. An applicant rejected
9 under this paragraph or an applicant who is on the waiting list under par. (a) 4. may,
10 subject to sub. (2) (b), be admitted to a private school participating in the program
11 under this section for the following school year, provided that the applicant continues
12 to reside within the city. The department may not require, in that following school
13 year, the private school to submit financial information regarding the applicant or
14 to verify the eligibility of the applicant to participate in the program under this
15 section on the basis of family income.

16 **SECTION 1659.** 119.23 (3m) (a) 2. of the statutes is amended to read:

17 119.23 (3m) (a) 2. The pupil is enrolled in a grade from 9 to 12 and the family
18 income of the pupil, as determined under sub. (2) (a) 1., does not exceed an amount
19 equal to 2.2 times the poverty level ~~determined in accordance with criteria~~
20 ~~established by the director of the federal office of management and budget~~ line, as
21 defined in 42 USC 9902 (2).

22 **SECTION 1660.** 119.23 (3m) (b) 2. of the statutes is amended to read:

23 119.23 (3m) (b) 2. The family income of the pupil, as determined under sub. (2)
24 (a) 1., exceeds an amount equal to 2.2 times the poverty level ~~determined in~~

SENATE BILL 59**SECTION 1660**

1 ~~accordance with criteria established by the director of the federal office of~~
2 ~~management and budget~~ line, as defined in 42 USC 9902 (2).

3 **SECTION 1661.** 119.23 (4) (bg) 3. of the statutes is amended to read:

4 119.23 (4) (bg) 3. In the 2015-16, 2016-17, 2017-18, and 2018-19 school year
5 ~~and in each school year thereafter~~ years, upon receipt from the pupil's parent or
6 guardian of proof of the pupil's enrollment in the private school during a school term,
7 except as provided in subd. 5., the state superintendent shall pay to the private
8 school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from
9 the appropriation under s. 20.255 (2) (fu), an amount equal to the sum of the
10 maximum amount per pupil the state superintendent paid a private school under
11 this section in the previous school year for the grade in which the pupil is enrolled;
12 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current
13 school year, if positive; and the change in the amount of statewide categorical aid per
14 pupil between the previous school year and the current school year, as determined
15 under s. 118.40 (2r) (e) 2p., if positive.

16 **SECTION 1662.** 119.23 (4) (bg) 6. of the statutes is created to read:

17 119.23 (4) (bg) 6. Beginning in the 2019-20 school year and in each school year
18 thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's
19 enrollment in the private school during a school term, except as provided in subd. 7.,
20 the state superintendent shall pay to the private school in which the pupil is enrolled
21 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255
22 (2) (fu), an amount equal to the sum of the maximum amount per pupil the state
23 superintendent paid a private school under this section in the previous school year
24 for the grade in which the pupil is enrolled; the amount of the per pupil revenue
25 adjustment under s. 121.91 (2m) for the current school year, if positive; and the

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1 change in the per pupil amount under s. 115.437 (2) (a) between the previous school
2 year and the current school year, if positive.

3 **SECTION 1663.** 119.23 (4) (bg) 7. of the statutes is created to read:

4 119.23 (4) (bg) 7. If the pupil described in subd. 6. is enrolled in a private school
5 that enrolls pupils under the program in any grade between kindergarten to 8 and
6 also in any grade between 9 to 12, the state superintendent shall substitute for the
7 amount described in subd. 6. the amount determined under subd. 4. a. to d., with the
8 following modifications:

9 a. Multiply the number of pupils participating in the program who are enrolled
10 in the private school in any grade between kindergarten to 8 by the sum of the
11 maximum amount per pupil the state superintendent paid a private school under
12 this section in the previous school year for the grade in which the pupil is enrolled;
13 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current
14 school year, if positive; and the change in the per pupil amount under s. 115.437 (2)
15 (a) between the previous school year and the current school year, if positive.

16 b. Multiply the number of pupils participating in the program who are enrolled
17 in the private school in any grade between 9 to 12 by the sum of the maximum amount
18 per pupil the state superintendent paid a private school under this section in the
19 previous school year for the grade in which the pupil is enrolled; the amount of the
20 per pupil revenue adjustment under s. 121.91 (2m) for the current school year, if
21 positive; and the change in the per pupil amount under s. 115.437 (2) (a) between the
22 previous school year and the current school year, if positive.

23 **SECTION 1664.** 119.23 (4v) (b) of the statutes is amended to read:

24 119.23 (4v) (b) If the department considers a pupil as a resident of the city
25 under par. (a) for a school year, the department shall ensure that the pupil is not

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1 counted for that school year for purposes of determining whether a school district has
2 exceeded its pupil participation limit under s. 118.60 (2) (be) and that the pupil is not
3 counted for that school year for purposes of determining whether a program cap
4 under sub. (2) (b) or s. 118.60 (2) (bh) 2. a. or b. has been exceeded.

5 **SECTION 1665.** 119.23 (4v) (c), (d) and (e) of the statutes are created to read:

6 119.23 (4v) (c) The department may consider a pupil enrolled in a private
7 school participating in the program under this section who satisfies all of the
8 following as a resident of a school district, other than a 1st class city school district,
9 who is enrolled in the private school under this section:

10 1. The pupil was a resident of the city when the pupil applied to participate in
11 the program under this section.

12 2. The pupil accepted a space at a private school participating in the program
13 under this section as a resident of the city.

14 3. The pupil resides in a school district, other than a 1st class city school
15 district, on the 3rd Friday in September.

16 4. The private school at which the pupil accepted a space under this section is
17 participating in the program under s. 118.60.

18 (d) If the department considers a pupil as a resident of an eligible school
19 district, as defined in s. 118.60 (1) (am), under par. (c) for a school year, the
20 department shall ensure that the pupil is not counted for that school year for
21 purposes of determining whether a program cap under sub. (2) (b) or s. 118.60 (2) (bh)
22 2. a. has been exceeded.

23 (e) If the department considers a pupil as a resident of a school district, other
24 than an eligible school district, as defined in s. 118.60 (1) (am), or a 1st class city
25 school district, under par. (c) for a school year, the department shall ensure that the

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1 pupil is not counted for that school year for purposes of determining whether the
2 school district has exceeded its pupil participation limit under s. 118.60 (2) (be) and
3 that the pupil is not counted for that school year for purposes of determining whether
4 a program cap under sub. (2) (b) or s. 118.60 (2) (bh) 2. b. has been exceeded.

5 **SECTION 1666.** 119.23 (7) (ad) 1. of the statutes is amended to read:

6 119.23 (7) (ad) 1. If a private school participating in the program under this
7 section or s. 118.60 and accredited under sub. (2) (a) 7. to offer instruction in any
8 elementary grade, but not any high school grade, seeks to offer instruction in any
9 high school grade, the private school shall apply for ~~and achieve accreditation by an~~
10 accrediting entity to offer instruction in the additional grades ~~in the manner~~
11 ~~established under sub. (2) (a) 7. or~~ by December 31 of the first school year in which
12 the private school begins offering instruction in the additional grades and shall
13 obtain accreditation by an accrediting entity by December 31 of the 3rd school year
14 following the first school year in which the private school begins offering instruction
15 in the additional grades.

16 **SECTION 1667.** 119.23 (7) (ad) 2. of the statutes is amended to read:

17 119.23 (7) (ad) 2. If a private school participating in the program under this
18 section or s. 118.60 and accredited under sub. (2) (a) 7. to offer instruction in any high
19 school grade, but not any elementary grade, seeks to offer instruction in any
20 elementary grade, the private school shall apply for ~~and achieve accreditation by an~~
21 accrediting entity to offer instruction in the additional grades ~~in the manner~~
22 ~~established under sub. (2) (a) 7. or~~ by December 31 of the first school year in which
23 the private school begins offering instruction in the additional grades and shall
24 obtain accreditation by an accrediting entity by December 31 of the 3rd school year

SENATE BILL 59**SECTION 1667**

1 following the first school year in which the private school begins offering instruction
2 in the additional grades.

3 **SECTION 1668.** 119.313 of the statutes is created to read:

4 **119.313 Mathematics Partnership. (1)** The board, in consultation with the
5 University of Wisconsin- Milwaukee, shall develop and implement a plan to improve
6 mathematics instruction in schools in the school district.

7 **(2)** Annually, beginning in the 2020-21 school year, from the appropriation
8 under s. 20.255 (2) (ah), the department shall award a grant to the board to develop
9 and implement the plan under sub. (1). The board may use grant proceeds for
10 personnel costs associated with developing and implementing the plan under sub.
11 (1).

12 **(3)** The department may promulgate rules to implement and administer this
13 section.

14 **SECTION 1669.** 119.33 of the statutes is repealed.

15 **SECTION 1670.** 119.44 (2) (a) 5. of the statutes is repealed.

16 **SECTION 1671.** 119.46 (1) of the statutes is amended to read:

17 119.46 **(1)** As part of the budget transmitted annually to the common council
18 under s. 119.16 (8) (b), the board shall report the amount of money required for the
19 ensuing school year to operate all public schools in the city under this chapter,
20 ~~including the schools transferred to the superintendent of schools opportunity~~
21 ~~schools and partnership program under s. 119.33 and to the opportunity schools and~~
22 ~~partnership program under subch. II, to repair and keep in order school buildings~~
23 ~~and equipment, including school buildings and equipment transferred to the~~
24 ~~superintendent of schools opportunity schools and partnership program under s.~~
25 ~~119.33 and to the opportunity schools and partnership program under subch. II, to~~

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1 make material improvements to school property, and to purchase necessary
2 additions to school sites. The report shall specify the amount of net proceeds from
3 the sale or lease of city-owned property used for school purposes deposited in the
4 immediately preceding school year into the school operations fund as specified under
5 s. 119.60 (2m) (c) or (5) and the net proceeds from the sale of an eligible school
6 building deposited in the immediately preceding school year into the school
7 operations fund as specified under s. 119.61 (5). The amount included in the report
8 for the purpose of supporting the Milwaukee Parental Choice Program under s.
9 119.23 shall be reduced by the amount of aid received by the board under s. 121.136
10 ~~and by the amount specified in the notice received by the board under s. 121.137 (2).~~
11 The common council shall levy and collect a tax upon all the property subject to
12 taxation in the city, which shall be equal to the amount of money required by the
13 board for the purposes set forth in this subsection, at the same time and in the same
14 manner as other taxes are levied and collected. Such taxes shall be in addition to all
15 other taxes ~~which~~ that the city is authorized to levy. The taxes so levied and collected,
16 any other funds provided by law and placed at the disposal of the city for the same
17 purposes, and the moneys deposited in the school operations fund under ss. 119.60
18 (1), (2m) (c), and (5) and 119.61 (5) shall constitute the school operations fund.

19 **SECTION 1672.** 119.49 (4) of the statutes is amended to read:

20 119.49 (4) The common council shall levy and collect a tax upon all taxable
21 property in the city, in the same manner and at the same time as other taxes are
22 levied and collected, ~~which~~ that shall be sufficient to pay the interest on all school
23 bonds issued under this ~~subchapter~~ chapter ~~that~~ are outstanding and to pay
24 such part of the principal of such school bonds as becomes due during the ensuing
25 school year.

SENATE BILL 59**SECTION 1673**

1 **SECTION 1673.** 119.61 (2) (b) of the statutes is amended to read:

2 119.61 (2) (b) The board shall submit a copy of the inventory required under
3 par. (a) to ~~the commissioner~~, the superintendent of schools, the city clerk, the
4 department, and the joint committee on finance.

5 **SECTION 1674.** 119.61 (2) (c) of the statutes is amended to read:

6 119.61 (2) (c) In addition to the inventory required under par. (a), the board
7 shall annually notify ~~the commissioner~~, the superintendent of schools, the city clerk,
8 the department, and the joint committee on finance any time a change is made to the
9 use of a school building.

10 **SECTION 1675.** 119.61 (3) (a) of the statutes is amended to read:

11 119.61 (3) (a) If, within 60 days after receipt of the inventory required under
12 sub. (2) (a) or of a notice under sub. (2) (c), ~~either the commissioner or the~~
13 superintendent of schools submits a letter of interest regarding an eligible school
14 building, the common council shall immediately proceed to add ~~the commissioner or~~
15 the superintendent of schools, respectively, as an agent of the board on any existing
16 lease for the eligible school building between the common council and the board.

17 **SECTION 1676.** 119.61 (3) (b) of the statutes is amended to read:

18 119.61 (3) (b) If, no more than 60 days after providing ~~the commissioner and~~
19 the superintendent of schools with a copy of the inventory under sub. (2) (a) or of a
20 notice under sub. (2) (c), ~~neither the commissioner nor the superintendent of schools~~
21 has not submitted a letter of interest under par. (a), the city clerk shall post a public
22 notice on the city's Internet site. The city clerk shall include in the public notice
23 under this subsection the address of and the information specified under sub. (2) (a)
24 1. and 8. for each school building identified on the inventory under sub. (2) (a), or on
25 the notice under sub. (2) (c), that is an eligible school building. The city clerk shall

SENATE BILL 59**SECTION 1676**

1 include in the public notice a request for and instructions for submitting letters of
2 interest from persons interested in purchasing an eligible school building.

3 **SECTION 1677.** 119.66 of the statutes is amended to read:

4 **119.66 Interest in contracts forbidden.** During the term for which elected
5 or appointed and for 2 years after the expiration of the term, no member of the board
6 may be employed by the board or by the department of employee trust funds in any
7 capacity for which a salary or emolument is provided by the board or the department
8 of employee trust funds. No board member, superintendent of schools, assistant
9 superintendent, other assistant, teacher or other employee of the board may have
10 any interest in the purchase or sale of property by the city for the use or convenience
11 of the schools. No contract made in violation of this section is valid. Any
12 consideration paid by the city for a purchase or sale prohibited by this section may
13 be recovered in an action at law in the name of the city. Any person violating this
14 section shall be removed from any position held under this subchapter chapter.

15 **SECTION 1678.** Subchapter II (title) of chapter 119 [precedes 119.9000] of the
16 statutes is repealed.

17 **SECTION 1679.** 119.9000 of the statutes is repealed.

18 **SECTION 1680.** 119.9001 of the statutes is repealed.

19 **SECTION 1681.** 119.9002 of the statutes is repealed.

20 **SECTION 1682.** 119.9003 of the statutes is repealed.

21 **SECTION 1683.** 119.9004 of the statutes is repealed.

22 **SECTION 1684.** 119.9005 of the statutes is repealed.

23 **SECTION 1685.** 120.12 (17) of the statutes is repealed.

24 **SECTION 1686.** 120.13 (2) (g) of the statutes is amended to read:

SENATE BILL 59**SECTION 1686**

1 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.
2 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.728, 632.746 (1) and (10) (a) 2. and (b)
3 2., 632.747 (3), 632.798, 632.85, 632.853, 632.855, 632.867, 632.87 (4) to (6), 632.885,
4 632.89, 632.895 (9) (8) to (17), 632.896, and 767.513 (4).

5 **SECTION 1687.** 120.13 (14) (b) 1. of the statutes is amended to read:

6 120.13 (14) (b) 1. If a person ~~who has contracted under par. (a) to provide a child~~
7 ~~care program is convicted of a serious crime, as defined in s. 48.686 (1) (c), or if a~~
8 ~~caregiver specified in s. 48.686 (1) (ag) 1. or a nonclient resident, as defined in s.~~
9 ~~48.686 (1) (bm), of the subject to a background check under s. 48.686 (2) who operates,~~
10 ~~works at, or resides at a child care program contracted for under par. (a), is convicted~~
11 ~~or adjudicated delinquent for committing a serious crime on or after his or her 10th~~
12 ~~birthday, as defined under s. 48.686 (1) (c), the school board shall rescind the contract~~
13 ~~of the contractor for the child care program immediately upon providing written~~
14 ~~notice of the rescission and the grounds for the rescission and an explanation of the~~
15 ~~process for appealing the rescission.~~

16 **SECTION 1688.** 120.13 (14) (b) 2. of the statutes is amended to read:

17 120.13 (14) (b) 2. If a person ~~who has contracted under par. (a) to provide a child~~
18 ~~care program is the subject of a pending criminal charge alleging that the person has~~
19 ~~committed a serious crime, as defined in s. 48.686 (1) (c), or if a caregiver specified~~
20 ~~in s. 48.686 (1) (ag) 1. or a nonclient resident, as defined in s. 48.686 (1) (bm), of the~~
21 ~~subject to a background check under s. 48.686 (2) who operates, works at, or resides~~
22 ~~at a child care program contracted for under par. (a) is the subject of a pending~~
23 ~~criminal charge or delinquency petition alleging that the person has committed a~~
24 ~~serious crime on or after his or her 10th birthday, as defined in s. 48.686 (1) (c), the~~
25 ~~school board shall immediately suspend the contract of the contractor for the child~~

SENATE BILL 59**SECTION 1688**

1 care program until the school board obtains information regarding the final
2 disposition of the charge or delinquency petition indicating that the person is not
3 ineligible to ~~provide~~ operate, work at, or reside at a child care program under this
4 subsection.

5 **SECTION 1689.** 120.18 (1) (o) of the statutes is repealed.

6 **SECTION 1690.** 121.004 (7) (c) 1. a. of the statutes is amended to read:

7 121.004 (7) (c) 1. a. A pupil enrolled in a ~~5-year-old~~ kindergarten program that
8 requires full-day attendance by the pupil for 5 days a week, but not on any day of
9 the week that pupils enrolled in other grades in the school do not attend school, for
10 an entire school term shall be counted as one pupil.

11 **SECTION 1691.** 121.004 (7) (c) 2. of the statutes is amended to read:

12 121.004 (7) (c) 2. In subd. 1. a. and b., “full-day” means the length of the school
13 day for pupils in the first grade of the school district operating the 4-year-old or
14 5-year-old kindergarten program.

15 **SECTION 1692.** 121.004 (7) (cm) of the statutes is amended to read:

16 121.004 (7) (cm) A pupil enrolled in a 4-year-old kindergarten program,
17 including a 4-year-old kindergarten program being phased in under s. 118.14 (3) (b),
18 that provides the required number of hours of direct pupil instruction under s. 121.02
19 (1) (f) but requires less than full-day attendance by the pupil for 5 days a week shall
20 be counted as 0.6 pupil if the program annually provides at least 87.5 additional
21 hours of outreach activities. In this paragraph, “full-day” has the meaning given in
22 par. (c) 2.

23 **SECTION 1693.** 121.05 (1) (a) 5. of the statutes is amended to read:

24 121.05 (1) (a) 5. Pupils attending a technical college under s. 118.15 (1) (b) ~~and~~
25 ~~pupils attending an institution of higher education under s. 118.55.~~

SENATE BILL 59**SECTION 1694**

1 **SECTION 1694.** 121.07 (2) (intro.) of the statutes is amended to read:

2 121.07 (2) MEMBERSHIP. (intro.) For the purposes of ss. 121.08, 121.09, 121.095,
3 and 121.105, ~~and 121.137~~, a school district's membership is the sum of all of the
4 following:

5 **SECTION 1695.** 121.07 (6) (d) of the statutes is amended to read:

6 121.07 (6) (d) The "secondary ceiling cost per member" ~~in the 2001-02 school~~
7 ~~year and in each school year thereafter~~ is an amount determined by dividing the state
8 total shared cost in the previous school year by the state total membership in the
9 previous school year ~~and multiplying the result by 0.90.~~

10 **SECTION 1696.** 121.07 (8) of the statutes is renumbered 121.07 (8) (intro.) and
11 amended to read:

12 121.07 (8) GUARANTEED VALUATION. (intro.) A school district's primary,
13 secondary and tertiary guaranteed valuations are determined by multiplying the
14 amounts in sub. (7) by the sum of the school district's membership, and an amount
15 calculated as follows:

16 **SECTION 1697.** 121.07 (8) (a) of the statutes is created to read:

17 121.07 (8) (a) Determine the number of pupils residing in the school district
18 who satisfy the income eligibility criteria for a free or reduced-price lunch under 42
19 USC 1758 (b) (1).

20 **SECTION 1698.** 121.07 (8) (b) of the statutes is created to read:

21 121.07 (8) (b) Multiply the number of pupils under par. (a) by 0.2.

22 **SECTION 1699.** 121.08 (4) (b) (intro.) and 1. of the statutes are consolidated,
23 renumbered 121.08 (4) (b) and amended to read:

24 121.08 (4) (b) The amount of state aid that the school district operating under
25 ch. 119 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also

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1 be reduced by the amount calculated as follows: ~~1. Multiply the amounts paid under~~
2 ~~s. 119.23 (4) and (4m) in the 2009-10 school year by 41.6 percent, and multiply by~~
3 ~~multiplying~~ the amounts paid under s. 119.23 (4) and (4m) in the 2010-11 to 2012-13
4 school years by 38.4 percent. Beginning in the 2013-14 school year, multiply the
5 amounts paid under s. 119.23 (4) and (4m) in the current school year by a percentage
6 determined by subtracting 3.2 percentage points from the percentage that was
7 applied under this ~~subdivision~~ paragraph in the previous school year. This
8 ~~subdivision~~ paragraph does not apply after the 2024-25 school year.

9 **SECTION 1700.** 121.08 (4) (b) 2. and 3. of the statutes are repealed.

10 **SECTION 1701.** 121.10 of the statutes is created to read:

11 **121.10 Hold harmless aid. (1)** In this section, “state aid” means the sum of
12 the following:

13 (a) The payments made to a school district under ss. 121.08 and 121.105 and
14 subch. VI.

15 (b) The payments that would be made to a school district under s. 121.136 if s.
16 121.136 were still applicable.

17 (c) The amount that would be received by a school district under s. 79.10 (4) and
18 (5m) if s. 79.10 (4) and (5m) were still applicable.

19 **(2)** (a) Except as provided in par. (b), in the 2020-21 school year, if a school
20 district would receive less in equalization aid under s. 121.08 in the current school
21 year before any adjustment is made under s. 121.15 (4) (b) than it would have
22 received in state aid in the current school year, the department shall pay to the school
23 district the amount equal to the difference.

24 (b) If a school district from which territory was detached to create a new school
25 district under s. 117.105 would receive in equalization aid under s. 121.08 in the

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1 school year beginning on the first July 1 following the effective date of the
2 reorganization less than the amount determined as follows, the department shall
3 pay to the school district the difference between the former amount and the amount
4 determined as follows:

5 1. Divide the school district's membership in the preceding school year by the
6 school district's membership in the 2nd preceding school year.

7 2. Multiply the amount of state aid that would have been received by the school
8 district in the preceding school year, as adjusted under s. 121.15 (4) (b) in the current
9 school year, by the quotient under subd. 1.

10 **(3)** In the school year in which a school district consolidation takes effect under
11 s. 117.08 or 117.09 and in each of the subsequent 4 school years, if the consolidated
12 school district's equalization aid is less than the aggregate state aid to which the
13 consolidating school districts would have been eligible in the school year prior to the
14 school year in which the consolidation takes effect, the department shall pay the
15 difference to the consolidated school district.

16 **(4)** Additional aid under this section shall be paid from the appropriation under
17 s. 20.255 (2) (ag). No aid may be paid under this section after the 2020-21 school year.

18 **SECTION 1702.** 121.105 (1) of the statutes is amended to read:

19 121.105 (1) ~~In~~ Except as provided in sub. (5), in this section "state aid" means
20 the sum of the payments provided to a school district under this section and ss.
21 121.08, 121.85 and 121.86.

22 **SECTION 1703.** 121.105 (2) (am) 1. of the statutes is amended to read:

23 121.105 (2) (am) 1. Except as provided in subd. 2., if a school district would
24 receive less in state aid in the current school year before any adjustment is made
25 under s. 121.15 (4) (b) than an amount equal to ~~85~~ 90 percent of the amount of state

SENATE BILL 59**SECTION 1703**

1 aid that it received in the previous school year, as adjusted under s. 121.15 (4) (b) in
2 the current school year, its state aid for the current school year shall be increased to
3 an amount equal to ~~85~~ 90 percent of the state aid received in the previous school year.

4 **SECTION 1704.** 121.105 (2) (am) 2. (intro.) of the statutes is amended to read:

5 121.105 (2) (am) 2. (intro.) If a school district from which territory was detached
6 to create a new school district under s. 117.105 would receive in state aid in the school
7 year beginning on the first July 1 following the effective date of the reorganization
8 less than ~~85~~ 90 percent of the amount determined as follows, its state aid in the school
9 year beginning on the first July 1 following the effective date of the reorganization
10 shall be increased to an amount equal to ~~85~~ 90 percent of the amount determined as
11 follows:

12 **SECTION 1705.** 121.105 (5) of the statutes is created to read:

13 121.105 (5) (a) In this subsection, “state aid” means the sum of the payments
14 provided to a school district under this section and s. 121.08.

15 (b) If, after making the adjustments under subs. (2), (3), and (4), a school
16 district would receive less in state aid in the current school year before any
17 adjustment is made under s. 121.15 (4) (b) than an amount equal to \$3,000 multiplied
18 by the school district’s membership, the school district’s state aid shall be increased
19 to an amount equal to \$3,000 multiplied by the school district’s membership.

20 **SECTION 1706.** 121.136 (3) of the statutes is created to read:

21 121.136 (3) No aid may be paid under this section after June 30, 2020.

22 **SECTION 1707.** 121.137 of the statutes is repealed.

23 **SECTION 1708.** 121.15 (1m) (a) 3. of the statutes is amended to read:

24 121.15 (1m) (a) 3. Beginning in the 1999-2000 school year and ending in the
25 2018-19 school year, annually the state shall pay to school districts, from the

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1 appropriation under s. 20.255 (2) (ac), \$75,000,000 on the 4th Monday in July of the
2 following school year.

3 **SECTION 1709.** 121.15 (1m) (a) 4. of the statutes is created to read:

4 121.15 (1m) (a) 4. Beginning in the 2020-2021 school year, annually the state
5 shall pay to school districts, from the appropriation under s. 20.255 (2) (ac),
6 \$1,090,000,000 on the 4th Monday in July of the following school year.

7 **SECTION 1710.** 121.15 (3m) of the statutes is created to read:

8 121.15 (3m) (a) In this subsection:

9 1. "Partial school revenues" means the sum of state school aids, property taxes
10 levied for school districts, and aid paid to school districts under s. 79.095 (4), less all
11 of the following:

12 a. The amount of any revenue limit increase under s. 121.91 (4) (a) 2. due to a
13 school board's increasing the services that it provides by adding responsibility for
14 providing a service transferred to it from another school board.

15 b. The amount of any revenue limit increase under s. 121.91 (4) (a) 3.

16 c. The amount of any revenue limit increase under s. 121.91 (4) (h).

17 d. The amount of any property taxes levied for the purpose of s. 120.13 (19).

18 e. An amount equal to the amount estimated to be paid under s. 119.23 (4) and
19 (4m) multiplied by the sum of the applicable percentages specified in s. 121.08 (4) (b)
20 1. and 2.

21 f. The amount by which the property tax levy for debt service on debt that has
22 been approved by a referendum exceeds \$490,000,000.

23 2. "State school aids" means the amounts appropriated under s. 20.255 (1) (b)
24 and (2), other than s. 20.255 (2) (az), (bb), (fm), (fp), (fq), (fr), (fu), (fv), (k), and (m),
25 the amount appropriated under s. 20.505 (4) (es), and the amount, as determined by

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1 the secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated
2 for payments to telecommunications providers under contracts with school districts
3 and cooperative educational service agencies under s. 16.971 (13), and to make
4 information technology infrastructure grants under s. 16.9945.

5 (b) By May 15, 2021, and annually by May 15 thereafter, the department, the
6 department of administration, and the legislative fiscal bureau shall jointly certify
7 to the joint committee on finance an estimate of the amount necessary to appropriate
8 under s. 20.255 (2) (ac) in the following school year to ensure that state school aids
9 equal two-thirds of partial school revenues.

10 (c) By June 30, 2020, and biennially by June 30 thereafter, the joint committee
11 on finance shall determine the amount appropriated under s. 20.255 (2) (ac) in the
12 following school year.

13 **SECTION 1711.** 121.41 of the statutes is amended to read:

14 **121.41 Driver education programs; fees.** A school board, operator of a
15 charter school authorized under s. 118.40 (2r) or (2x), cooperative educational service
16 agency, or the technical college system board may establish and collect reasonable
17 fees for any driver education program or part of a program which is neither required
18 for nor credited toward graduation. The school board, operator of a charter school
19 authorized under s. 118.40 (2r) or (2x), cooperative educational service agency, or the
20 technical college system board may waive any fee established under this subsection
21 for any indigent pupil.

22 **SECTION 1712.** 121.42 of the statutes is created to read:

23 **121.42 Driver education programs; state aid. (1)** In this section:

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1 (a) “Driver education program” means an instructional program in driver
2 education approved by the department and operated by a qualified driver education
3 provider.

4 (b) “Eligible pupil” means a pupil who met the income eligibility standard for
5 a free or reduced-price lunch in the federal school lunch program under 42 USC 1758
6 (b) (1) in the previous school year.

7 (c) “Qualified driver education provider” means a school board, the operator of
8 a charter school authorized under s. 118.40 (2r) or (2x), or a cooperative educational
9 service agency.

10 **(2)** Beginning in the 2020-21 school year, from the appropriation under s.
11 20.255 (2) (cv) and subject to sub. (4), the department shall pay to each qualified
12 driver education provider the amount determined under sub. (3) if all of the following
13 apply:

14 (a) The qualified driver education provider demonstrates to the department
15 that for eligible pupils the qualified driver education provider reduced the fees the
16 qualified driver education provider otherwise charges pupils to enroll in and
17 complete the driver education program.

18 (b) By October 1, 2020, and annually thereafter, the qualified driver education
19 provider reports to the department the number of eligible pupils who enrolled in and
20 successfully completed a driver education program operated by qualified driver
21 education in the previous school year.

22 **(3)** The department shall calculate the amount paid to a qualified driver
23 education provider under sub. (2) by multiplying the number of eligible pupils
24 reported under sub. (2) (b) by the lesser of the following:

25 (a) Two hundred dollars.

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1 (b) The amount by which the qualified driver education provider reduced fees
2 under sub. (2) (a) in the previous school year.

3 (4) If the appropriation under s. 20.255 (2) (cv) in any fiscal year is insufficient
4 to pay the full amount of aid under sub. (2), the department shall prorate the aid
5 payments among the entitled qualified driver education providers.

6 (5) The department may promulgate rules to implement and administer this
7 section.

8 **SECTION 1713.** 121.58 (2) (a) 4. of the statutes is amended to read:

9 121.58 (2) (a) 4. For each pupil so transported whose residence is more than
10 12 miles from the school attended, ~~\$300~~ \$365 per school year in the ~~2016-17~~ 2018-19
11 school year and ~~\$365~~ \$375 per school year thereafter.

12 **SECTION 1714.** 121.58 (4) of the statutes is amended to read:

13 121.58 (4) STATE AID FOR SUMMER CLASS TRANSPORTATION. Annually on or before
14 October 1 of the year in which transportation is provided under s. 118.50 (3) (b) or
15 121.54 (4), or under s. 121.54 (10) if the transportation is provided by the nonresident
16 school district that a pupil attends under s. 118.51 or 121.84 (4), the school district
17 clerk shall file with the department a report, containing such information as the
18 department requires, on transportation provided by the school board to and from
19 summer classes. Upon receipt of such report and if the summer classes meet the
20 requirements of s. 121.14 (1) (a) 1. or 2., state aid shall be paid for such
21 transportation. A school district ~~which~~ that provides such transportation shall be
22 paid state aid for such transportation at the rate of \$10 per pupil transported to and
23 from public school whose residence is at least 2 miles and not more than 5 miles by
24 the nearest traveled route from the public school attended, and \$20 per pupil
25 transported to and from public school whose residence is more than 5 miles by the

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1 nearest traveled route from the public school attended, ~~if the pupil is transported 30~~
2 ~~days or more. The state aid shall be reduced proportionately if the pupil is~~
3 ~~transported less than 30 days.~~

4 **SECTION 1715.** 121.59 (2) (intro.) of the statutes is amended to read:

5 121.59 (2) (intro.) Annually the department shall, subject to sub. (3), pay to
6 each eligible school district the amount determined as follows:

7 **SECTION 1716.** 121.59 (2m) (a) (intro.), 1. and 2. of the statutes are renumbered
8 121.59 (2m) (intro.), (am) and (bm), and 121.59 (2m) (intro.) and (bm), as
9 renumbered, are amended to read:

10 121.59 (2m) (intro.) ~~Beginning in the 2017-18 school year and in any school~~
11 ~~year thereafter, if a~~ If an eligible school district was eligible to receive aid under sub.
12 (2) in the immediately preceding school year but is ineligible to receive aid in the
13 current school year because the number under sub. (2) (d) is not a positive number,
14 the state superintendent shall, subject to ~~par. (b)~~ sub. (3), pay to that eligible school
15 district the amount determined as follows:

16 (bm) Multiply the amount under ~~subd. 1. par. (am)~~ by 0.5.

17 **SECTION 1717.** 121.59 (2m) (b) of the statutes is repealed.

18 **SECTION 1718.** 121.59 (3) of the statutes is amended to read:

19 121.59 (3) Aid under this section ~~shall be~~ is paid from the appropriation under
20 s. 20.255 (2) (cq). If the appropriation under s. 20.255 (2) (cq) is insufficient to pay
21 the full amount of aid under subs. (2) and (2m), the state superintendent shall
22 prorate the payments among the eligible school districts entitled to receive aid under
23 this section.

24 **SECTION 1719.** 121.84 (4) (b) of the statutes is amended to read:

SENATE BILL 59**SECTION 1719**

1 121.84 (4) (b) If a pupil attends school in a school district outside the pupil's
2 school district of residence under par. (a), s. 118.51 (12) ~~(b)~~, (14), (16), and (17) apply
3 to the pupil as if the pupil were attending school in a nonresident school district
4 under s. 118.51. If the pupil is rejected as a result of s. 118.51 (12) ~~(b)~~, s. 118.51 (9)
5 applies.

6 **SECTION 1720.** 121.90 (2) (am) 1. of the statutes is amended to read:

7 121.90 (2) (am) 1. Aid under ss. 121.08, 121.09, 121.10, 121.105, and 121.136
8 and subch. VI, as calculated for the current school year on October 15 under s. 121.15
9 (4) and including adjustments made under s. 121.15 (4).

10 **SECTION 1721.** 121.90 (2) (am) 4. of the statutes is repealed.

11 **SECTION 1722.** 121.905 (1) (a) of the statutes is renumbered 121.905 (1) and
12 amended to read:

13 121.905 (1) ~~Except as provided in par. (b), in~~ In this section, "revenue ceiling"
14 means ~~\$9,100 in the 2017-18 school year, \$9,400 in the 2018-19 school year, \$9,500~~
15 \$9,700 in the 2019-20 school year, ~~\$9,600~~ and \$10,000 in the 2020-21 school year;
16 ~~\$9,700 in the 2021-22 school year, and \$9,800 in the 2022-23 school year and in any~~
17 subsequent each school year thereafter.

18 **SECTION 1723.** 121.905 (1) (b) of the statutes is repealed.

19 **SECTION 1724.** 121.905 (3) (c) 6. of the statutes is amended to read:

20 121.905 (3) (c) 6. For the limit for the 2015-16, 2016-17, 2017-18, and 2018-19
21 ~~school year or any school year thereafter~~ years, make no adjustment to the result
22 under par. (b).

23 **SECTION 1725.** 121.905 (3) (c) 7. of the statutes is created to read:

24 121.905 (3) (c) 7. For the limit for the 2019-20 school year, add \$200 to the
25 result under par. (b).

SENATE BILL 59**SECTION 1726**

1 **SECTION 1726.** 121.905 (3) (c) 8. of the statutes is created to read:

2 121.905 (3) (c) 8. For the limit for the 2020-21 school year, add \$204 to the
3 result under par. (b).

4 **SECTION 1727.** 121.905 (3) (c) 9. of the statutes is created to read:

5 121.905 (3) (c) 9. For the limit for the 2021-22 school year and any school year
6 thereafter, add the result under s. 121.91 (2m) (k) 2. to the result under par. (b).

7 **SECTION 1728.** 121.91 (2m) (i) (intro.) of the statutes is amended to read:

8 121.91 (2m) (i) (intro.) Except as provided in subs. (3), (4), and (8), no school
9 district may increase its revenues for the 2015-16, 2016-17, 2017-18, and 2018-19
10 ~~school year or for any school year thereafter~~ years to an amount that exceeds the
11 amount calculated as follows:

12 **SECTION 1729.** 121.91 (2m) (im) of the statutes is created to read:

13 121.91 (2m) (im) Except as provided in subs. (3), (4), and (8), no school district
14 may increase its revenues for the 2019-20 school year to an amount that exceeds the
15 amount calculated as follows:

16 1. Divide the sum of the amount of state aid received in the previous school year
17 and property taxes levied for the previous school year, excluding property taxes
18 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
19 (c), by the average of the number of pupils enrolled in the 3 previous school years.

20 2. Add \$200 to the result under subd. 1.

21 3. Multiply the result under subd. 2. by the average of the number of pupils
22 enrolled in the current school year and the 2 preceding school years.

23 **SECTION 1730.** 121.91 (2m) (j) of the statutes is created to read:

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1 121.91 **(2m)** (j) Except as provided in subs. (3), (4), and (8), no school district
2 may increase its revenues for the 2020-21 school year to an amount that exceeds the
3 amount calculated as follows:

4 1. Divide the sum of the amount of state aid received in the previous school year
5 and property taxes levied for the previous school year, excluding property taxes
6 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
7 (c), by the average of the number of pupils enrolled in the 3 previous school years.

8 2. Add \$204 to the result under subd. 1.

9 3. Multiply the result under subd. 2. by the average of the number of pupils
10 enrolled in the current school year and the 2 preceding school years.

11 **SECTION 1731.** 121.91 (2m) (k) of the statutes is created to read:

12 121.91 **(2m)** (k) Except as provided in subs. (3), (4), and (8), no school district
13 may increase its revenues for the 2021-22 school year or for any school year
14 thereafter to an amount that exceeds the amount calculated as follows:

15 1. Divide the sum of the amount of state aid received in the previous school year
16 and property taxes levied for the previous school year, excluding property taxes
17 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
18 (c), by the average of the number of pupils enrolled in the 3 previous school years.

19 2. Multiply the amount of the revenue increase per pupil allowed under this
20 subsection for the previous school year by the sum of 1.0 plus the allowable rate of
21 increase under s. 73.0305 expressed as a decimal.

22 3. Add the result under subd. 1. to the result under subd. 2.

23 4. Multiply the result under subd. 3. by the average of the number of pupils
24 enrolled in the current and the 2 preceding school years.

25 **SECTION 1732.** 121.91 (2m) (r) 1. (intro.) of the statutes is amended to read:

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1 121.91 **(2m)** (r) 1. (intro.) Notwithstanding pars. ~~(e) to (i)~~ (im) to (k), if a school
2 district is created under s. 117.105, its revenue limit under this section for the school
3 year beginning with the effective date of the reorganization shall be determined as
4 follows except as provided under subs. (3) and (4):

5 **SECTION 1733.** 121.91 (2m) (r) 1. b. of the statutes is amended to read:

6 121.91 **(2m)** (r) 1. b. Add an amount equal to the amount of revenue increase
7 per pupil allowed under this subsection for the previous school year multiplied by the
8 sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal
9 to the result under subd. 1. a., except that in calculating the limit for ~~the 2013-14~~
10 ~~school year and the 2014-15 school year, add \$75 to the result under subd. 1. a., and~~
11 ~~in calculating the limit for the 2015-16 school year and any school year thereafter,~~
12 ~~make no adjustment to the result under subd. 1. a. the 2019-20 school year, add \$200~~
13 ~~to the result under subd. 1. a., in calculating the limit for the 2020-21 school year,~~
14 ~~add \$204 to the result under subd. 1. a., and in calculating the limit for the 2021-22~~
15 ~~school year and any school year thereafter, add the amount calculated under par. (k)~~
16 ~~3. for that school year to the result under subd. 1. a.~~

17 **SECTION 1734.** 121.91 (2m) (r) 2. (intro.) of the statutes is amended to read:

18 121.91 **(2m)** (r) 2. (intro.) If a school district is created under s. 117.105, the
19 following adjustments to the calculations under pars. ~~(e) to (h)~~ (im) to (k) apply for
20 the 2 school years beginning on the July 1 following the effective date of the
21 reorganization:

22 **SECTION 1735.** 121.91 (2m) (r) 2. a. of the statutes is amended to read:

23 121.91 **(2m)** (r) 2. a. For the school year beginning on the first July 1 following
24 the effective date of the reorganization the number of pupils in the previous school
25 year shall be used under pars. ~~(e)~~ (im) 1., ~~(d)~~ (j) 1. and ~~(e)~~ (k) 1. instead of the average

SENATE BILL 59**SECTION 1735**

1 of the number of pupils in the 3 previous school years, and for the school year
2 beginning on the 2nd July 1 following the effective date of the reorganization the
3 average of the number of pupils in the 2 previous school years shall be used under
4 pars. ~~(e)~~ (im) 1., ~~(d)~~ (j) 1. and ~~(e)~~ (k) 1. instead of the average of the number of pupils
5 in the 3 previous school years.

6 **SECTION 1736.** 121.91 (2m) (r) 2. b. of the statutes is amended to read:

7 121.91 **(2m)** (r) 2. b. For the school year beginning on the first July 1 following
8 the effective date of the reorganization the average of the number of pupils in the
9 current and the previous school years shall be used under ~~par. (e)~~ pars. (j) 3. and (k)
10 4. instead of the average of the number of pupils in the current and the 2 preceding
11 school years.

12 **SECTION 1737.** 121.91 (2m) (s) 1. (intro.) of the statutes is amended to read:

13 121.91 **(2m)** (s) 1. (intro.) Notwithstanding pars. ~~(e) to (i)~~ (im) to (k), if territory
14 is detached from a school district to create a new school district under s. 117.105, the
15 revenue limit under this section of the school district from which territory is detached
16 for the school year beginning with the effective date of the reorganization shall be
17 determined as follows except as provided in subs. (3) and (4):

18 **SECTION 1738.** 121.91 (2m) (s) 1. b. of the statutes is amended to read:

19 121.91 **(2m)** (s) 1. b. Add an amount equal to the amount of revenue increase
20 per pupil allowed under this subsection for the previous school year multiplied by the
21 sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal
22 to the result under subd. 1. a., except that in calculating the limit for ~~the 2013-14~~
23 ~~school year and the 2014-15 school year, add \$75 to the result under subd. 1. a., and~~
24 ~~in calculating the limit for the 2015-16 school year and any school year thereafter,~~
25 ~~make no adjustment to the result under subd. 1. a. the 2019-20 school year, add \$200~~

SENATE BILL 59**SECTION 1738**

1 to the result under subd. 1. a., in calculating the limit for the 2020-21 school year,
2 add \$204 to the result under subd. 1. a., and in calculating the limit for the 2021-22
3 school year and any school year thereafter, add the amount calculated under par. (k)
4 3. for that school year to the result under subd. 1. a.

5 **SECTION 1739.** 121.91 (2m) (s) 2. (intro.) of the statutes is amended to read:

6 121.91 **(2m)** (s) 2. (intro.) If territory is detached from a school district to create
7 a new school district under s. 117.105, the following adjustments to the calculations
8 under pars. ~~(e) to (h)~~ (im) to (k) apply to the school district from which territory is
9 detached for the 2 school years beginning on the July 1 following the effective date
10 of the reorganization:

11 **SECTION 1740.** 121.91 (2m) (s) 2. a. of the statutes is amended to read:

12 121.91 **(2m)** (s) 2. a. For the school year beginning on the first July 1 following
13 the effective date of the reorganization, the number of pupils in the previous school
14 year shall be used under ~~par. (e)~~ pars. (im) 1., (j) 1. and (k) 1. instead of the average
15 of the number of pupils in the 3 previous school years; and for the school year
16 beginning on the 2nd July 1 following the effective date of the reorganization, the
17 average of the number of pupils in the 2 previous school years shall be used under
18 ~~par. (e)~~ pars. (im) 1., (j) 1. and (k) 1. instead of the average of the number of pupils
19 in the 3 previous school years.

20 **SECTION 1741.** 121.91 (2m) (s) 2. b. of the statutes is amended to read:

21 121.91 **(2m)** (s) 2. b. For the school year beginning on the first July 1 following
22 the effective date of the reorganization the average of the number of pupils in the
23 current and the previous school year shall be used under ~~par. (e)~~ pars. (j) 3. and (k)
24 4. instead of the average of the number of pupils in the current and the 2 preceding
25 school years.

SENATE BILL 59**SECTION 1742**

1 **SECTION 1742.** 121.91 (2m) (t) 1. (intro.) of the statutes is amended to read:

2 121.91 **(2m)** (t) 1. (intro.) If 2 or more school districts are consolidated under
3 s. 117.08 or 117.09, ~~except as follows, in the 2013-14 school year and the 2014-15~~
4 2019-20 school year, the consolidated school district's revenue limit shall be
5 determined as provided under par. ~~(hm)~~, and ~~(im)~~, in the ~~2015-16~~ 2020-21 school
6 year, the consolidated school district's revenue limit shall be determined as provided
7 under par. (j), and in each school year thereafter, the consolidated school district's
8 revenue limit shall be determined as provided under par. ~~(i)~~ (k), ~~except as follows:~~

9 **SECTION 1743.** 121.91 (3) (a) 1. of the statutes is amended to read:

10 121.91 **(3)** (a) 1. If a school board wishes to exceed the limit under sub. (2m)
11 otherwise applicable to the school district in any school year, it shall promptly adopt
12 a resolution supporting inclusion in the final school district budget of an amount
13 equal to the proposed excess revenue. The resolution shall specify whether the
14 proposed excess revenue is for a recurring or nonrecurring purpose, or, if the
15 proposed excess revenue is for both recurring and nonrecurring purposes, the
16 amount of the proposed excess revenue for each purpose. The resolution shall be filed
17 as provided in s. 8.37. Within 10 days after adopting the resolution, the school board
18 shall notify the department that it will schedule a referendum for the purpose of
19 submitting the resolution to the electors of the school district for approval or rejection
20 and shall submit a copy of the resolution to the department. Except as provided in
21 subd. 2., the school board shall schedule the referendum to be held at the next
22 regularly scheduled spring primary or election or partisan primary or general
23 election, provided such election is to be held not sooner than 70 days after the filing
24 of the resolution of the school board. ~~A school board may proceed under this~~
25 ~~subdivision and under s. 67.05 (6a) 2. a. no more than 2 times in any calendar year.~~

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1 The school district clerk shall certify the results of the referendum to the department
2 within 10 days after the referendum is held.

3 **SECTION 1744.** 121.91 (4) (om) of the statutes is created to read:

4 121.91 (4) (om) 1. Beginning in the 2020-21 school year, if a school board adopts
5 a resolution to do so, the limit otherwise applicable to a school district under sub.
6 (2m) in any school year is increased by the amount spent by the school district in that
7 school year on a project, including the payment of debt service on a bond or note
8 issued or a state trust fund loan obtained to finance the project, to remediate lead
9 contamination in drinking water in the school district. In this paragraph, the
10 amount spent by the school district includes costs incurred by the school district to
11 test for the presence of lead in drinking water, to provide safe drinking water to
12 affected school buildings during remediation, and, if necessary, to replace lead pipe
13 water service lines to school buildings in the school district. The term of a bond or
14 note issued or state trust fund loan obtained to finance the project under this
15 subdivision may not exceed 20 years. If a school board issues a bond or note or obtains
16 a state trust fund loan to finance a project described in this subdivision, a resolution
17 adopted by a school board under this subdivision is valid for each school year in which
18 the school board pays debt service on the bond, note, or state trust fund loan.

19 2. Any additional revenue received by a school district under this paragraph
20 shall not be included in the base for determining the school district's limit under sub.
21 (2m) for the following school year.

22 **SECTION 1745.** 121.91 (4) (p) 1. of the statutes is amended to read:

23 121.91 (4) (p) 1. The limit otherwise applicable to a school district under sub.
24 (2m) in any school year is increased by the amount of any reduction to that school
25 district's state aid payment made under s. 118.51 (16) (b) 2. and (c) or (17) (c) 2. or

SENATE BILL 59**SECTION 1745**

1 (~~em~~) 2. in the previous school year for a pupil who was not included in the calculation
2 of the number of pupils enrolled in that school district in the previous school year.

3 **SECTION 1746.** 125.07 (4) (d) of the statutes is amended to read:

4 125.07 (4) (d) A person who is ~~under 17 years of age~~ a minor on the date of
5 disposition is subject to s. 938.344 unless proceedings have been instituted against
6 the person in a court of civil or criminal jurisdiction after dismissal of the citation
7 under s. 938.344 (3).

8 **SECTION 1747.** 125.07 (4) (e) 1. of the statutes is amended to read:

9 125.07 (4) (e) 1. In this paragraph, “defendant” means a person found guilty
10 of violating par. (a) or (b) who is ~~17, 18, 19 or 20~~ an adult under 21 years of age.

11 **SECTION 1748.** 125.085 (3) (bt) of the statutes is amended to read:

12 125.085 (3) (bt) A person who is ~~under 17 years of age~~ a minor on the date of
13 disposition is subject to s. 938.344 unless proceedings have been instituted against
14 the person in a court of civil or criminal jurisdiction after dismissal of the citation
15 under s. 938.344 (3).

16 **SECTION 1749.** 139.44 (4) of the statutes is amended to read:

17 139.44 (4) Any person who refuses to permit the examination or inspection
18 authorized in s. 139.39 (2) or 139.83 (1) may be fined not more than \$500 or
19 imprisoned not more than 90 days or both. Such refusal shall be cause for immediate
20 suspension or revocation of permit by the secretary.

21 **SECTION 1750.** 139.75 (1m) of the statutes is created to read:

22 139.75 (1m) “Cigar” means a roll, of any size or shape, of tobacco for smoking
23 that is made wholly or in part of tobacco, regardless of whether the tobacco is pure,
24 flavored, adulterated, or mixed with an ingredient if the roll has a wrapper made
25 wholly or in part of tobacco.

SENATE BILL 59**SECTION 1751**

1 **SECTION 1751.** 139.75 (4t) of the statutes is created to read:

2 139.75 (4t) “Little cigar” means a cigar that has an integrated cellulose acetate
3 filter and is wrapped in a substance containing tobacco.

4 **SECTION 1752.** 139.75 (5b) of the statutes is created to read:

5 139.75 (5b) “Manufacturer’s list price” means the total price of tobacco
6 products charged by the manufacturer or other seller to an unrelated distributor.
7 The total price shall include all charges by the manufacturer or other seller that are
8 necessary to complete the sale. The total price may not be reduced by any cost or
9 expense, regardless of whether the cost or expense is separately stated on an invoice,
10 that is incurred by the manufacturer or other seller, including fees, delivery, freight,
11 transportation, packaging, handling, marketing, federal excise taxes, and import
12 fees or duties. The total price may not be reduced by the value or cost of discounts
13 or free promotional or sample products. For purposes of this subsection, a
14 manufacturer or other seller is related to a distributor if the two parties have
15 significant common purposes and substantial common membership or, directly or
16 indirectly, substantial common direction or control.

17 **SECTION 1753.** 139.75 (12) of the statutes is amended to read:

18 139.75 (12) “Tobacco products” means cigars; little cigars; cheroots; stogies;
19 periques; granulated, plug cut, crimp cut, ready-rubbed and other smoking tobacco;
20 vapor products; snuff, including moist snuff; snuff flour; cavendish; plug and twist
21 tobacco; fine cut and other chewing tobaccos; shorts; refuse scraps, clippings,
22 cuttings and sweepings of tobacco and other kinds and forms of tobacco prepared in
23 such manner as to be suitable for chewing or smoking in a pipe or otherwise, or both
24 for chewing and smoking; but “tobacco products” does not include cigarettes, as
25 defined under s. 139.30 (1m).

SENATE BILL 59**SECTION 1754**

1 **SECTION 1754.** 139.75 (14) of the statutes is created to read:

2 139.75 (14) (a) “Vapor product” means any noncombustible product, which may
3 or may not contain nicotine, that employs a heating element, power source, electronic
4 circuit, or other electronic, chemical, or mechanical means, regardless of shape or
5 size, that can be used to produce vapor from a solution or other substance.

6 (b) “Vapor product” includes all of the following:

7 1. An electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe,
8 or similar product or device.

9 2. Any cartridge or other container of a solution or other substance, which may
10 or may not contain nicotine, that is intended to be used with or in an electronic
11 cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or
12 device.

13 (c) “Vapor product” does not include a product regulated as a drug or device
14 under sections 501 to 524A of the federal Food, Drug, and Cosmetic Act, 21 USC 351
15 to 360n-1.

16 **SECTION 1755.** 139.76 (1) of the statutes is amended to read:

17 139.76 (1) An excise tax is imposed upon the sale, offering or exposing for sale,
18 possession with intent to sell or removal for consumption or sale or other disposition
19 for any purpose of tobacco products by any person engaged as a distributor of them
20 at the rate, for tobacco products, not including moist snuff and little cigars, of 71
21 percent of the manufacturer’s established list price to distributors ~~without~~
22 ~~diminution by volume or other discounts on domestic products~~ and, for moist snuff,
23 at the rate of 100 percent of the manufacturer’s established list price to distributors
24 ~~without diminution by volume or other discounts on domestic products~~. The tax
25 imposed under this subsection on cigars, except little cigars, shall not exceed an

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1 amount equal to 50 cents for each cigar. ~~On products imported from another country,~~
2 ~~not including moist snuff, the rate of tax is 71 percent of the amount obtained by~~
3 ~~adding the manufacturer's list price to the federal tax, duties and transportation~~
4 ~~costs to the United States. On moist snuff imported from another country, the rate~~
5 ~~of the tax is 100 percent of the amount obtained by adding the manufacturer's list~~
6 ~~price to the federal tax, duties, and transportation costs to the United States. The~~
7 ~~tax attaches at the time the tobacco products are received by the distributor in this~~
8 ~~state. The tax shall be passed on to the ultimate consumer of the tobacco products.~~
9 All tobacco products received in this state for sale or distribution within this state,
10 except tobacco products actually sold as provided in sub. (2), shall be subject to such
11 tax.

12 **SECTION 1756.** 139.76 (1m) of the statutes is created to read:

13 139.76 (1m) The tax under sub. (1) is imposed on little cigars at the following
14 rates:

15 (a) On little cigars weighing not more than 3 pounds per thousand, 126 mills
16 on each little cigar.

17 (b) On little cigars weighing more than 3 pounds per thousand, 252 mills on
18 each little cigar.

19 **SECTION 1757.** 139.78 (1) of the statutes is amended to read:

20 139.78 (1) A tax is imposed upon the use or storage by consumers of tobacco
21 products in this state at the rate, for tobacco products, not including moist snuff and
22 little cigars, of 71 percent of the ~~cost~~ manufacturer's list price of the tobacco products
23 and, for moist snuff, at the rate of 100 percent of the manufacturer's established list
24 price to distributors ~~without diminution by volume or other discounts on domestic~~
25 ~~products.~~ The tax imposed under this subsection on cigars, except little cigars, shall

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1 not exceed an amount equal to 50 cents for each cigar. The tax does not apply if the
2 tax imposed by s. 139.76 (1) on the tobacco products has been paid or if the tobacco
3 products are exempt from the tobacco products tax under s. 139.76 (2).

4 **SECTION 1758.** 139.78 (1m) of the statutes is created to read:

5 139.78 (1m) The tax under sub. (1) is imposed on little cigars at the following
6 rates:

7 (a) On little cigars weighing not more than 3 pounds per thousand, 126 mills
8 on each little cigar.

9 (b) On little cigars weighing more than 3 pounds per thousand, 252 mills on
10 each little cigar.

11 **SECTION 1759.** 139.83 of the statutes is renumbered 139.83 (1).

12 **SECTION 1760.** 139.83 (2) of the statutes is created to read:

13 139.83 (2) Sections 139.315, 139.32, 139.321, and 139.44 (8), as they apply to
14 the tax under subch. II, apply to the administration and enforcement of this
15 subchapter for little cigars.

16 **SECTION 1761.** Subchapter IV of chapter 139 [precedes 139.97] of the statutes
17 is created to read:

CHAPTER 139**SUBCHAPTER IV****DISPENSARY SURCHARGE**

18 **139.97 Definitions.** In this subchapter:

19 (1) "Department" means the department of revenue.

20 (2) "Dispensary" has the meaning given in s. 94.57 (1) (a).

21 **139.971 Imposition.** (1) A surcharge is imposed on a dispensary at the rate
22 of 10 percent of the total price of cannabis and tetrahydrocannabinols sold or
23
24
25

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1 otherwise dispensed to an unrelated person, including any charge by the dispensary
2 that is necessary to complete the sale. For purposes of this subsection, the total price
3 of cannabis and tetrahydrocannabinols shall not be reduced by costs or expenses
4 incurred by the dispensary, such as fees, delivery, freight, transportation, packaging,
5 handling, marketing, taxes, and import fees or duties, regardless of whether such
6 costs or expenses are separately stated on the invoice. The total price also shall not
7 be reduced by the value or cost of discounts or free promotional or sample products.
8 For purposes of this subsection, a dispensary is considered related to another person
9 if the 2 entities have significant common purposes and substantial common
10 membership or, directly or indirectly, substantial common direction or control.

11 (2) A dispensary shall not separately state the surcharge on an invoice or other
12 similar document given to the purchaser or recipient of the cannabis and
13 tetrahydrocannabinols.

14 (3) No dispensary may sell or otherwise dispense cannabis and
15 tetrahydrocannabinols without first obtaining a business tax registration certificate
16 as prescribed under s. 73.03 (50).

17 **139.972 Records, returns.** (1) Every dispensary shall keep accurate and
18 complete records, in the manner prescribed by the department, of all transactions
19 involving the sale or disposition of cannabis and tetrahydrocannabinols. A
20 dispensary shall preserve the records on the premises described in its business tax
21 registration certificate in such a manner as to ensure permanency and accessibility
22 for inspection at reasonable hours by authorized personnel of the department.

23 (2) Every dispensary shall render a true and correct invoice of every sale and
24 disposition of cannabis and tetrahydrocannabinols and shall on or before the 15th

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1 day of each calendar month file electronically a verified report of all such sales and
2 dispositions during the preceding calendar month.

3 (3) The department shall prescribe reasonable and uniform methods of keeping
4 records and making reports and shall prescribe and furnish the necessary report
5 forms.

6 (4) If the department finds that the records of any dispensary are not kept in
7 the prescribed form or are in such condition that an unusual amount of time is
8 required to determine from them the amount of surcharge due, the department shall
9 give notice of such fact to that dispensary and require that the records be revised and
10 kept in the prescribed form. If the dispensary fails to comply within 30 days, the
11 dispensary shall pay the expenses reasonably attributable to a proper examination
12 and surcharge determination at the rate of \$30 per day for each auditor. The
13 department shall send a bill for expenses, and the dispensary shall pay the amount
14 of the bill within 10 days.

15 (5) If any dispensary fails to file a report when due, the dispensary shall be
16 required to pay a late filing fee of \$50.

17 (6) Sections 71.78 (1), (1m), and (4) to (9) and 71.83 (2) (a) 3. and 3m., relating
18 to confidentiality of income and franchise tax returns, apply to any information
19 obtained from any person on a dispensary surcharge return, report, schedule,
20 exhibit, or other document or from an audit report pertaining to the return, report,
21 schedule, exhibit, or document, except that the department shall publish on its
22 Internet site, at least quarterly, a current list of business tax registration certificates
23 issued to dispensaries under s. 73.03 (50) and include on the list the name and
24 address of the certificate holder and the date on which the department issued the
25 certificate.

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1 (7) The department may inspect the business records of any dispensary doing
2 business on a reservation or on an Indian tribe's trust land.

3 (8) Each dispensary shall collect and remit the surcharge imposed under this
4 subchapter with the reports required to be filed under this section.

5 **139.973 Administration and enforcement.** (1) Sections 139.355, 139.365,
6 139.39, and 139.40, as they apply to the tax under subch. II, apply to the
7 administration and enforcement of this subchapter.

8 (2) If a dispensary fails to pay the surcharge under this subchapter, authorized
9 personnel of the department, with the assistance of any law enforcement officer
10 within his or her jurisdiction, may search the premises of the dispensary to seize any
11 personal property or cash for payment of the unpaid surcharge.

12 **139.974 Police powers.** The duly authorized employees of the department
13 have all necessary police powers to prevent violations of this subchapter.

14 **139.975 Timely filing.** The provisions on timely filing under s. 71.80 (18)
15 apply to the surcharge under this subchapter.

16 **139.976 Bonds.** Section 78.11, as it applies to suppliers of motor vehicle fuel,
17 applies to persons liable for the surcharge under this subchapter.

18 **139.977 Interest and penalties.** (1) The interest and penalties under s.
19 139.44 (2) to (7) and (9) to (12) apply to this subchapter. In addition, a person who
20 violates s. 139.972 (8) may be fined not more than \$10,000 or imprisoned for not more
21 than 9 months or both.

22 (2) If a person fails to file any return or report required under s. 139.972 by the
23 due date, unless the person shows that that failure was due to reasonable cause and
24 not due to neglect, the department shall add to the amount of surcharge required to
25 be shown on that return 5 percent of the amount of the surcharge if the failure is for

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1 not more than one month, and an additional 5 percent of the surcharge for each
2 additional month or fraction of a month during which the failure continues, but not
3 more than 25 percent of the surcharge. For purposes of this subsection, the amount
4 of the surcharge required to be shown on the return shall be reduced by the amount
5 of surcharge that is paid on or before the due date and by the amount of any credit
6 against the surcharge that may be claimed on the return.

7 **139.978 Personal liability.** Any officer, employee, fiduciary, or agent who is
8 responsible for paying the surcharge, interest, penalties, or other charges under this
9 subchapter incurred by another person, as defined in s. 77.51 (10), is personally
10 liable for the surcharge, interest, penalties, or other charges. Sections 71.88 (1) (a)
11 and (2) (a), 71.89, and 71.90, as they apply to appeals of income or franchise tax
12 assessments, apply to appeals of assessments under this subchapter.

13 **139.9785 Prosecutions by attorney general.** Upon request by the secretary
14 of revenue, the attorney general may represent this state or assist a district attorney
15 in prosecuting any case arising under this subchapter.

16 **139.979 Rule-making authority.** (1) The department shall promulgate any
17 rules necessary for the administration of this subchapter.

18 (2) Using the procedure under s. 227.24, the department may promulgate the
19 rules required under sub. (1). Notwithstanding s. 227.24 (1) (c) and (2), emergency
20 rules promulgated under this subsection remain in effect until January 1, 2023, or
21 the date on which permanent rules take effect, whichever is sooner.
22 Notwithstanding s. 227.24 (1) (a) and (3), the department is not required to provide
23 evidence that promulgating a rule under this subsection as an emergency rule is
24 necessary for the preservation of the public peace, health, safety, or welfare and is

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1 not required to provide a finding of emergency for a rule promulgated under this
2 subsection.

3 **SECTION 1762.** 145.20 (5) (am) of the statutes is amended to read:

4 145.20 (5) (am) Each governmental unit responsible for the regulation of
5 private on-site wastewater treatment systems shall adopt and begin the
6 administration of the program established under par. (a) before October 1, 2019
7 2024. As part of adopting and administering the program, the governmental unit
8 shall conduct and maintain an inventory of all the private on-site wastewater
9 treatment systems located in the governmental unit ~~and shall complete the initial~~
10 ~~inventory before October 1, 2017. In order to be. The governmental unit is not~~
11 ~~eligible for grant funding under s. 145.245, a governmental unit must comply with~~
12 ~~these deadlines until the governmental unit completes the initial inventory.~~

13 **SECTION 1763.** 146.44 of the statutes is created to read:

14 **146.44 Medical Cannabis Registry Program. (1) DEFINITIONS.** In this
15 section:

16 (a) “Applicant” means a person who is applying for a registry identification card
17 under sub. (2) (a) or (ac).

18 (ag) “Bona fide practitioner-patient relationship” means a relationship
19 between the practitioner and the patient that includes all of the following:

20 1. An assessment of the patient’s medical history and current medical condition
21 by the practitioner, including an in-person physical examination if appropriate.

22 2. A consultation between the practitioner and the patient with respect to the
23 patient’s debilitating medical condition or treatment.

24 3. Availability by the practitioner to provide follow-up care and treatment to
25 the patient, including patient examinations.

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1 (b) “Debilitating medical condition or treatment” means any of the following:

2 1. Cancer, glaucoma, acquired immunodeficiency syndrome, a positive test for
3 the presence of HIV, antigen or nonantigenic products of HIV, or an antibody to HIV,
4 Crohn’s disease, a hepatitis C virus infection, Alzheimer’s disease, amyotrophic
5 lateral sclerosis, nail-patella syndrome, Ehlers-Danlos Syndrome, post-traumatic
6 stress disorder, or the treatment of these conditions.

7 2. Opioid abatement or reduction or treatment for opioid addiction.

8 3. A chronic or debilitating disease or medical condition or the treatment of
9 such a disease or condition that causes cachexia, severe pain, severe nausea,
10 seizures, including those characteristic of epilepsy, or severe and persistent muscle
11 spasms, including those characteristic of multiple sclerosis.

12 4. Any other medical condition or any other treatment for a medical condition
13 designated as a debilitating medical condition or treatment as determined by the
14 department.

15 (c) “Medication with tetrahydrocannabinols” means any of the following:

16 1. The use of tetrahydrocannabinols in any form by a qualifying patient to
17 alleviate the symptoms or effects of the qualifying patient’s debilitating medical
18 condition or treatment.

19 2. The acquisition, possession, cultivation, or transportation of
20 tetrahydrocannabinols in any form by a qualifying patient if done to facilitate his or
21 her use of the tetrahydrocannabinols under subd. 1.

22 3. The acquisition, possession, cultivation, or transportation of
23 tetrahydrocannabinols in any form by a primary caregiver of a qualifying patient,
24 the transfer of tetrahydrocannabinols in any form between a qualifying patient and
25 his or her primary caregivers, or the transfer of tetrahydrocannabinols in any form

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1 between persons who are primary caregivers for the same qualifying patient if all of
2 the following apply:

3 a. The acquisition, possession, cultivation, transportation, or transfer of the
4 tetrahydrocannabinols is done to facilitate the qualifying patient's use of
5 tetrahydrocannabinols under subd. 1. or 2.

6 b. It is not practicable for the qualifying patient to acquire, possess, cultivate,
7 or transport the tetrahydrocannabinols independently, or the qualifying patient is
8 under 18 years of age.

9 (cm) "Out-of-state registry identification card" means a document that is valid
10 as provided under sub. (7) (f).

11 (cr) "Practitioner" means a physician, advanced practice nurse, a physician
12 assistant, or other person licensed, registered, certified, or otherwise permitted to
13 distribute, dispense, conduct research with respect to, administer or use in teaching
14 or chemical analysis a controlled substance in the course of professional practice or
15 research in this state.

16 (d) "Primary caregiver" means a person who has agreed to help a qualifying
17 patient in his or her medication with tetrahydrocannabinols and who has a registry
18 identification card.

19 (e) "Qualifying patient" means a person who has been diagnosed in the course
20 of a bona fide practitioner-patient relationship as having or undergoing a
21 debilitating medical condition or treatment but does not include a person under the
22 age of 18 years unless all of the following apply:

23 1. The person's practitioner has explained the potential risks and benefits of
24 medication with tetrahydrocannabinols to the person and to a parent, guardian, or
25 person having legal custody of the person.

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1 2. The parent, guardian, or person having legal custody provides the
2 practitioner a written statement consenting to do all of the following:

3 a. Allow medication with tetrahydrocannabinols for the person.

4 b. Serve as a primary caregiver for the person.

5 c. Manage the person's medication with tetrahydrocannabinols.

6 (f) "Registrant" means a person to whom a registry identification card is issued.

7 (g) "Registry identification card" means a document issued by the department
8 under sub. (4) that identifies a person as a qualifying patient or primary caregiver.

9 (h) "Written certification" means a statement written by a person's practitioner
10 if all of the following apply:

11 1. The statement indicates that, in the practitioner's professional opinion, the
12 person has or is undergoing a debilitating medical condition or treatment and the
13 potential benefits of medication with tetrahydrocannabinols would likely outweigh
14 the health risks for the person.

15 2. The statement indicates that the opinion described in subd. 1. was made in
16 the course of a bona fide practitioner-patient relationship.

17 3. The statement is signed by the practitioner or is contained in the person's
18 medical records.

19 **(2) APPLICATION.** (a) An adult who is claiming to be a qualifying patient may
20 apply for a registry identification card by submitting to the department all of the
21 following:

22 1. A signed application form that contains the applicant's name, address, and
23 date of birth.

24 2. A written certification.

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1 3. The name, address, and telephone number of the applicant's current
2 practitioner, as listed in the written certification.

3 4. A registration fee shall be an amount determined by the department but not
4 less than \$100.

5 5. Any information that the department determines is necessary for a
6 background check under par. (am).

7 (ac) A person who is at least 21 years of age may apply for a registry
8 identification card as a primary caregiver by submitting to the department all of the
9 following:

10 1. A signed application form that contains the applicant's name, address, and
11 date of birth.

12 2. A copy of a written certification or copy of a registration identification card
13 for each qualifying patient for whom the applicant will be the primary caregiver.

14 3. A registration fee shall be an amount determined by the department, but not
15 less than \$100.

16 4. Any information that the department determines is necessary for a
17 background check under par. (am).

18 (am) 1. In this paragraph:

19 a. "Background check" means a search of department of justice records to
20 determine whether an applicant for a registry identification card has been convicted
21 of a disqualifying offense.

22 b. "Disqualifying offense" means a violent crime under s. 165.84 (7) (ab) or a
23 substantially similar violation of federal law that is a felony.

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1 2. The department shall convey the information provided by an applicant
2 under par. (a) or (ac) to the department of justice, and the department of justice shall
3 perform a background check on the applicant.

4 3. If the department of justice determines that the applicant has been convicted
5 of a disqualifying offense, the department of health services shall deny the
6 application unless at least 10 years has passed since the completion of any sentence
7 imposed for any disqualifying offense, including any period of incarceration, parole,
8 and extended supervision, and any period of probation imposed for a disqualifying
9 offense.

10 (b) The department shall promulgate rules specifying how a parent, guardian,
11 or person having legal custody of a child may apply for a registry identification card
12 for the child and the circumstances under which the department may approve or
13 deny the application.

14 **(3) PROCESSING THE APPLICATION.** The department shall verify the information
15 the applicant submitted under sub. (2) (a) or (ac) and shall approve or deny the
16 application within 30 days after receiving it. The department may deny an
17 application submitted under sub. (2) (a) or (ac) only if one of the following applies:

18 (a) The applicant did not provide the required information or provided false
19 information.

20 (b) The department is required to deny the application under sub. (2) (am) 3.

21 (c) The department is required to deny the application under the rules
22 promulgated under sub. (2) (b).

23 **(4) ISSUING A REGISTRY IDENTIFICATION CARD.** The department shall issue an
24 applicant a registry identification card within 5 days after approving the application
25 under sub. (3). Unless voided under sub. (5) (b) or (c), a registry identification card

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1 expires 2 years from the date of issuance. A registry identification card shall contain
2 all of the following:

3 (a) The name, address, and date of birth of all of the following:

4 1. The registrant.

5 2. Each primary caregiver, if the registrant is a qualifying patient.

6 3. Each qualifying patient, if the registrant is a primary caregiver.

7 (b) The date of issuance and expiration date of the registry identification card.

8 (c) A photograph of the registrant.

9 (d) Other information the department may require by rule.

10 **(4m)** ANNUAL FEE. Primary caregivers shall pay an annual fee determined by
11 the department but not less than \$250.

12 **(5)** ADDITIONAL INFORMATION TO BE PROVIDED BY REGISTRANT. (a) 1. An adult
13 registrant shall notify the department of any change in the registrant's name and
14 address. An adult registrant who is a qualifying patient shall notify the department
15 of any change in his or her practitioner, of any significant improvement in his or her
16 health as it relates to his or her debilitating medical condition or treatment, and if
17 a primary caregiver stops helping the registrant in the registrant's medication with
18 tetrahydrocannabinols. A registrant who is a primary caregiver shall notify the
19 department if the registrant becomes a primary caregiver for an additional
20 qualifying patient and shall include with the notice a copy of a written certification
21 or copy of a registration identification card for each additional qualifying patient.

22 2. If a qualifying patient is a child, a primary caregiver for the child shall
23 provide the department with any information that the child, if he or she were an
24 adult qualifying patient, would have to provide under subd. 1. within 10 days after
25 the date of the change to which the information relates.

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1 (b) If a registrant fails to notify the department within 10 days after any change
2 for which notification is required under par. (a) 1., his or her registry identification
3 card is void. If a registrant fails to comply with par. (a) 2., the registry identification
4 card for the qualifying patient to whom the information under par. (a) 2. relates is
5 void.

6 (c) If a qualifying patient's registry identification card becomes void under par.
7 (b), the registry identification card for each of the qualifying patient's primary
8 caregivers with regard to that qualifying patient is void. The department shall send
9 written notice of this fact to each such primary caregiver.

10 **(6) RECORDS.** (a) The department shall maintain a list of all registrants.

11 (b) Notwithstanding s. 19.35 and except as provided in par. (c) and sub. (2) (am),
12 the department may not disclose information from an application submitted or a
13 registry identification card issued under this section.

14 (c) The department may disclose to a law enforcement agency, upon the request
15 of the law enforcement agency, only information necessary to verify that a person
16 possesses a valid registry identification card.

17 **(7) RULES.** The department may promulgate rules to implement the Medical
18 Cannabis Registry Program.

19 **(8) EMERGENCY RULES.** Using the procedure under s. 227.24, the department
20 may promulgate rules under this section. Notwithstanding s. 227.24 (1) (c) and (2),
21 emergency rules promulgated under this subsection remain in effect until January
22 1, 2023, or the date on which permanent rules take effect, whichever is sooner.
23 Notwithstanding s. 227.24 (1) (a) and (3), the department is not required to provide
24 evidence that promulgating a rule under this subsection as an emergency rule is
25 necessary for the preservation of the public peace, health, safety, or welfare and is

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1 not required to provide a finding of emergency for a rule promulgated under this
2 subsection.

3 **SECTION 1764.** 146.63 (2) (a) of the statutes is amended to read:

4 146.63 (2) (a) Subject to subs. (4) and (5), the department shall distribute
5 grants from the appropriation under s. 20.435 (1) ~~(fj)~~ (4) (bf) to assist rural hospitals
6 and groups of rural hospitals in procuring infrastructure and increasing case volume
7 to the extent necessary to develop accredited graduate medical training programs.
8 The department shall distribute the grants under this paragraph to rural hospitals
9 and groups of rural hospitals that apply to receive a grant under sub. (3) and that
10 satisfy the criteria established by the department under par. (b) and the eligibility
11 requirement under sub. (6).

12 **SECTION 1765.** 146.63 (6) (intro.) of the statutes is amended to read:

13 146.63 (6) ELIGIBILITY. (intro.) A rural hospital or group of rural hospitals may
14 only receive a grant under sub. (3) if the plan to use the funds involves developing
15 an accredited graduate medical training program in ~~any of the following specialties~~
16 a specialty, including any of the following:

17 **SECTION 1766.** 146.64 (2) (c) 1. of the statutes is amended to read:

18 146.64 (2) (c) 1. The department shall distribute funds for grants under par.
19 (a) from the appropriation under s. 20.435 (4) ~~(b)~~ (bf). The department may not
20 distribute more than \$225,000 from the appropriation under s. 20.435 (4) ~~(b)~~ (bf) to
21 a particular hospital in a given state fiscal year and may not distribute more than
22 \$75,000 from the appropriation under s. 20.435 (4) ~~(b)~~ (bf) to fund a given position
23 in a graduate medical training program in a given state fiscal year.

24 **SECTION 1767.** 146.64 (4) (intro.) of the statutes is amended to read:

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1 146.64 (4) ELIGIBILITY. (intro.) A hospital that has an accredited graduate
2 medical training program in ~~any of the following specialties~~ a specialty, including
3 any of the following, may apply to receive a grant under sub. (3):

4 **SECTION 1768.** 146.81 (1) (c) of the statutes is amended to read:

5 146.81 (1) (c) A dentist or dental therapist licensed under ch. 447.

6 **SECTION 1769.** 146.89 (1) (d) 2. of the statutes is amended to read:

7 146.89 (1) (d) 2. A private school, as defined in s. 115.001 (3r), that participates
8 in the choice program under s. 118.60 or the Milwaukee Parental Choice Program
9 under s. 119.23 ~~or that, pursuant to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3)~~
10 ~~(c), is responsible for the operation and general management of a school transferred~~
11 ~~to an opportunity schools and partnership program under s. 119.33, subch. IX of ch.~~
12 ~~115, or subch. II of ch. 119.~~

13 **SECTION 1770.** 146.89 (1) (g) 1. of the statutes is amended to read:

14 146.89 (1) (g) 1. A public elementary school, ~~including an elementary school~~
15 ~~transferred to an opportunity schools and partnership program under s. 119.33,~~
16 ~~subch. IX of ch. 115, or subch. II of ch. 119.~~

17 **SECTION 1771.** 146.89 (1) (r) 1. of the statutes is amended to read:

18 146.89 (1) (r) 1. Licensed as a physician under ch. 448, a dentist, dental
19 therapist, or dental hygienist under ch. 447, a registered nurse, practical nurse, or
20 nurse-midwife under ch. 441, an optometrist under ch. 449, a physician assistant
21 under ch. 448, a pharmacist under ch. 450, a chiropractor under ch. 446, a podiatrist
22 under subch. IV of ch. 448, or a physical therapist under subch. III of ch. 448.

23 **SECTION 1772.** 146.89 (1) (r) 5. of the statutes is amended to read:

24 146.89 (1) (r) 5. An individual who holds a valid, unexpired license,
25 certification, or registration issued by another state or territory that authorizes or

SENATE BILL 59**SECTION 1772**

1 qualifies the individual to perform acts that are substantially the same as those acts
2 that an individual who is described in subds. 1. to 4., except a dentist, dental
3 therapist, or dental hygienist, is licensed or certified to perform and who performs
4 acts that are within the scope of that license, certification, or registration.

5 **SECTION 1773.** 146.89 (3) (b) 8. of the statutes is amended to read:

6 146.89 (3) (b) 8. Dental services, including tooth extractions and other
7 procedures done under local anesthesia only and any necessary suturing related to
8 the extractions, performed by a dentist or dental therapist who is a volunteer health
9 provider; and dental hygiene services, performed by a dental hygienist who is a
10 volunteer health provider.

11 **SECTION 1774.** 146.89 (3m) (intro.) of the statutes is amended to read:

12 146.89 (3m) (intro.) A volunteer health care provider who is a dentist or dental
13 therapist may provide dental services or a volunteer health care provider who is a
14 dental hygienist may provide dental hygiene services, to persons who are recipients
15 of Medical Assistance, if all of the following apply:

16 **SECTION 1775.** 146.997 (1) (d) 3. of the statutes is amended to read:

17 146.997 (1) (d) 3. A dentist or dental therapist licensed under ch. 447.

18 **SECTION 1776.** 153.05 (2r) (intro.) of the statutes is amended to read:

19 153.05 (2r) (intro.) Notwithstanding s. 16.75 (1), (2), and (3m), from the
20 appropriation account under s. 20.515 (1) ~~(ut)~~ (w) the department of employee trust
21 funds may expend up to \$150,000, and from the appropriation accounts under s.
22 20.435 (1) (fn), (hg), and (hi) the department of health services, in its capacity as a
23 public health authority, may expend moneys, to contract with a data organization to
24 perform services under this subchapter that are specified for the data organization
25 under sub. (1) (c) or, if s. 153.455 (4) applies, for the department of health services

SENATE BILL 59**SECTION 1776**

1 to perform or contract for the performance of these services. As a condition of the
2 contract under this subsection, all of the following apply:

3 **SECTION 1777.** 155.01 (7) of the statutes is amended to read:

4 155.01 (7) "Health care provider" means a nurse licensed or permitted under
5 ch. 441, a chiropractor licensed under ch. 446, a dentist or dental therapist licensed
6 under ch. 447, a physician, physician assistant, perfusionist, podiatrist, physical
7 therapist, physical therapist assistant, occupational therapist, or occupational
8 therapy assistant licensed under ch. 448, a person practicing Christian Science
9 treatment, an optometrist licensed under ch. 449, a psychologist licensed under ch.
10 455, a partnership thereof, a corporation or limited liability company thereof that
11 provides health care services, a cooperative health care association organized under
12 s. 185.981 that directly provides services through salaried employees in its own
13 facility, or a home health agency, as defined in s. 50.49 (1) (a).

14 **SECTION 1778.** 165.08 (1) of the statutes is amended to read:

15 165.08 (1) Any civil action prosecuted by the department by direction of any
16 officer, department, board, or commission, ~~or any~~ shall be compromised or
17 discontinued when so directed by such officer, department, board, or commission.
18 Any civil action prosecuted by the department on the initiative of the attorney
19 general, or at the request of any individual may be compromised or discontinued with
20 the approval of an intervenor under s. 803.09 (2m) or, if there is no intervenor, by
21 submission of a proposed plan to the joint committee on finance for the approval of
22 the committee. ~~The compromise or discontinuance may occur only if the joint~~
23 ~~committee on finance approves the proposed plan. No proposed plan may be~~
24 ~~submitted to the joint committee on finance if the plan concedes the~~
25 ~~unconstitutionality or other invalidity of a statute, facially or as applied, or concedes~~

SENATE BILL 59**SECTION 1778**

1 ~~that a statute violates or is preempted by federal law, without the approval of the~~
2 ~~joint committee on legislative organization~~ the governor.

3 **SECTION 1779.** 165.10 of the statutes is repealed.

4 **SECTION 1780.** 165.25 (1) of the statutes is amended to read:

5 165.25 (1) REPRESENT STATE IN APPEALS AND ON REMAND. Except as provided in
6 ss. 5.05 (2m) (a), 19.49 (2) (a), and 978.05 (5), appear for the state and prosecute or
7 defend all actions and proceedings, civil or criminal, in the court of appeals and the
8 supreme court, in which the state is interested or a party, and attend to and prosecute
9 or defend all civil cases sent or remanded to any circuit court in which the state is
10 a party. ~~The joint committee on legislative organization may intervene as permitted~~
11 ~~under s. 803.09 (2m) at any time.~~ Nothing in this subsection deprives or relieves the
12 attorney general or the department of justice of any authority or duty under this
13 chapter.

14 **SECTION 1781.** 165.25 (1m) of the statutes is amended to read:

15 165.25 (1m) REPRESENT STATE IN OTHER MATTERS. If requested by the governor
16 or either house of the legislature, appear for and represent the state, any state
17 department, agency, official, employee or agent, whether required to appear as a
18 party or witness in any civil or criminal matter, and prosecute or defend in any court
19 or before any officer, any cause or matter, civil or criminal, in which the state or the
20 people of this state may be interested. ~~The joint committee on legislative~~
21 ~~organization may intervene as permitted under s. 803.09 (2m) at any time.~~ The
22 public service commission may request under s. 196.497 (7) that the attorney general
23 intervene in federal proceedings. All expenses of the proceedings shall be paid from
24 the appropriation under s. 20.455 (1) (d).

25 **SECTION 1782.** 165.25 (6) (a) 1. of the statutes is amended to read:

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1 165.25 (6) (a) 1. At the request of the head of any department of state
2 government, the attorney general may appear for and defend any state department,
3 or any state officer, employee, or agent of the department in any civil action or other
4 matter brought before a court or an administrative agency which is brought against
5 the state department, or officer, employee, or agent for or on account of any act
6 growing out of or committed in the lawful course of an officer's, employee's, or agent's
7 duties. Witness fees or other expenses determined by the attorney general to be
8 reasonable and necessary to the defense in the action or proceeding shall be paid as
9 provided for in s. 885.07. The attorney general may compromise and settle the action
10 as the attorney general determines to be in the best interest of the state ~~except that,~~
11 ~~if the action is for injunctive relief or there is a proposed consent decree, the attorney~~
12 ~~general may not compromise or settle the action without the approval of an~~
13 ~~intervenor under s. 803.09 (2m) or, if there is no intervenor, without first submitting~~
14 ~~a proposed plan to the joint committee on finance. If, within 14 working days after~~
15 ~~the plan is submitted, the cochairpersons of the committee notify the attorney~~
16 ~~general that the committee has scheduled a meeting for the purpose of reviewing the~~
17 ~~proposed plan, the attorney general may compromise or settle the action only with~~
18 ~~the approval of the committee. The attorney general may not submit a proposed plan~~
19 ~~to the joint committee on finance under this subdivision in which the plan concedes~~
20 ~~the unconstitutionality or other invalidity of a statute, facially or as applied, or~~
21 ~~concedes that a statute violates or is preempted by federal law, without the approval~~
22 ~~of the joint committee on legislative organization.~~

23 **SECTION 1783.** 165.25 (10g) of the statutes is created to read:

24 165.25 (10g) REPORT ON SETTLEMENT FUNDS. Semiannually submit a report to
25 the department of administration and the joint committee on finance regarding

SENATE BILL 59**SECTION 1783**

1 money received by the department of justice under a settlement agreement. To the
2 extent permitted by the terms of each settlement agreement, the report shall specify
3 all of the following for each reporting period:

4 (a) The total amount of settlement funds received.

5 (b) The amount of settlement funds received that have a purpose specified by
6 the terms of the settlement.

7 (c) The amount of settlement funds received that do not have a purpose
8 specified by the terms of the settlement.

9 (d) The cases from which settlement funds are received.

10 (e) The purposes for which settlement funds are used, and the amounts
11 expended for each purpose.

12 **SECTION 1784.** 165.25 (11m) of the statutes is created to read:

13 165.25 (11m) FALSE CLAIMS. Diligently investigate possible violations of s.
14 20.9315, and, if the department determines that a person has committed an act that
15 is punishable under s. 20.9315, may bring a civil action against that person.

16 **SECTION 1785.** 165.28 (intro.) of the statutes is renumbered 115.94 (intro.).

17 **SECTION 1786.** 165.28 (1) of the statutes is renumbered 115.94 (1) and amended
18 to read:

19 115.94 (1) In conjunction with the department of ~~public instruction~~ justice,
20 create model practices for school safety. The department of ~~public instruction~~ justice
21 shall provide any resources or staff requested by the office to create the model
22 practices. The office shall also consult the Wisconsin School Safety Coordinators
23 Association and the Wisconsin Safe and Healthy Schools Training and Technical
24 Assistance Center when creating the model practices.

25 **SECTION 1787.** 165.28 (2) of the statutes is renumbered 115.94 (2).

SENATE BILL 59**SECTION 1788**

1 **SECTION 1788.** 165.28 (3) of the statutes is renumbered 165.25 (20) and
2 amended to read:

3 **165.25 (20) TRAINING ON SCHOOL SAFETY.** Offer, or contract with another party
4 to offer, training to school staff on school safety. Training subjects may include
5 trauma informed care and how adverse childhood experiences have an impact on a
6 child's development and increase needs for counseling or support. If a school receives
7 under s. ~~165.88~~ 115.945 (2) (b) a grant for the training under this subsection, the
8 office department may charge a fee for the training.

9 **SECTION 1789.** 165.68 (1) (a) 3. of the statutes is repealed and recreated to read:

10 **165.68 (1) (a) 3.** Conduct that is in violation of s. 940.225, 944.30 (1m), 948.02,
11 948.025, 948.05, 948.051, 948.055, 948.06, 948.085, 948.09, or 948.10 or that is in
12 violation of s. 940.302 (2) if s. 940.302 (2) (a) 1. b. applies.

13 **SECTION 1790.** 165.83 (1) (c) 1. of the statutes is amended to read:

14 **165.83 (1) (c) 1.** An act that is committed by ~~a person who has attained the age~~
15 ~~of 17~~ an adult and that is a felony or a misdemeanor.

16 **SECTION 1791.** 165.83 (1) (c) 2. of the statutes is amended to read:

17 **165.83 (1) (c) 2.** An act that is committed by a ~~person~~ minor who has attained
18 the age of 10 ~~but who has not attained the age of 17~~ and that would be a felony or
19 misdemeanor if committed by an adult.

20 **SECTION 1792.** 165.88 (title) of the statutes is renumbered 115.945 (title).

21 **SECTION 1793.** 165.88 (1) (intro.) and (a) of the statutes are consolidated,
22 renumbered 115.945 (1) and amended to read:

23 **115.945 (1) DEFINITIONS DEFINITION.** In this section:—(a)—“Independent,
24 “independent charter school” means a charter school established under s. 118.40 (2r)
25 or (2x).

SENATE BILL 59**SECTION 1794**

1 **SECTION 1794.** 165.88 (1) (b), (c) and (d) of the statutes are repealed.

2 **SECTION 1795.** 165.88 (2) of the statutes is renumbered 115.945 (2), and
3 115.945 (2) (a) and (b), as renumbered, are amended to read:

4 115.945 (2) (a) From the appropriation under s. ~~20.455~~ 20.255 (2) (f), the
5 department of justice shall award grants for expenditures related to improving
6 school safety. The department shall accept applications for a grant under this
7 subsection from school boards, operators of independent charter schools, governing
8 bodies of private schools, and tribal schools.

9 (b) The department of justice, in consultation with the department of public
10 ~~instruction~~ justice, shall develop a plan for use in awarding grants under this
11 subsection. The department of justice shall include in the plan a description of what
12 types of expenditures are eligible to be funded by grant proceeds. Eligible
13 expenditures shall include expenditures to comply with the model practices created
14 in s. ~~165.28~~ 115.94 (1); expenditures for training under s. ~~165.28 (3)~~ 165.25 (20);
15 expenditures for safety-related upgrades to school buildings, equipment, and
16 facilities; and expenditures necessary to comply with s. 118.07 (4) (cf).
17 Notwithstanding s. 227.10 (1), the plan need not be promulgated as rules under ch.
18 227.

19 **SECTION 1796.** 165.88 (3) of the statutes is renumbered 115.945 (3).

20 **SECTION 1797.** 165.88 (4) of the statutes is renumbered 115.945 (4) and
21 amended to read:

22 115.945 (4) **REPORT.** The department of justice shall submit an annual report
23 to the cochairpersons of the joint committee on finance providing an account of the
24 grants awarded under sub. (2) and the expenditures made with the grant moneys.

25 **SECTION 1798.** 165.95 (2) of the statutes is amended to read:

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1 165.95 (2) The department of justice shall make grants to counties and to tribes
2 to enable them to establish and operate programs, including suspended and deferred
3 prosecution programs and programs based on principles of restorative justice, that
4 provide alternatives to prosecution and incarceration for criminal offenders who
5 abuse alcohol or other drugs. The department of justice shall make the grants from
6 the appropriations under s. 20.455 (2) (ek), (em), (jd), (kn), and (kv). The department
7 of justice shall collaborate with the departments of corrections and health and family
8 services in establishing this grant program.

9 **SECTION 1799.** 165.986 (title), (1), (2), (3) and (7) (intro.), (a) and (b) of the
10 statutes are amended to read:

11 **165.986 (title) Beat patrol and community policing officers; grant**
12 **program.** (1) The department of justice shall provide grants from the appropriation
13 under s. 20.455 (2) (kb) to cities to employ additional uniformed law enforcement
14 officers whose primary duty is beat patrolling or who are assigned to community
15 policing. A city is eligible for a grant under this subsection in fiscal year 1994-95 if
16 the city has a population of 25,000 or more. A city may receive a grant for a calendar
17 year if the city applies for a grant before September 1 of the preceding calendar year.
18 Grants shall be awarded to the 10 eligible cities submitting an application for a grant
19 that have the highest rates of violent crime index offenses in the most recent full
20 calendar year for which data is available under the uniform crime reporting system
21 of the federal bureau of investigation.

22 (2) A city applying to the department of justice for a grant under sub. (1) shall
23 include a proposed plan of expenditure of the grant moneys. The grant moneys that
24 a city receives under sub. (1) may be used for salary and fringe benefits only. Except
25 as provided in sub. (3), the positions for which funding is sought must be created on

SENATE BILL 59**SECTION 1799**

1 or after April 21, 1994, and result in a net increase in the number of uniformed law
2 enforcement officers assigned to beat patrol duties or community policing.

3 (3) During the first 6 months of the first year of a grant under sub. (1), a city
4 may, with the approval of the department, use part of the grant for the payment of
5 salary and fringe benefits for overtime provided by uniformed law enforcement
6 officers whose primary duty is beat patrolling or who are assigned to community
7 policing. A city may submit a request to the department for a 3-month extension of
8 the use of the grant for the payment of overtime costs. To be eligible to use part of
9 the first year's grant for overtime costs, the city shall provide the department with
10 all of the following:

11 (a) The reasons why uniformed law enforcement officers assigned to beat patrol
12 duties or community policing need to work overtime.

13 (b) The status of the hiring and training of new uniformed law enforcement
14 officers who will have beat patrol duties or will be assigned to community policing.

15 (c) Documentation that a sufficient amount of the grant for the first year will
16 be available, during the period remaining after the payment of overtime costs, to pay
17 the salary and fringe benefits of the same number of uniformed officers whose
18 primary duty is beat patrolling or who are assigned to community policing that the
19 grant originally planned to pay.

20 (7) (intro.) From the appropriation under s. 20.455 (2) ~~(je)~~ (bm), the department
21 shall make grants in amounts determined by the department to cities with a
22 population of 25,000 or more to reimburse overtime costs for uniformed law
23 enforcement officers whose primary duty is beat patrolling or who are assigned to
24 community policing, except that the department may award no more than \$400,000
25 to a city for a calendar year. The grants may be used for salary and fringe benefits

SENATE BILL 59**SECTION 1799**

1 only. The grants may be awarded only to the 10 eligible cities submitting an
2 application for a grant that have the highest rates of violent crime index offenses in
3 the most recent full calendar year for which data is available under the uniform
4 crime reporting system of the federal bureau of investigation. A city may receive a
5 grant for a calendar year if the city applies before September 1 of the preceding
6 calendar year and provides the department all of the following:

7 (a) The reasons why uniformed law enforcement officers assigned to beat patrol
8 duties or community policing need to work overtime.

9 (b) The status of the hiring and training of new uniformed law enforcement
10 officers who will have beat patrol duties or will be assigned to community policing.

11 **SECTION 1800.** Subchapter II (title) of chapter 168 [precedes 168.21] of the
12 statutes is amended to read:

CHAPTER 168

SUBCHAPTER II

STORAGE OF DANGEROUS SUBSTANCES;

REMOVAL OF UNDERGROUNDPETROLEUM STORAGE TANKS

18 **SECTION 1801.** 185.983 (1) (intro.) of the statutes is amended to read:

19 185.983 (1) (intro.) Every voluntary nonprofit health care plan operated by a
20 cooperative association organized under s. 185.981 shall be exempt from chs. 600 to
21 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41, 601.42, 601.43, 601.44,
22 601.45, 611.26, 611.67, 619.04, 623.11, 623.12, 628.34 (10), 631.17, 631.89, 631.93,
23 631.95, 632.72 (2), 632.728, 632.745 to 632.749, 632.775, 632.79, 632.795, 632.798,
24 632.85, 632.853, 632.855, 632.867, 632.87 (2) to (6), 632.885, 632.89, 632.895 (5) and

SENATE BILL 59**SECTION 1801**

1 (8) to (17), 632.896, and 632.897 (10) and chs. 609, 620, 630, 635, 645, and 646, but
2 the sponsoring association shall:

3 **SECTION 1802.** 186.113 (14) (a) of the statutes is repealed.

4 **SECTION 1803.** 186.113 (14) (b) of the statutes is renumbered 186.113 (14).

5 **SECTION 1804.** 194.025 of the statutes is amended to read:

6 **194.025 Discrimination prohibited.** No motor carrier may engage in any
7 practice, act or omission which results in discrimination on the basis of race, creed,
8 sex ~~or~~, national origin, or status as a holder or nonholder of a license under s. 343.03
9 (3m).

10 **SECTION 1805.** 196.025 (7) (title) and (a) (intro.) of the statutes are repealed.

11 **SECTION 1806.** 196.025 (7) (a) 1. of the statutes is renumbered 16.954 (3) (a) and
12 amended to read:

13 16.954 (3) (a) In cooperation with the other state agencies, collect, analyze,
14 interpret, and maintain the comprehensive data needed for effective state agency
15 clean and renewable energy planning and effective review of those plans by the
16 governor and the legislature.

17 **SECTION 1807.** 196.025 (7) (a) 2. of the statutes is renumbered 16.954 (3) (g).

18 **SECTION 1808.** 196.025 (7) (a) 3. of the statutes is renumbered 16.954 (3) (h)
19 and amended to read:

20 16.954 (3) (h) ~~Prepare~~ In consultation with the public service commission,
21 prepare and maintain contingency plans for responding to critical energy shortages
22 so that when the shortages occur they can be dealt with quickly and effectively.

23 **SECTION 1809.** 196.025 (7) (b) of the statutes is renumbered 196.38 (1).

24 **SECTION 1810.** 196.025 (7) (c) of the statutes is renumbered 196.38 (2) and
25 amended to read:

SENATE BILL 59**SECTION 1810**

1 196.38 (2) The commission may require a public utility to provide energy
2 billing and use data regarding public schools, if the commission determines that the
3 data is necessary to provide technical assistance ~~in the planning and~~
4 ~~implementation of energy efficiency and renewable resources~~ under sub. (1) in public
5 schools, including those with the highest energy costs.

6 **SECTION 1811.** 196.218 (5) (a) 12. of the statutes is repealed.

7 **SECTION 1812.** 196.31 (2m) of the statutes is amended to read:

8 196.31 (2m) From the appropriation under s. 20.155 (1) (j), the commission
9 may make grants that, in the aggregate, do not exceed an annual total of \$300,000
10 \$500,000 to one or more nonstock, nonprofit corporations that are described under
11 section 501 (c) (3) of the Internal Revenue Code, and that have a history of advocating
12 at the commission on behalf of ratepayers of this state, for the purpose of offsetting
13 the general expenses of the corporations, including salary, benefit, rent, and utility
14 expenses. The commission may impose conditions on grants made under this
15 subsection and may revoke a grant if the commission finds that such a condition is
16 not being met.

17 **SECTION 1813.** 196.374 (3) (b) 2. of the statutes is amended to read:

18 196.374 (3) (b) 2. The commission shall require each energy utility to spend 1.2
19 percent of its annual operating revenues derived from retail sales to fund the utility's
20 programs under sub. (2) (b) 1., the utility's ordered programs, the utility's share of
21 the statewide energy efficiency and renewable resource programs under sub. (2) (a)
22 1., and the utility's share, as determined by the commission under subd. 4., of the
23 costs incurred by the commission in administering this section. Subject to subd. 3.,
24 the commission may require each energy utility to spend more than 1.2 percent of
25 its annual operating revenues to fund these programs and costs.

SENATE BILL 59**SECTION 1814**

1 **SECTION 1814.** 196.374 (3) (b) 3. of the statutes is created to read:

2 196.374 (3) (b) 3. The commission shall submit to the joint committee on
3 finance any proposal to require each energy utility to spend more than 1.2 percent
4 of its annual operating revenues to fund the programs specified in subd. 2. If the
5 cochairpersons of the committee do not notify the commission within 10 working
6 days after the commission submits such a proposal that the committee has scheduled
7 a meeting to review the proposal, the commission may require each energy utility to
8 spend the percentage specified in the proposal. If, within 10 working days after the
9 commission submits a proposal, the cochairpersons of the committee notify the
10 commission that the committee has scheduled a meeting to review the proposal, and,
11 within 90 days of providing the notice, the committee either approves or does not
12 object to the proposal, the commission may require each energy utility to spend the
13 percentage specified in the proposal. If, within 90 days after providing the notice,
14 the committee objects to the proposal, the commission may not require each energy
15 utility to spend the percentage specified in the proposal.

16 **SECTION 1815.** 196.38 (title) of the statutes is created to read:

17 **196.38 (title) Technical assistance to governmental units.**

18 **SECTION 1816.** 196.38 (3) of the statutes is created to read:

19 196.38 (3) The commission shall consult with the office of sustainability and
20 clean energy in implementing this section.

21 **SECTION 1817.** 196.491 (3g) (a) of the statutes is amended to read:

22 196.491 (3g) (a) A person who receives a certificate of public convenience and
23 necessity for a high-voltage transmission line that is designed for operation at a
24 nominal voltage of 345 kilovolts or more under sub. (3) shall pay the ~~department of~~
25 ~~administration~~ commission an annual impact fee as specified in the rules

SENATE BILL 59**SECTION 1817**

1 promulgated by the ~~department of administration~~ commission under s. ~~16.969~~
2 196.492 (2) (a) and shall pay the ~~department of administration~~ commission a
3 one-time environmental impact fee as specified in the rules promulgated by the
4 ~~department of administration~~ commission under s. ~~16.969~~ 196.492 (2) (b).

5 **SECTION 1818.** 196.504 (title) of the statutes is amended to read:

6 **196.504** (title) **~~Broadband expansion grant program; Broadband~~**
7 **~~Forward!~~ community certification service.**

8 **SECTION 1819.** 196.504 (1) (b) of the statutes is amended to read:

9 196.504 (1) (b) “Underserved” means ~~served by fewer than 2 broadband service~~
10 providers ~~an area of this state in which households or businesses lack access to~~
11 broadband service of at least 25 megabits per second download speed and 3 megabits
12 per second upload speed.

13 **SECTION 1820.** 196.504 (1) (c) (intro.) of the statutes is renumbered 196.504 (1)

14 (c) and amended to read:

15 196.504 (1) (c) “Unserved area” means an area of this state ~~that is not served~~
16 ~~by an Internet service provider offering Internet service that is all of the following:~~
17 in which households or businesses lack access to broadband service of at least 10
18 megabits per second download speed and one megabit per second upload speed.

19 **SECTION 1821.** 196.504 (1) (c) 1. and 2. of the statutes are repealed.

20 **SECTION 1822.** 196.504 (1m) of the statutes is created to read:

21 196.504 (1m) It is the goal of the state to ensure that no later than January 1,
22 2025, all businesses and homes in this state have access to high-speed broadband
23 that provides minimum download speeds of at least 25 megabits per second and
24 minimum upload speeds of at least 3 megabits per second.

25 **SECTION 1823.** 196.504 (2) (a) of the statutes is amended to read:

SENATE BILL 59**SECTION 1823**

1 196.504 (2) (a) To make broadband expansion grants to eligible applicants for
2 the purpose of constructing broadband infrastructure in underserved areas
3 designated under par. (d). Grants awarded under this section shall be paid from the
4 appropriations under s. 20.155 (3) (a), (r), and (rm).

5 **SECTION 1824.** 215.21 (2) of the statutes is amended to read:

6 215.21 (2) LENDING AREA. Except for loans made under s. 45.37, 2017 stats., the
7 lending area of an association is limited to that area within a radius of 100 miles of
8 the association's office.

9 **SECTION 1825.** 224.77 (1) (o) of the statutes is amended to read:

10 224.77 (1) (o) In the course of practice as a mortgage banker, mortgage loan
11 originator, or mortgage broker, except in relation to housing designed to meet the
12 needs of elderly individuals, treat a person unequally solely because of sex, race,
13 color, handicap, sexual orientation, as defined in s. 111.32 (13m), religion, national
14 origin, age, or ancestry, the person's lawful source of income, or the sex, marital
15 status, status as a holder or nonholder of a license under s. 343.03 (3m), or status as
16 a victim of domestic abuse, sexual assault, or stalking, as defined in s. 106.50 (1m)
17 (u), of the person maintaining a household.

18 **SECTION 1826.** 227.01 (3m) of the statutes is repealed.

19 **SECTION 1827.** 227.01 (13) (Lw) of the statutes is created to read:

20 227.01 (13) (Lw) Adjusts the minimum wage under s. 104.035 (8m).

21 **SECTION 1828.** 227.01 (13) (t) of the statutes is created to read:

22 227.01 (13) (t) Ascertains and determines prevailing wage rates under ss.
23 66.0903, 103.49, 103.50, and 229.8275, except that any action or inaction which
24 ascertains and determines prevailing wage rates under ss. 66.0903, 103.49, 103.50,
25 and 229.8275 is subject to judicial review under s. 227.40.

SENATE BILL 59**SECTION 1836**

1 ~~this section, the agency shall submit a list of the members of the committee to the~~
2 ~~joint committee for review of administrative rules.~~

3 **SECTION 1837.** 227.26 (2) (im) of the statutes is repealed.

4 **SECTION 1838.** 227.40 (1) of the statutes is amended to read:

5 227.40 (1) Except as provided in sub. (2), the exclusive means of judicial review
6 of the validity of a rule ~~or guidance document~~ shall be an action for declaratory
7 judgment as to the validity of the rule ~~or guidance document~~ brought in the circuit
8 court for the county where the party asserting the invalidity of the rule ~~or guidance~~
9 ~~document~~ resides or has its principal place of business or, if that party is a
10 nonresident or does not have its principal place of business in this state, in the circuit
11 court for the county where the dispute arose. The officer or other agency whose rule
12 ~~or guidance document~~ is involved shall be the party defendant. The summons in the
13 action shall be served as provided in s. 801.11 (3) and by delivering a copy to that
14 officer or, if the agency is composed of more than one person, to the secretary or clerk
15 of the agency or to any member of the agency. The court shall render a declaratory
16 judgment in the action only when it appears from the complaint and the supporting
17 evidence that the rule ~~or guidance document~~ or its threatened application interferes
18 with or impairs, or threatens to interfere with or impair, the legal rights and
19 privileges of the plaintiff. A declaratory judgment may be rendered whether or not
20 the plaintiff has first requested the agency to pass upon the validity of the rule ~~or~~
21 ~~guidance document~~ in question.

22 **SECTION 1839.** 227.40 (2) (intro.) of the statutes is amended to read:

23 227.40 (2) (intro.) The validity of a rule ~~or guidance document~~ may be
24 determined in any of the following judicial proceedings when material therein:

25 **SECTION 1840.** 227.40 (2) (e) of the statutes is amended to read:

SENATE BILL 59**SECTION 1840**

1 227.40 (2) (e) Proceedings under s. 66.191, 1981 stats., or s. 40.65 (2), 106.50,
2 106.52, 303.07 (7) or 303.21 or ss. 227.52 to 227.58 or under ch. 102, 108 or 949 for
3 review of decisions and orders of administrative agencies if the validity of the rule
4 or guidance document involved was duly challenged in the proceeding before the
5 agency in which the order or decision sought to be reviewed was made or entered.

6 **SECTION 1841.** 227.40 (3) (ag) of the statutes is amended to read:

7 227.40 (3) (ag) In any judicial proceeding other than one under sub. (1) or (2),
8 in which the invalidity of a rule or guidance document is material to the cause of
9 action or any defense thereto, the assertion of that invalidity shall be set forth in the
10 pleading of the party maintaining the invalidity of the rule or guidance document in
11 that proceeding. The party asserting the invalidity of the rule or guidance document
12 shall, within 30 days after the service of the pleading in which the party sets forth
13 the invalidity, apply to the court in which the proceedings are had for an order
14 suspending the trial of the proceeding until after a determination of the validity of
15 the rule or guidance document in an action for declaratory judgment under sub. (1).

16 **SECTION 1842.** 227.40 (3) (ar) of the statutes is amended to read:

17 227.40 (3) (ar) Upon the hearing of the application, if the court is satisfied that
18 the validity of the rule or guidance document is material to the issues of the case, an
19 order shall be entered staying the trial of said proceeding until the rendition of a final
20 declaratory judgment in proceedings to be instituted forthwith by the party asserting
21 the invalidity of the rule or guidance document. If the court finds that the asserted
22 invalidity of the rule or guidance document is not material to the case, an order shall
23 be entered denying the application for stay.

24 **SECTION 1843.** 227.40 (3) (b) of the statutes is amended to read:

SENATE BILL 59**SECTION 1843**

1 227.40 (3) (b) Upon the entry of a final order in the declaratory judgment
2 action, it shall be the duty of the party who asserts the invalidity of the rule or
3 ~~guidance document~~ to formally advise the court of the outcome of the declaratory
4 judgment action so brought as ordered by the court. After the final disposition of the
5 declaratory judgment action the court shall be bound by and apply the judgment so
6 entered in the trial of the proceeding in which the invalidity of the rule or ~~guidance~~
7 ~~document~~ is asserted.

8 **SECTION 1844.** 227.40 (3) (c) of the statutes is amended to read:

9 227.40 (3) (c) Failure to set forth the invalidity of a rule or ~~guidance document~~
10 in a pleading or to commence a declaratory judgment proceeding within a reasonable
11 time pursuant to the order of the court or to prosecute the declaratory judgment
12 action without undue delay shall preclude the party from asserting or maintaining
13 that the rule or ~~guidance document~~ is invalid.

14 **SECTION 1845.** 227.40 (4) (a) of the statutes is amended to read:

15 227.40 (4) (a) In any proceeding pursuant to this section for judicial review of
16 a rule or ~~guidance document~~, the court shall declare the rule or ~~guidance document~~
17 invalid if it finds that it violates constitutional provisions or exceeds the statutory
18 authority of the agency or was promulgated or ~~adopted~~ without compliance with
19 statutory rule-making or ~~adoption~~ procedures.

20 **SECTION 1846.** 227.40 (6) of the statutes is amended to read:

21 227.40 (6) Upon entry of a final order in a declaratory judgment action under
22 sub. (1) ~~with respect to a rule~~, the court shall send an electronic notice to the
23 legislative reference bureau of the court's determination as to the validity or
24 invalidity of the rule, in a format approved by the legislative reference bureau, and
25 the legislative reference bureau shall publish a notice of that determination in the

SENATE BILL 59**SECTION 1846**

1 Wisconsin administrative register under s. 35.93 (2) and insert an annotation of that
2 determination in the Wisconsin administrative code under s. 13.92 (4) (a).

3 **SECTION 1847.** 227.43 (1) (bm) of the statutes is repealed.

4 **SECTION 1848.** 227.43 (2) (am) of the statutes is repealed.

5 **SECTION 1849.** 227.43 (3) (bm) of the statutes is repealed.

6 **SECTION 1850.** 227.43 (4) (bm) of the statutes is repealed.

7 **SECTION 1851.** 227.57 (11) of the statutes is amended to read:

8 227.57 (11) Upon review of an agency action or decision affecting a property
9 owner's use of the property owner's property, the court shall accord no deference to
10 the agency's interpretation of law if the agency action or decision restricts the
11 property owner's free use of the property owner's property.

12 **SECTION 1852.** 229.682 (2) of the statutes is created to read:

13 229.682 (2) PREVAILING WAGE. The construction of a baseball park facility that
14 is financed in whole or in part by a district is subject to s. 66.0903.

15 **SECTION 1853.** 229.8275 of the statutes is created to read:

16 **229.8275 Prevailing wage.** A district may not enter into a contract under s.
17 229.827 with a professional football team, as described in s. 229.823, or a related
18 party that requires the team or related party to acquire and construct or renovate
19 football stadium facilities that are part of any facilities that are leased by the district
20 to the team or to a related party unless the professional football team or related party
21 agrees to all of the following:

22 (1) Not to allow any employee working on the football stadium facilities who
23 would be entitled to receive the prevailing wage rate under s. 66.0903 and who would
24 not be required or allowed to work more than the prevailing hours of labor, if the
25 football stadium facilities were a project of public works subject to s. 66.0903, to be

SENATE BILL 59**SECTION 1853**

1 paid less than the prevailing wage rate or to be required or allowed to work more than
2 the prevailing hours of labor, except as allowed under s. 66.0903 (4) (a).

3 (2) To require any contractor, subcontractor, or agent of a contractor or
4 subcontractor performing work on the football stadium facilities to keep and allow
5 inspection of records in the same manner as a contractor, subcontractor, or agent of
6 a contractor or subcontractor performing work on a project of public works that is
7 subject to s. 66.0903 is required to keep and allow inspection of records under s.
8 66.0903 (10).

9 (3) To comply with s. 66.0903 in the same manner as a local governmental unit
10 contracting for the erection, construction, remodeling, repairing, or demolition of a
11 project of public works is required to comply with s. 66.0903 and to require any
12 contractor, subcontractor, or agent of a contractor or subcontractor performing work
13 on the football stadium facilities to comply with s. 66.0903 in the same manner as
14 a contractor, subcontractor, or agent of a contractor or subcontractor performing
15 work on a project of public works that is subject to s. 66.0903 is required to comply
16 with s. 66.0903.

17 **SECTION 1854.** 230.01 (2) (b) of the statutes is amended to read:

18 230.01 (2) (b) It is the policy of this state to provide for equal employment
19 opportunity by ensuring that all personnel actions including hire, tenure or term,
20 and condition or privilege of employment be based on the ability to perform the duties
21 and responsibilities assigned to the particular position without regard to age, race,
22 creed or religion, color, disability, sex, national origin, ancestry, sexual orientation,
23 or political affiliation, or status as a holder or nonholder of a license under s. 343.03
24 (3m).

25 **SECTION 1855.** 230.08 (2) (wc) of the statutes is repealed.

SENATE BILL 59**SECTION 1856**

1 **SECTION 1856.** 230.08 (2) (ya) of the statutes is created to read:

2 230.08 (2) (ya) The director of the office of sustainability and clean energy in
3 the department of administration.

4 **SECTION 1857.** 230.18 of the statutes is amended to read:

5 **230.18 Discrimination prohibited.** No question in any form of application
6 or in any evaluation used in the hiring process may be so framed as to elicit
7 information concerning the partisan political or religious opinions or affiliations of
8 any applicant nor may any inquiry be made concerning such opinions or affiliations
9 and all disclosures thereof shall be discountenanced except that the director may
10 evaluate the competence and impartiality of applicants for positions such as clinical
11 chaplain in a state institutional program. No discriminations may be exercised in
12 the recruitment, application, or hiring process against or in favor of any person
13 because of the person's political or religious opinions or affiliations or because of age,
14 sex, disability, race, color, sexual orientation, national origin, ~~or ancestry,~~ or status
15 as a holder or nonholder of a license under s. 343.03 (3m) except as otherwise
16 provided.

17 **SECTION 1858.** 234.03 (13m) of the statutes is amended to read:

18 234.03 (13m) To purchase and enter into commitments for the purchase of
19 veterans housing loans made pursuant to s. 45.37, 2017 stats.

20 **SECTION 1859.** 234.18 of the statutes is amended to read:

21 **234.18 Limit on amount of outstanding bonds and notes.** The authority
22 may not issue notes and bonds that are secured by a capital reserve fund to which
23 s. 234.15 (4) applies if, upon issuance, the total aggregate outstanding principal
24 amount of notes and bonds that are secured by a capital reserve fund to which s.

SENATE BILL 59**SECTION 1859**

1 234.15 (4) applies would exceed ~~\$600,000,000~~ \$1,000,000,000. This section does not
2 apply to bonds and notes issued to refund outstanding notes and bonds.

3 **SECTION 1860.** 234.29 of the statutes is amended to read:

4 **234.29 Equality of occupancy and employment.** The authority shall
5 require that occupancy of housing projects assisted under this chapter be open to all
6 regardless of sex, race, religion, or sexual orientation; status as a victim of domestic
7 abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u); whether the
8 person holds, or has applied for, a registry identification card, as defined in s. 146.44
9 (1) (g), has been the subject of a written certification, as defined in s. 146.44 (1) (h),
10 or is or has been a member of a treatment team, as defined in s. 961.01 (20t); or creed,
11 and that contractors and subcontractors engaged in the construction of economic
12 development or housing projects, shall provide an equal opportunity for
13 employment, without discrimination as to sex, race, religion, sexual orientation, or
14 creed.

15 **SECTION 1861.** 234.29 of the statutes, as affected by 2019 Wisconsin Act (this
16 act), is amended to read:

17 **234.29 Equality of occupancy and employment.** The authority shall
18 require that occupancy of housing projects assisted under this chapter be open to all
19 regardless of sex, race, religion, or sexual orientation; status as a holder or nonholder
20 of a license under s. 343.03 (3m); status as a victim of domestic abuse, sexual assault,
21 or stalking, as defined in s. 106.50 (1m) (u); whether the person holds, or has applied
22 for, a registry identification card, as defined in s. 146.44 (1) (g), has been the subject
23 of a written certification, as defined in s. 146.44 (1) (h), or is or has been a member
24 of a treatment team, as defined in s. 961.01 (20t); or creed, and that contractors and
25 subcontractors engaged in the construction of economic development or housing

SENATE BILL 59**SECTION 1861**

1 projects, shall provide an equal opportunity for employment, without discrimination
2 as to sex, race, religion, sexual orientation, or creed.

3 **SECTION 1862.** 234.40 (1) of the statutes is amended to read:

4 234.40 (1) The authority shall issue its negotiable bonds in such principal
5 amount and length of maturity as to provide sufficient funds for veterans housing
6 loans to be made pursuant to s. 45.37, 2017 stats.

7 **SECTION 1863.** 234.40 (3) of the statutes is amended to read:

8 234.40 (3) It is the intent of the legislature that the authority be used to finance
9 the veterans housing program. ~~Nothing in this chapter shall be construed to~~
10 ~~supersede the powers vested by subch. III of ch. 45 in the department of veterans~~
11 ~~affairs for carrying out program responsibilities for which debt has been incurred by~~
12 ~~the authority.~~

13 **SECTION 1864.** 234.41 (1) of the statutes is amended to read:

14 234.41 (1) There is established under the jurisdiction of the authority a
15 veterans housing loan fund. All moneys resulting from the sale of bonds for the
16 purpose of veterans housing pursuant to s. 45.37, 2017 stats., unless credited to the
17 veterans capital reserve fund, shall be credited to the fund.

18 **SECTION 1865.** 234.41 (2) of the statutes is amended to read:

19 234.41 (2) The authority shall use moneys in the fund for the purpose of
20 purchasing loans representing veterans housing loans pursuant to s. 45.37, 2017
21 stats. All disbursements of funds under this section for purchasing mortgage loans
22 shall be made payable to authorized lenders as defined in s. 45.31 (3), 2017 stats.,
23 and eligible persons as defined in s. 45.31 (5), 2017 stats.

24 **SECTION 1866.** 234.43 (2) (c) of the statutes is amended to read:

SENATE BILL 59**SECTION 1866**

1 234.43 (2) (c) For repayment of advances from the state made through s. 20.485

2 (3) (b), 2017 stats;

3 **SECTION 1867.** 238.02 (1) of the statutes is amended to read:

4 238.02 (1) There is created an authority, which is a public body corporate and
5 politic, to be known as the “Wisconsin Economic Development Corporation.” The
6 members of the board shall consist of 6 members nominated by the governor, and
7 with the advice and consent of the senate appointed, to serve at the pleasure of the
8 governor; ~~4~~ 3 members appointed by the speaker of the assembly, consisting of one
9 majority and one minority party representative to the assembly, appointed as are the
10 members of standing committees in the assembly, and one person employed in the
11 private sector, to serve ~~4~~-year terms; ~~one member appointed by the minority leader~~
12 ~~of the assembly to serve a 4-year term; 4~~ at the speaker’s pleasure; and 3 members
13 appointed by the senate majority leader, consisting of one majority and one minority
14 party senator, appointed as are members of standing committees in the senate, and
15 one person employed in the private sector, to serve ~~4~~-year terms; ~~and one member~~
16 ~~appointed by the minority leader of the senate to serve a 4-year term. Neither the~~
17 ~~speaker of the assembly nor the senate majority leader may appoint more than 2~~
18 ~~members of the legislature to the board~~ at the majority leader’s pleasure. The
19 secretary of administration and the secretary of revenue shall also serve on the board
20 as nonvoting members. The board shall elect a chairperson from among its
21 nonlegislative voting members. ~~A vacancy on the board shall be filled in the same~~
22 ~~manner as the original appointment to the board for the remainder of the unexpired~~
23 ~~term, if any.~~

24 **SECTION 1868.** 238.02 (2) of the statutes is amended to read:

SENATE BILL 59**SECTION 1868**

1 238.02 (2) A majority of the appointed voting members of the board currently
2 serving constitutes a quorum for the purpose of conducting its business and
3 exercising its powers and for all other purposes, notwithstanding the existence of any
4 vacancies. Action may be taken by the board upon a vote of a majority of the
5 appointed voting members present.

6 **SECTION 1869.** 238.04 (15) of the statutes is repealed.

7 **SECTION 1870.** 238.07 (1) of the statutes is amended to read:

8 238.07 (1) Annually, by ~~January~~ October 1, the board shall submit to the chief
9 clerk of each house of the legislature, for distribution to the legislature under s.
10 13.172 (2), a report identifying the economic development projects that the board
11 intends to develop and implement during the current ~~calendar~~ fiscal year.

12 **SECTION 1871.** 238.07 (2) (ag) of the statutes is amended to read:

13 238.07 (2) (ag) An accounting of the location, by municipality, of each job
14 created or retained in the state in the previous fiscal year as a result of the program
15 if the job meets the criteria for receiving a grant, loan award, or tax credit under the
16 program.

17 **SECTION 1872.** 238.07 (2) (ar) of the statutes is amended to read:

18 238.07 (2) (ar) An accounting of the industry classification, by municipality, of
19 each job created or retained in the state as a result of the program if the job meets
20 the criteria for receiving a grant, loan award, or tax credit under the program.

21 **SECTION 1873.** 238.08 of the statutes is renumbered 238.08 (1) and amended
22 to read:

23 238.08 (1) All records of the corporation are open to the public as provided in
24 s. 19.35 (1) except those records relating to pending grants, loans, or economic
25 development projects that, in the opinion of the corporation, must remain

SENATE BILL 59**SECTION 1873**

1 confidential to protect the competitive nature of the grant, loan, or project and except
2 records received from the department of revenue pursuant to an agreement under
3 s. 71.78 (5).

4 **SECTION 1874.** 238.08 (2) of the statutes is created to read:

5 238.08 (2) The corporation shall maintain on its Internet site a searchable,
6 electronic database that allows any person to inspect all final contracts, including
7 final amendments to these contracts, under which the corporation agrees to provide
8 a grant, loan, or tax benefit. The corporation shall add a final contract or final
9 amendment to the database no later than 30 days after the contract or amendment
10 is executed.

11 **SECTION 1875.** 238.095 of the statutes is created to read:

12 **238.095 Contract requirements.** (1) All terms of each contract the
13 corporation executes shall, at the time the contract is executed, be in compliance with
14 all applicable state laws and all applicable corporation policies and procedures.

15 (2) Prior to executing a contract with a person for the award of a grant, loan,
16 or tax credit, the corporation shall establish, through payroll records or other
17 business records the corporation determines are sufficient, the number of full-time
18 employees employed by the person for the purpose of accounting for each full-time
19 job created or retained during the course of the contract.

20 (3) Each contract the corporation executes with a person for the award of a
21 grant, loan, or tax credit shall require the person to submit to the corporation payroll
22 records, or other business records the corporation determines are sufficient, to verify
23 the number of full-time jobs created or retained during the course of the contract.
24 The corporation shall adopt policies and procedures establishing standards to verify
25 the business records and full-time job data.

SENATE BILL 59**SECTION 1876**

1 **SECTION 1876.** 238.097 of the statutes is created to read:

2 **238.097 Underwriting staff review.** The corporation may not enter into a
3 contract with a person for the award of a grant, loan, or tax credit before the
4 corporation's underwriting staff completes a review of the person's application for the
5 grant, loan, or tax credit, including an evaluation of all statutory requirements and
6 all requirements under the corporation's policies and procedures that apply to the
7 grant, loan, or tax credit.

8 **SECTION 1877.** 238.105 of the statutes is created to read:

9 **238.105 Job elimination or relocation. (1)** Each recipient of a grant, loan,
10 or tax credit under this chapter shall report to the corporation each full-time job in
11 this state that the recipient eliminates or relocates outside this state within 7
12 business days after the job is eliminated or relocated and shall describe in detail the
13 circumstances of that job elimination or relocation. If extenuating circumstances
14 make it impossible for the recipient to submit the report within 7 business days, the
15 recipient may submit the report within 30 days after the full-time job is eliminated
16 or relocated.

17 **(2)** A recipient of a grant, loan, or tax credit under this chapter may not use the
18 grant, loan, or tax credit to reduce net employment in this state or relocate jobs
19 outside this state.

20 **SECTION 1878.** 238.115 (1) (f) of the statutes is amended to read:

21 238.115 (1) (f) The amount of tax credits the corporation determined each
22 person identified under par. (e) was eligible to claim that, if already claimed that,
23 must be repaid by the person as the result of -a- the revocation for each person
24 identified under par. (e).

25 **SECTION 1879.** 238.116 of the statutes is created to read:

SENATE BILL 59**SECTION 1879****1 238.116 Reporting of material changes in contracts for tax benefits. (1)**

2 Each contract the corporation executes with a taxpayer under which the taxpayer
3 may be eligible to claim tax benefits in excess of \$5,000,000 during the term of the
4 contract shall include a requirement that the taxpayer promptly notify the
5 corporation of all of the following:

6 (a) Each material change to a project subject to the contract.

7 (b) All effects of each material change under par. (a) on the contract's
8 performance goals or requirements, including job retention, creation, or training and
9 capital expenditures, and any effect on the timing of the taxpayer's achievement of
10 the performance goals or requirements.

11 **(2)** The corporation shall notify the joint committee on finance of any material
12 change for which the corporation receives notice under sub. (1) and, for any contract
13 under which a taxpayer may be eligible to claim tax benefits in excess of \$5,000,000
14 during the term of the contract, of any material change due to an amendment to the
15 contract.

16 **SECTION 1880.** 238.117 of the statutes is created to read:

17 **238.117 Repayment of tax credits.** No later than 7 days after the
18 corporation receives a repayment of tax credits under this chapter, the corporation
19 shall remit the full amount of that payment to the secretary of administration for
20 deposit in the general fund.

21 **SECTION 1881.** 238.135 of the statutes is amended to read:

22 **238.135 Grants to regional economic development organizations.** The
23 corporation shall award annual grants to regional economic development
24 organizations to fund economic development activities, including marketing
25 activities. The total amount of grants awarded each year shall be at least \$1,000,000.

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1 The amount of each a grant to fund marketing activities may not exceed \$100,000
2 or the amount of matching funds the organization obtains from sources other than
3 the corporation or the state, whichever is less.

4 **SECTION 1882.** 238.17 (1) of the statutes is renumbered 238.17 (1) (a) and
5 amended to read:

6 238.17 (1) (a) ~~For~~ Except as provided in par. (b), for taxable years beginning
7 after December 31, 2013, the corporation may certify a person to claim a tax credit
8 under s. 71.07 (9m), 71.28 (6), or 71.47 (6), if the corporation determines that the
9 person is conducting an eligible activity under s. 71.07 (9m), 71.28 (6), or 71.47 (6).
10 No person may claim a tax credit under s. 71.07 (9m), 71.28 (6), or 71.47 (6) without
11 first being certified under this subsection.

12 **SECTION 1883.** 238.17 (1) (b) of the statutes is created to read:

13 238.17 (1) (b) The corporation may not certify a person to claim a tax credit
14 under s. 71.07 (9m) (a) 3., 71.28 (6) (a) 3., or 71.47 (6) (a) 3. for taxable years beginning
15 after December 31, 2018.

16 **SECTION 1884.** 238.17 (2) of the statutes is amended to read:

17 238.17 (2) Beginning July 1, 2018, and ending on June 30, 2019, the
18 corporation may not certify persons to claim more than a total of \$3,500,000 in tax
19 credits for all projects undertaken on the same parcel. Beginning July 1, 2019, the
20 corporation may not certify persons to claim more than a total of \$3,500,000 in tax
21 credits for any project, regardless of the number of parcels on which the project is
22 undertaken.

23 **SECTION 1885.** 238.30 (4m) of the statutes is amended to read:

24 238.30 (4m) "Member of a targeted group" means a person who resides in an
25 area designated by the federal government as an economic revitalization area, a

SENATE BILL 59**SECTION 1885**

1 person who is employed in an unsubsidized job but meets the eligibility requirements
2 under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who
3 is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or in a trial
4 employment match program job subsidized employment placement, as defined in s.
5 49.141 (1) (n) (Lm), a person who is eligible for child care assistance under s. 49.155,
6 a person who is a vocational rehabilitation referral, an economically disadvantaged
7 youth, an economically disadvantaged veteran, a supplemental security income
8 recipient, a general assistance recipient, an economically disadvantaged ex-convict,
9 a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp recipient, if the
10 person has been certified in the manner under 26 USC 51 (d) (13) (A) by a designated
11 local agency, as defined in 26 USC 51 (d) (12).

12 **SECTION 1886.** 238.306 (3) of the statutes is repealed.

13 **SECTION 1887.** 238.308 (4) (a) 4m. of the statutes is created to read:

14 238.308 (4) (a) 4m. In addition to any tax benefit awarded under subd. 4., an
15 amount equal to up to 5 percent of the person's real property investment in a capital
16 investment project, if the project satisfies subd. 4. and if the investment is made for
17 purposes of energy efficiency or the generation of energy from renewable resources.
18 The corporation shall include in any contract for the award of tax benefits under this
19 subdivision a requirement that the recipient of the tax benefits provide
20 documentation to the corporation verifying all expenditures under this subdivision
21 and showing the energy efficiency or renewable energy impacts of those
22 expenditures.

23 **SECTION 1888.** 238.399 (3) (a) of the statutes is amended to read:

24 238.399 (3) (a) The corporation may designate ~~any number of enterprise zones~~
25 in this state not more than 35 enterprise zones.

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1 **SECTION 1889.** 238.399 (3) (am) of the statutes is repealed.

2 **SECTION 1890.** 238.399 (3) (e) of the statutes is created to read:

3 238.399 **(3)** (e) If the corporation revokes all certifications for tax benefits
4 within a designated enterprise zone, the corporation may cancel the designation of
5 that enterprise zone. After canceling the designation of an enterprise zone, the
6 corporation may designate a new enterprise zone subject to the limits of this
7 subsection.

8 **SECTION 1891.** 250.048 of the statutes is created to read:

9 **250.048 Prescription drug importation program.** (1) IMPORTATION
10 PROGRAM REQUIREMENTS. The department, in consultation with persons interested in
11 the sale and pricing of prescription drugs and appropriate officials and agencies of
12 the federal government, shall design and implement a prescription drug importation
13 program for the benefit of residents of this state, that generates savings for residents,
14 and that satisfies all of the following:

15 (a) The department shall designate a state agency to become a licensed
16 wholesale distributor or to contract with a licensed wholesale distributor and shall
17 seek federal certification and approval to import prescription drugs.

18 (b) The prescription drug importation program under this section shall comply
19 with relevant requirements of 21 USC 384, including safety and cost savings
20 requirements.

21 (c) The prescription drug importation program under this section shall import
22 prescription drugs from Canadian suppliers regulated under any appropriate
23 Canadian or provincial laws.

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1 (d) The prescription drug importation program under this section shall have
2 a process to sample the purity, chemical composition, and potency of imported
3 prescription drugs.

4 (e) The prescription drug importation program under this section shall import
5 only those prescription drugs for which importation creates substantial savings for
6 residents of the state and only those prescription drugs that are not brand-name
7 drugs and that have fewer than 4 competitor prescription drugs in the United States.

8 (f) The department shall ensure that prescription drugs imported under the
9 program under this section are not distributed, dispensed, or sold outside of the
10 state.

11 (g) The prescription drug importation program under this section shall ensure
12 all of the following:

13 1. Participation by any pharmacy or health care provider in the program is
14 voluntary.

15 2. Any pharmacy or health care provider participating in the program has the
16 appropriate license or other credential in this state.

17 3. Any pharmacy or health care provider participating in the program charges
18 a consumer or health plan the actual acquisition cost of the imported prescription
19 drug that is dispensed.

20 (h) The prescription drug importation program under this section shall ensure
21 that a payment by a health plan or health insurance policy for a prescription drug
22 imported under the program reimburses no more than the actual acquisition cost of
23 the imported prescription drug that is dispensed.

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1 (i) The prescription drug importation program under this section shall ensure
2 that any health plan or health insurance policy participating in the program does all
3 of the following:

4 1. Maintains a formulary and claims payment system with current information
5 on prescription drugs imported under the program.

6 2. Bases cost-sharing amounts for participants or insureds under the plan or
7 policy on no more than the actual acquisition cost of the prescription drug imported
8 under the program that is dispensed to the participant or insured.

9 3. Demonstrates to the department or a state agency designated by the
10 department how premiums under the policy or plan are affected by savings on
11 prescription drugs imported under the program.

12 (j) Any wholesale distributor importing prescription drugs under the program
13 under this section shall limit its profit margin to the amount established by the
14 department or a state agency designated by the department.

15 (k) The prescription drug importation program under this section may not
16 import any generic prescription drug that would violate federal patent laws on
17 branded products in this country.

18 (L) The prescription drug importation program under this section shall comply
19 to the extent practical and feasible before the prescription drug to be imported comes
20 into possession of the state's wholesale distributor and fully after the prescription
21 drug to be imported is in possession of the state's wholesale distributor with tracking
22 and tracing requirements of 21 USC 360eee to 360eee-1.

23 (m) The prescription drug importation program under this section shall
24 establish a fee or other approach to finance the program that does not jeopardize
25 significant savings to residents of the state.

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1 (n) The prescription drug importation program under this section shall have
2 an audit function that ensures all of the following:

3 1. The department has a sound methodology to determine the most
4 cost-effective prescription drugs to include in the importation program under this
5 section.

6 2. The department has a process in place to select Canadian suppliers that are
7 high quality, high performing, and in full compliance with Canadian laws.

8 3. Prescription drugs imported under the program are pure, unadulterated,
9 potent, and safe.

10 4. The prescription drug importation program is complying with the
11 requirements of this subsection.

12 5. The prescription drug importation program under this section is adequately
13 financed to support administrative functions of the program while generating
14 significant cost savings to residents of the state.

15 6. The prescription drug importation program under this section does not put
16 residents of the state at a higher risk than if the program did not exist.

17 7. The prescription drug importation program under this section provides and
18 is projected to continue to provide substantial cost savings to residents of the state.

19 **(2) ANTICOMPETITIVE BEHAVIOR.** The department, in consultation with the
20 attorney general, shall identify the potential for and monitor anticompetitive
21 behavior in industries affected by a prescription drug importation program.

22 **(3) APPROVAL OF PROGRAM DESIGN; CERTIFICATION.** No later than the first day of
23 the 7th month beginning after the effective date of this subsection [LRB inserts
24 date], the department shall submit to the joint committee on finance a report that
25 includes the design of the prescription drug importation program in accordance with

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1 this section. The department may not submit the proposed prescription drug
2 importation program to the federal department of health and human services unless
3 the joint committee on finance approves the proposed prescription drug
4 implementation program. Within 14 days of the date of approval by the joint
5 committee on finance of the proposed prescription drug importation program, the
6 department shall submit to the federal department of health and human services a
7 request for certification of the approved prescription drug importation program.

8 (4) IMPLEMENTATION OF CERTIFIED PROGRAM. After the federal department of
9 health and human services certifies the prescription drug importation program
10 submitted under sub. (3), the department shall begin implementation of the program
11 and the program shall be fully operational by 180 days after the date of certification
12 by the federal department of health and human services. The department shall do
13 all of the following to implement the prescription drug importation program to the
14 extent the action is in accordance with other state laws and the certification by the
15 federal department of health and human services:

16 (a) Become a licensed wholesale distributor, designate another state agency to
17 become a licensed wholesale distributor, or contract with a licensed wholesale
18 distributor.

19 (b) Contract with one or more Canadian suppliers that meet the criteria in sub.
20 (1) (c).

21 (c) Create an outreach and marketing plan to communicate with and provide
22 information to health plans and health insurance policies, employers, pharmacies,
23 health care providers, and residents of the state on participating in the prescription
24 drug importation program.

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1 (d) Develop and implement a registration process for health plans and health
2 insurance policies, pharmacies, and health care providers interested in participating
3 in the prescription drug importation program.

4 (e) Create a publicly accessible source for listing prices of prescription drugs
5 imported under the program.

6 (f) Create, publicize, and implement a method of communication to promptly
7 answer questions from and address the needs of persons affected by the
8 implementation of the program before the program is fully operational.

9 (g) Establish the audit functions under sub. (1) (n) with a timeline to complete
10 each audit function every 2 years.

11 (h) Conduct any other activities determined by the department to be important
12 to successful implementation of the prescription drug importation program under
13 this section.

14 **(5) REPORT.** By January 1 and July 1 of each year, the department shall submit
15 to the joint committee on finance a report including all of the following:

16 (a) A list of prescription drugs included in the importation program under this
17 section.

18 (b) The number of pharmacies, health care providers, and health plans and
19 health insurance policies participating in the prescription drug importation program
20 under this section.

21 (c) The estimated amount of savings to residents of the state, health plans and
22 health insurance policies, and employers resulting from the implementation of the
23 prescription drug importation program under this section reported from the date of
24 the previous report under this subsection and from the date the program was fully
25 operational.

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1 (d) Findings of any audit functions under sub. (1) (n) completed since the date
2 of the previous report under this subsection.

3 **SECTION 1892.** 250.10 (1m) (b) of the statutes is amended to read:

4 250.10 **(1m)** (b) Award in each fiscal year to qualified applicants grants totaling
5 ~~\$25,000~~ no less than \$50,000 for fluoride supplements, ~~\$25,000 for a fluoride~~
6 ~~mouth-rinse program~~ varnish and other evidence-based oral health activities,
7 \$700,000 for school-based preventive dental services, and ~~\$120,000 for a~~
8 ~~school-based dental sealant program~~ \$100,000 for school-based restorative dental
9 services.

10 **SECTION 1893.** 250.20 (3) of the statutes is amended to read:

11 250.20 **(3)** From the appropriation account under s. 20.435 (1) ~~(kb)~~ (cr), the
12 department shall annually award grants for activities to improve the health status
13 of economically disadvantaged minority group members. A person may apply, in the
14 manner specified by the department, for a grant of up to \$50,000 in each fiscal year
15 to conduct these activities. An awardee of a grant under this subsection shall
16 provide, for at least 50 percent of the grant amount, matching funds that may consist
17 of funding or an in-kind contribution. An applicant that is not a federally qualified
18 health center, as defined under 42 CFR 405.2401 (b) shall receive priority for grants
19 awarded under this subsection. An applicant that provides maternal and child
20 health services shall receive priority for grants awarded under this subsection.

21 **SECTION 1894.** 250.20 (4) of the statutes is amended to read:

22 250.20 **(4)** From the appropriation account under s. 20.435 (1) ~~(kb)~~ (cr), the
23 department shall award a grant of up to \$50,000 in each fiscal year to a private
24 nonprofit corporation that applies, in the manner specified by the department, to
25 conduct a public information campaign on minority health.

SENATE BILL 59**SECTION 1895**

1 **SECTION 1895.** 252.14 (1) (ar) 3. of the statutes is amended to read:

2 252.14 (1) (ar) 3. A dentist or dental therapist licensed under ch. 447.

3 **SECTION 1896.** 253.06 (1) (a) of the statutes is renumbered 253.06 (1) (am) and
4 amended to read:

5 253.06 (1) (am) “~~Authorized~~ Approved food” means food identified by the
6 department as an authorized food in accordance with 7 CFR 246.10 as acceptable for
7 use under the federal special supplemental ~~food~~ nutrition program for women,
8 infants and children under 42 USC 1786.

9 **SECTION 1897.** 253.06 (1) (ag) of the statutes is created to read:

10 253.06 (1) (ag) “Alternate participant” means a person who has been
11 authorized by a participant to request benefits, participate in nutrition education,
12 bring an infant or child to a Women, Infants, and Children program appointment,
13 and have access to information in the participant’s file.

14 **SECTION 1898.** 253.06 (1) (b) of the statutes is repealed.

15 **SECTION 1899.** 253.06 (1) (br) of the statutes is created to read:

16 253.06 (1) (br) “Cardholder” means a participant; alternate participant;
17 parent, legal guardian, or caretaker of a participant; or another person in possession
18 of a Women, Infants, and Children program electronic benefit transfer card and the
19 personal identification number for the card.

20 **SECTION 1900.** 253.06 (1) (c) of the statutes is repealed.

21 **SECTION 1901.** 253.06 (1) (cm) of the statutes is amended to read:

22 253.06 (1) (cm) “~~Food~~ Direct distribution center” means an entity, other than
23 a vendor, that is under contract with the department under sub. (3m) to distribute
24 ~~authorized~~ approved food to participants.

SENATE BILL 59**SECTION 1902**

1 **SECTION 1902.** 253.06 (1) (cp), (cr), (ct) and (cv) of the statutes are created to
2 read:

3 253.06 (1) (cp) “Electronic benefit transfer” means a method that permits
4 electronic access to Women, Infants, and Children program benefits using a device,
5 approved by the department, with payments made in accordance with ch. 410.

6 (cr) “Food instrument” means a voucher, check, electronic benefit transfer card,
7 electronic benefit transfer card number and personal identification number, coupon,
8 or other method used by a participant to obtain Women, Infants, and Children
9 program approved foods.

10 (ct) “Infant formula supplier” means a wholesaler, distributor, retailer, or
11 manufacturer of infant formula.

12 (cv) “Local agency” means an entity that has a contract with the department
13 to provide services under the Women, Infants, and Children program such as
14 eligibility determination, benefit issuance, and nutritional counseling for
15 participants.

16 **SECTION 1903.** 253.06 (1) (dm) of the statutes is repealed.

17 **SECTION 1904.** 253.06 (1) (dr) and (dv) of the statutes are created to read:

18 253.06 (1) (dr) “Summary suspension” means an emergency action taken by the
19 department to suspend an authorization under the Women, Infants, and Children
20 program.

21 (dv) “Trafficking” means doing any of the following:

22 1. Buying, selling, stealing, or otherwise exchanging for cash or consideration
23 other than approved food Women, Infants, and Children program food instruments
24 or benefits that are issued and accessed via a food instrument.

SENATE BILL 59**SECTION 1904**

1 2. Exchanging firearms, ammunition, explosives, or controlled substances, as
2 defined in 21 USC 802, for a food instrument.

3 3. Intentionally purchasing and reselling for cash or consideration other than
4 approved food a product that is purchased with a food instrument.

5 4. Intentionally purchasing with cash or consideration other than approved
6 food a product that was originally purchased with a food instrument.

7 **SECTION 1905.** 253.06 (1) (e) of the statutes is amended to read:

8 253.06 (1) (e) “Vendor” means a ~~grocery store or pharmacy that sells authorized~~
9 person that operates one or more stores or pharmacies authorized by the department
10 under sub. (3) to provide approved foods under a retail food delivery system.

11 **SECTION 1906.** 253.06 (1) (f) of the statutes is repealed.

12 **SECTION 1907.** 253.06 (1) (g) of the statutes is created to read:

13 253.06 (1) (g) “Women, Infants, and Children program” means the federal
14 special supplemental nutrition program for women, infants and children under 42
15 USC 1786 and this section.

16 **SECTION 1908.** 253.06 (1m) of the statutes is created to read:

17 253.06 (1m) PROGRAM ADMINISTRATION. (a) The department may identify an
18 alternate participant as the Women, Infants, and Children program cardholder for
19 purposes of electronic administration of the Women, Infants, and Children program.

20 **SECTION 1909.** 253.06 (3) (a) (intro.) of the statutes is amended to read:

21 253.06 (3) (a) (intro.) The department may authorize a vendor ~~to accept drafts~~
22 only if the vendor meets all of the following conditions:

23 **SECTION 1910.** 253.06 (3) (a) 5. of the statutes is created to read:

24 253.06 (3) (a) 5. The vendor has an electronic benefit transfer-capable cash
25 register system or payment device, approved by the department, that is able to

SENATE BILL 59**SECTION 1910**

1 accurately and securely obtain Women, Infants, and Children program food balances
2 associated with the electronic benefit transfer card, maintain the necessary
3 electronic files such as the approved food list, successfully complete Women, Infants,
4 and Children program electronic benefit transfer purchases, and process Women,
5 Infants, and Children program electronic benefit transfer payments.

6 **SECTION 1911.** 253.06 (3) (bg) of the statutes is amended to read:

7 253.06 (3) (bg) The department may limit the number of vendors that it
8 authorizes under this subsection if the department determines that the number of
9 vendors already authorized under this subsection is sufficient to permit participants
10 to obtain authorized approved food conveniently.

11 **SECTION 1912.** 253.06 (3) (c) of the statutes is amended to read:

12 253.06 (3) (c) The department may not redeem drafts food instruments only
13 when submitted by a person who is not an authorized vendor under this subsection
14 except as provided in sub. (3m).

15 **SECTION 1913.** 253.06 (3) (d) of the statutes is created to read:

16 253.06 (3) (d) Each store operated by a business entity is a separate vendor for
17 purposes of this section and is required to have a single, fixed location, except when
18 the authorization of mobile stores is necessary to meet special needs in accordance
19 with 7 CFR 246.4 (1) (14) (xiv). The department shall require that each store be
20 authorized as a vendor separately from other stores operated by the business entity.

21 **SECTION 1914.** 253.06 (3m) (title) and (a) (intro.) of the statutes are amended
22 to read:

23 253.06 (3m) (title) ~~FOOD~~ DIRECT DISTRIBUTION CENTERS. (a) (intro.) The
24 department may contract for an alternative system of authorized approved food

SENATE BILL 59**SECTION 1914**

1 distribution with an entity other than a vendor only if the entity meets all of the
2 following requirements:

3 **SECTION 1915.** 253.06 (3m) (a) 4. of the statutes is created to read:

4 253.06 (3m) (a) 4. The entity has an electronic benefit transfer-capable cash
5 register system or payment device, approved by the department, that is able to
6 accurately and securely obtain Women, Infants, and Children program food balances
7 associated with the electronic benefit transfer card, maintain the necessary files,
8 successfully complete Women, Infants, and Children program electronic benefit
9 transfer purchases, and process Women, Infants, and Children program electronic
10 benefit transfer payments.

11 **SECTION 1916.** 253.06 (3m) (b) of the statutes is amended to read:

12 253.06 (3m) (b) The department shall ~~redeem valid drafts~~ may process a
13 payment if submitted by a food direct distribution center that is authorized by the
14 department under this subsection.

15 **SECTION 1917.** 253.06 (4) (a) 1. of the statutes is amended to read:

16 253.06 (4) (a) 1. ~~Accept drafts or submit drafts~~ a food instrument or submit a
17 request to the department for redemption without authorization.

18 **SECTION 1918.** 253.06 (4) (a) 2. of the statutes is repealed.

19 **SECTION 1919.** 253.06 (4) (a) 2m. of the statutes is created to read:

20 253.06 (4) (a) 2m. Engage in trafficking.

21 **SECTION 1920.** 253.06 (4) (a) 3. to 4. of the statutes are amended to read:

22 253.06 (4) (a) 3. Accept a ~~draft~~ food instrument other than in exchange for
23 authorized approved food that is provided by the person selected by the electronic
24 benefit transfer cardholder.

SENATE BILL 59**SECTION 1920**

1 3m. Provide ~~authorized~~ approved food or other commodities to ~~a participant~~
2 ~~or proxy~~ an electronic benefit transfer cardholder in exchange for a draft food
3 instrument accepted by a 3rd party.

4 4. ~~Enter on a draft~~ Submit a payment request for a dollar amount that is higher
5 than the actual retail price of the item for which ~~the draft~~ a food instrument was used.

6 **SECTION 1921.** 253.06 (4) (a) 5. of the statutes is repealed.

7 **SECTION 1922.** 253.06 (4) (a) 5m. of the statutes is created to read:

8 253.06 (4) (a) 5m. Confiscate a food instrument or ask for or enter the electronic
9 benefit transfer cardholder's personal identification number.

10 **SECTION 1923.** 253.06 (4) (a) 6. and 8. of the statutes are repealed.

11 **SECTION 1924.** 253.06 (4) (a) 9. of the statutes is amended to read:

12 253.06 (4) (a) 9. ~~Submit for redemption a draft~~ Provide to someone other than
13 the department a food instrument; a Women, Infants, and Children program
14 electronic benefit transfer card; or food purchased with a food instrument for
15 something of value.

16 **SECTION 1925.** 253.06 (4) (a) 10. of the statutes is repealed.

17 **SECTION 1926.** 253.06 (5) (a) 1. and 2. of the statutes are amended to read:

18 253.06 (5) (a) 1. Minimum qualification standards for the authorization of
19 vendors and infant formula suppliers and for the awarding of a contract to an entity
20 under sub. (3m).

21 2. Standards of operation for authorized vendors and infant formula suppliers
22 and ~~food~~ direct distribution centers, including prohibited practices.

23 **SECTION 1927.** 253.06 (5) (b) 1. to 3. of the statutes are amended to read:

24 253.06 (5) (b) 1. Denial of the application to be a participant or authorized
25 vendor or infant formula supplier.

SENATE BILL 59**SECTION 1927**

1 2. ~~Suspension~~ Summary suspension or termination of authorization for an
2 authorized vendor or infant formula supplier or, in the case of a food direct
3 distribution center, termination of the contract.

4 3. Disqualification from the program under this section for a vendor, infant
5 formula supplier, or participant.

6 **SECTION 1928.** 253.06 (5) (b) 6. to 8. of the statutes are created to read:

7 253.06 (5) (b) 6. Civil monetary penalty.

8 7. Warning letter.

9 8. Implementation of a corrective action plan.

10 **SECTION 1929.** 253.06 (5) (d) (intro.) and 6. of the statutes are amended to read:

11 253.06 (5) (d) (intro.) The department may directly assess a forfeiture provided
12 for under par. (b) 4., recoupment provided for under par. (b) 5. and an enforcement
13 assessment provided for under par. (c). If the department determines that a
14 forfeiture, recoupment or enforcement assessment should be levied, or that
15 authorization or eligibility should be summarily suspended or terminated, for a
16 particular violation or for failure to correct it, the department shall send a notice of
17 assessment, summary suspension or termination to the vendor, food infant formula
18 supplier, direct distribution center or participant. The notice shall inform the
19 vendor, food infant formula supplier, direct distribution center or participant of the
20 right to a hearing under sub. (6) and shall specify all of the following:

21 6. If applicable, ~~that the suspension or termination of authorization of the~~
22 ~~vendor or eligibility of the participant is effective beginning on the 15th day after~~
23 ~~receipt date of the notice of~~ summary suspension or termination.

24 **SECTION 1930.** 253.06 (5) (e) of the statutes is renumbered 253.06 (5) (e) 1. and
25 amended to read:

SENATE BILL 59**SECTION 1930**

1 253.06 (5) (e) 1. The ~~suspension or~~ termination of authorization of a vendor,
2 infant formula supplier, or direct distribution center or eligibility of a participant
3 shall be effective beginning on the 15th day after receipt of the notice of ~~suspension~~
4 ~~or~~ termination.

5 2. All forfeitures, recoupments, and enforcement assessments shall be paid to
6 the department within 15 days after receipt of notice of assessment or, if the
7 forfeiture, recoupment, or enforcement assessment is contested under sub. (6),
8 within 10 days after receipt of the final decision after exhaustion of administrative
9 review, unless the final decision is adverse to the department or unless the final
10 decision is appealed and the decision is stayed by court order under sub. (7). The
11 department shall remit all forfeitures paid to the secretary of administration for
12 deposit in the school fund. The department shall deposit all enforcement
13 assessments in the appropriation under s. 20.435 (1) (gr).

14 **SECTION 1931.** 253.06 (5) (e) 3. of the statutes is created to read:

15 253.06 (5) (e) 3. The summary suspension of authorization of a vendor, infant
16 formula supplier, or direct distribution center shall be effective immediately upon
17 receipt of the notice under par. (d).

18 **SECTION 1932.** 253.06 (6) (b) of the statutes is amended to read:

19 253.06 (6) (b) A person may contest an assessment of forfeiture, recoupment
20 or enforcement assessment, a denial, ~~suspension or~~ termination of authorization, a
21 civil monetary penalty assessed in lieu of disqualification, a summary suspension,
22 or a ~~suspension or~~ termination of eligibility by sending a written request for hearing
23 under s. 227.44 to the division of hearings and appeals in the department of
24 administration within 10 days after the receipt of the notice issued under sub. (3)
25 (bm) or (5) (d). The administrator of the division of hearings and appeals may

SENATE BILL 59**SECTION 1932**

1 designate a hearing examiner to preside over the case and recommend a decision to
2 the administrator under s. 227.46. The decision of the administrator of the division
3 of hearings and appeals shall be the final administrative decision. The division of
4 hearings and appeals shall commence the hearing and issue a final decision within
5 60 days after receipt of the request for hearing unless all of the parties consent to a
6 later date. Proceedings before the division of hearings and appeals are governed by
7 ch. 227. In any petition for judicial review of a decision by the division of hearings
8 and appeals, the department, if not the petitioner who was in the proceeding before
9 the division of hearings and appeals, shall be the named respondent.

10 **SECTION 1933.** 253.06 (8) of the statutes is amended to read:

11 253.06 (8) INSPECTION OF PREMISES. The department may visit and inspect each
12 authorized vendor and infant formula supplier and each food direct distribution
13 center, and for such purpose shall be given unrestricted access to the premises
14 described in the authorization or contract.

15 **SECTION 1934.** 253.06 (9) and (10) of the statutes are created to read:

16 253.06 (9) CONFIDENTIALITY OF APPLICANT AND PARTICIPANT INFORMATION. (a) Any
17 information about an applicant or participant, whether it is obtained from the
18 applicant or participant or another source or is generated as a result of application
19 for the Women, Infants, and Children program, that identifies the applicant or
20 participant or a family member of the applicant or participant is confidential.

21 (b) Except as explicitly permitted under this section, the department shall
22 restrict the use and disclosure of confidential applicant and participant information
23 to any person directly connected with the administration or enforcement of the
24 Women, Infants, and Children program that the department determines has a need
25 to know the information for Women, Infants, and Children program purposes.

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1 Persons who may be allowed to access confidential information under this paragraph
2 include personnel from the local agencies, persons under contract with the
3 department to perform research regarding the Women, Infants, and Children
4 program, and persons that are investigating or prosecuting Women, Infants, and
5 Children program violations of federal, state, or local law.

6 (c) The department or any local agency may use or disclose to public
7 organizations confidential applicant and participant information for the
8 administration of other programs that serve individuals eligible for the Women,
9 Infants, and Children program in accordance with 7 CFR 246.26 (h).

10 (d) Staff of the department and local agencies who are required by state law to
11 report known or suspected child abuse or neglect may disclose confidential applicant
12 and participant information without the consent of the participant or applicant to
13 the extent necessary to comply with the law.

14 (e) Except in the case of subpoenas or search warrants, the department and
15 local agencies may disclose confidential applicant and participant information to
16 individuals or entities not listed in this section only if the affected applicant or
17 participant signs a release form authorizing the disclosure and specifying the parties
18 to which the information may be disclosed. The department or local agency shall
19 allow applicants and participants to refuse to sign the release form and shall notify
20 the applicant or participant that signing the form is not a condition of eligibility and
21 refusing to sign the form will not affect the applicant's or participant's application
22 or participation in the Women, Infants, and Children program. Release forms
23 authorizing disclosure to private physicians or other health care providers may be
24 included as part of the Women, Infants, and Children program application or
25 certification process. All other requests for applicants or participants to sign

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1 voluntary release forms may occur only after the application and certification
2 process is complete.

3 (f) The department or local agency shall provide to an applicant or participant
4 access to all information he or she has provided to the Women, Infants, and Children
5 program. In the case of an applicant or participant who is an infant or child, the
6 access may be provided to a parent or guardian of the infant or child, assuming that
7 any issues regarding custody or guardianship have been settled. The department or
8 local agency is not required to provide the applicant or participant or parent or
9 guardian of an infant or child applicant or participant access to any other
10 information in the file or record, including documentation of income provided by a
11 3rd party and staff assessments of an applicant or participant's condition or
12 behavior, unless required by law or unless the information supports a state or local
13 agency decision being appealed under 7 CFR 246.9.

14 **(10) CONFIDENTIALITY OF VENDOR INFORMATION.** (a) Any information about a
15 vendor, whether it is obtained from the vendor or another source, that individually
16 identifies the vendor except for the vendor's name, address, telephone number,
17 Internet or electronic mail address, store type, and Women, Infants, and Children
18 program authorization status is confidential. The department shall restrict the use
19 or disclosure of confidential vendor information to any of the following:

20 1. Persons directly connected with the administration or enforcement of the
21 Women, Infants, and Children program or the food stamp program under s. 49.79
22 that the department determines has a need to know the information for purposes of
23 these programs. These persons may include personnel from local agencies and
24 persons investigating or prosecuting violations of Women, Infants, and Children
25 program or food stamp program federal, state, or local laws.

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1 2. Persons directly connected with the administration or enforcement of any
2 federal or state law or local ordinance. Before releasing information to a state or local
3 entity, the department shall enter into a written agreement with the requesting
4 party specifying that the information may not be used or redisclosed except for
5 purposes directly connected with the administration or enforcement of the federal or
6 state law or local ordinance.

7 3. A vendor that is subject to an adverse action under sub. (5), including a claim,
8 to the extent that the confidential information concerns the vendor that is subject to
9 the adverse action and is related to the adverse action.

10 (b) The department may disclose to all authorized vendors and applicants to
11 be a vendor sanctions that have been imposed on vendors if the disclosure identifies
12 only the vendor's name, address, length of the disqualification or amount of the
13 monetary penalty, and a summary of the reason for the sanction provided in the
14 notice of adverse action under sub. (5). The information under this paragraph may
15 be disclosed only after all administrative and judicial review is exhausted and the
16 department has prevailed regarding the sanction imposed on the vendor or after the
17 time period for requesting administrative and judicial review has expired.

18 **SECTION 1935.** 253.07 (1) (a) 3. of the statutes is created to read:

19 253.07 (1) (a) 3. Pregnancy termination.

20 **SECTION 1936.** 253.07 (1) (b) 3. of the statutes is created to read:

21 253.07 (1) (b) 3. Pregnancy termination.

22 **SECTION 1937.** 253.07 (5) (b) (intro.) of the statutes is renumbered 253.07 (5)
23 (b) and amended to read:

24 253.07 (5) (b) ~~Subject to par. (c), a~~ A public entity that receives women's health
25 funds under this section may provide some or all of the funds to other public or

SENATE BILL 59**SECTION 1937**

1 private entities provided that the recipient of the funds does not do any of the
2 following:

3 **SECTION 1938.** 253.07 (5) (b) 1. to 3. of the statutes are repealed.

4 **SECTION 1939.** 253.07 (5) (c) of the statutes is repealed.

5 **SECTION 1940.** 253.075 of the statutes is repealed.

6 **SECTION 1941.** 254.151 (intro.) of the statutes is amended to read:

7 **254.151 Lead poisoning or lead exposure prevention grants.** (intro.)

8 From the appropriation account under s. 20.435 (1) (ef), the department shall award:

9 **(1m)** Award the following grants under criteria that the department shall
10 establish in rules promulgated under this section subsection:

11 **SECTION 1942.** 254.151 (1) of the statutes is renumbered 254.151 (1m) (a).

12 **SECTION 1943.** 254.151 (2) of the statutes is renumbered 254.151 (1m) (b).

13 **SECTION 1944.** 254.151 (2m) of the statutes is created to read:

14 254.151 **(2m)** Award grants for residential lead hazard abatement, residential
15 lead hazard reduction, and lead abatement worker training.

16 **SECTION 1945.** 254.151 (3) of the statutes is renumbered 254.151 (1m) (c).

17 **SECTION 1946.** 254.151 (4) of the statutes is renumbered 254.151 (1m) (d).

18 **SECTION 1947.** 254.151 (5) of the statutes is renumbered 254.151 (1m) (e) and
19 amended to read:

20 254.151 **(1m)** (e) To fund any combination of the purposes under subs. (1) pars.
21 (a) to (4) (d).

22 **SECTION 1948.** 254.151 (6) of the statutes is renumbered 254.151 (1m) (f).

23 **SECTION 1949.** 254.151 (7) of the statutes is renumbered 254.151 (1m) (g).

24 **SECTION 1950.** 255.06 (2) (i) of the statutes is amended to read:

SENATE BILL 59**SECTION 1950**

1 255.06 (2) (i) *Multiple sclerosis services*. Allocate and expend at least up to
2 \$60,000 as reimbursement for the provision of multiple sclerosis services to women.

3 **SECTION 1951.** 256.35 (1) (em) of the statutes is amended to read:

4 256.35 (1) (em) “Emergency number system” means any basic system,
5 sophisticated system, or Next Generation 911, as defined in ~~sub. (3s) (a) 3.~~ s. 85.125
6 (1) (c), regardless of technology platform.

7 **SECTION 1952.** 256.35 (3s) (except 256.35 (3s) (a) 1.) of the statutes is
8 renumbered 85.125, and 85.125 (1) (intro.), (e) and (f), (2), (3) and (4) (a), as
9 renumbered, are amended to read:

10 85.125 (1) DEFINITIONS. (intro.) In this ~~subsection~~ section:

11 (e) “Service supplier” has the meaning given in ~~sub. s. 256.35~~ (3) (a) 3.

12 (f) “Service user” has the meaning given in ~~sub. s. 256.35~~ (3) (a) 4.

13 **(2) EMERGENCY SERVICES IP NETWORK CONTRACTS.** The department shall invite
14 bids to be submitted under s. 16.75 and, from the appropriation under s. ~~20.465 (3)~~
15 20.395 (5) (qm), contract for the creation, operation, and maintenance of an
16 emergency services IP network that to the greatest extent feasible relies on industry
17 standards and existing infrastructure to provide all public safety answering points
18 with the network necessary to implement Next Generation 911.

19 **(3) EXISTING CONTRACTS AND CHARGES.** (a) The department shall determine the
20 operational date for each county. If a contract under ~~sub. s. 256.35~~ (3) (b) 3. between
21 a service supplier and a county is in effect immediately before the operational date
22 determined for the county, the contract shall expire on the operational date and,
23 except as provided in ~~subd. 2. par. (b)~~, beginning on the operational date, the service
24 supplier may not bill any service user for a charge levied by the county under ~~sub.~~
25 s. 256.35 (3) (b) or impose a surcharge approved under ~~sub. s. 256.35~~ (3) (f). At least

SENATE BILL 59**SECTION 1952**

1 30 days before a contract expires under this ~~subdivision~~ paragraph, the department
2 shall provide written notice of the expiration to the county and service supplier.

3 (b) If a contract terminates under ~~subd. 1. par. (a)~~ before a service supplier has
4 been fully compensated for nonrecurring services described in ~~sub. s. 256.35~~ (3) (b)
5 3. a., the service supplier may continue to bill service users for the charge levied by
6 the county under ~~sub. s. 256.35~~ (3) (b) or impose a surcharge approved under ~~sub. s.~~
7 256.35 (3) (f) until the service supplier is fully compensated for those nonrecurring
8 services.

9 (4) (a) Advise the department on the contracts required under ~~par. (b)~~ sub. (2).

10 **SECTION 1953.** 256.35 (3s) (a) 1. of the statutes is repealed.

11 **SECTION 1954.** 257.01 (5) (a) of the statutes is amended to read:

12 257.01 (5) (a) An individual who is licensed as a physician, a physician
13 assistant, or a podiatrist under ch. 448, licensed as a registered nurse, licensed
14 practical nurse, or nurse-midwife under ch. 441, licensed as a dentist or dental
15 therapist under ch. 447, licensed as a pharmacist under ch. 450, licensed as a
16 veterinarian or certified as a veterinary technician under ch. 89, or certified as a
17 respiratory care practitioner under ch. 448.

18 **SECTION 1955.** 257.01 (5) (b) of the statutes is amended to read:

19 257.01 (5) (b) An individual who was at any time within the previous 10 years,
20 but is not currently, licensed as a physician, a physician assistant, or a podiatrist
21 under ch. 448, licensed as a registered nurse, licensed practical nurse or
22 nurse-midwife, under ch. 441, licensed as a dentist or dental therapist under ch. 447,
23 licensed as a pharmacist under ch. 450, licensed as a veterinarian or certified as a
24 veterinary technician under ch. 89, or certified as a respiratory care practitioner

SENATE BILL 59**SECTION 1955**

1 under ch. 448, if the individual's license or certification was never revoked, limited,
2 suspended, or denied renewal.

3 **SECTION 1956.** 281.54 of the statutes is created to read:

4 **281.54 Local pollution control grants in TMDL watersheds.** The
5 department shall award grants from the appropriation under s. 20.866 (2) (tj) to
6 municipalities and counties for water pollution control infrastructure projects
7 within watersheds for which a federally approved total maximum daily load under
8 33 USC 1313 (d) (1) (C) is in effect. The department shall promulgate rules for the
9 administration of the program under this section.

10 **SECTION 1957.** 281.59 (4) (a) of the statutes is amended to read:

11 281.59 (4) (a) The clean water fund program and the safe drinking water loan
12 program are revenue-producing enterprises or programs, as defined in s. 18.52 (6).

13 **SECTION 1958.** 281.59 (4) (am) of the statutes is amended to read:

14 281.59 (4) (am) Deposits, appropriations or transfers to the environmental
15 improvement fund for the purposes of the clean water fund program or the safe
16 drinking water loan program may be funded with the proceeds of revenue obligations
17 issued subject to and in accordance with subch. II of ch. 18 or in accordance with
18 subch. IV of ch. 18 if designated a higher education bond.

19 **SECTION 1959.** 281.59 (4) (c) of the statutes is amended to read:

20 281.59 (4) (c) The building commission may pledge any portion of revenues
21 received or to be received in the fund established in par. (b) or the environmental
22 improvement fund to secure revenue obligations issued under this subsection. The
23 pledge shall provide for the transfer to the environmental improvement fund of all
24 pledged revenues, including any interest earned on the revenues, which are in excess
25 of the amounts required to be paid under s. 20.320 (1) (c) and (u) and (2) (c) and (u)

SENATE BILL 59**SECTION 1959**

1 for the purposes of the clean water fund program and the safe drinking water loan
2 program. The pledge shall provide that the transfers be made at least twice yearly,
3 that the transferred amounts be deposited in the environmental improvement fund
4 and that the transferred amounts are free of any prior pledge.

5 **SECTION 1960.** 281.59 (4) (f) of the statutes is amended to read:

6 281.59 (4) (f) Revenue obligations may be contracted by the building
7 commission when it reasonably appears to the building commission that all
8 obligations incurred under this subsection, and all payments under an agreement or
9 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue
10 obligations issued under this subsection, can be fully paid on a timely basis from
11 moneys received or anticipated to be received. Revenue obligations issued under this
12 subsection for the clean water fund program and safe drinking water loan program
13 shall not exceed \$2,526,700,000 in principal amount, excluding obligations issued to
14 refund outstanding revenue obligation notes.

15 **SECTION 1961.** 281.61 (8) (b) of the statutes is created to read:

16 281.61 (8) (b) The department of administration shall allocate not more than
17 \$40,000,000 from proceeds of public debt authorized under s. 20.866 (2) (td) to
18 projects involving forgivable loans to private users of public water systems to cover
19 not more than 50 percent of the cost to replace lead service lines.

20 **SECTION 1962.** 281.75 (1) (b) (intro.), 1. and 2. of the statutes are amended to
21 read:

22 281.75 (1) (b) (intro.) “Contaminated well” or “contaminated private water
23 supply” means a well or private water supply which does any of the following:

SENATE BILL 59**SECTION 1962**

1 1. Produces water containing one or more substances of public health concern
2 in excess of a primary maximum contaminant level promulgated in the national
3 drinking water standards in 40 CFR 141 and 143;

4 2. Produces water containing one or more substances of public health concern
5 in excess of an enforcement standard under ch. 160;

6 **SECTION 1963.** 281.75 (1) (b) 4. of the statutes is created to read:

7 281.75 (1) (b) 4. Produces water containing at least 10 parts per billion of
8 arsenic or at least 10 parts per million of nitrate nitrogen.

9 **SECTION 1964.** 281.75 (4m) (a) of the statutes is amended to read:

10 281.75 (4m) (a) In order to be eligible for an award under this section, the
11 annual family income of the landowner or lessee of property on which is located a
12 contaminated water supply or a well subject to abandonment may not exceed \$65,000
13 \$100,000.

14 **SECTION 1965.** 281.75 (5) (f) of the statutes is amended to read:

15 281.75 (5) (f) The Except as provided in par. (g), the department shall allocate
16 money for the payment of claims according to the order in which completed claims
17 are received. The department may conditionally approve a completed claim even if
18 the appropriation under s. 20.370 (6) (cr) is insufficient to pay the claim. The
19 department shall allocate money for the payment of a claim which is conditionally
20 approved as soon as funds become available.

21 **SECTION 1966.** 281.75 (5) (g) of the statutes is created to read:

22 281.75 (5) (g) If the appropriation under s. 20.370 (6) (cr) is insufficient to pay
23 claims, the department may, for claims based on nitrate levels, allocate money for the
24 payment of those claims in the following order of priority:

SENATE BILL 59**SECTION 1966**

1 1. Claims based on water containing more than 40 parts per million nitrate
2 nitrogen.

3 2. Claims based on water containing more than 30 but not more than 40 parts
4 per million nitrate nitrogen.

5 3. Claims based on water containing more than 25 but not more than 30 parts
6 per million nitrate nitrogen.

7 4. Claims based on water containing more than 20 but not more than 25 parts
8 per million nitrate nitrogen.

9 5. Claims based on water containing more than 10 but not more than 20 parts
10 per million nitrate nitrogen.

11 **SECTION 1967.** 281.75 (7) (a) of the statutes is amended to read:

12 281.75 (7) (a) If the department finds that the claimant meets all the
13 requirements of this section and rules promulgated under this section and that the
14 private water supply is contaminated or that the well is a well subject to
15 abandonment, the department shall issue an award. The Except as provided under
16 par. (am), the award may not pay more than 75 percent of the eligible costs. The
17 award may not pay any portion of eligible costs in excess of \$16,000.

18 **SECTION 1968.** 281.75 (7) (am) of the statutes is created to read:

19 281.75 (7) (am) An award under this subsection may pay up to 100 percent of
20 the eligible costs if the annual family income of the claimant is below the median
21 family income for the state, as determined by U.S. Bureau of the Census.

22 **SECTION 1969.** 281.75 (7) (b) of the statutes is repealed.

23 **SECTION 1970.** 281.75 (9) of the statutes is repealed.

24 **SECTION 1971.** 283.31 (8) (a) of the statutes is amended to read:

SENATE BILL 59**SECTION 1971**

1 283.31 (8) (a) The holder of a permit under this section for a concentrated
2 animal feeding operation shall annually pay to the department a fee of ~~\$345~~ \$660.

3 **SECTION 1972.** 283.31 (8) (am) of the statutes is created to read:

4 283.31 (8) (am) In addition to the fee under par. (a), the holder of a permit under
5 this section for a concentrated animal feeding operation shall pay to the department
6 an initial fee of \$3,270 and a fee of \$3,270 every 5 years thereafter.

7 **SECTION 1973.** 283.31 (8) (b) of the statutes is amended to read:

8 283.31 (8) (b) Of each fee paid under par. (a), \$95 shall be credited to the
9 appropriation account under s. 20.370 (4) (9) (mi) and \$315 shall be credited to the
10 appropriation account under s. 20.370 (9) (ag).

11 **SECTION 1974.** 289.33 (3) (d) of the statutes is amended to read:

12 289.33 (3) (d) "Local approval" includes any requirement for a permit, license,
13 authorization, approval, variance or exception or any restriction, condition of
14 approval or other restriction, regulation, requirement or prohibition imposed by a
15 charter ordinance, general ordinance, zoning ordinance, resolution or regulation by
16 a town, city, village, county or special purpose district, including without limitation
17 because of enumeration any ordinance, resolution or regulation adopted under s.
18 91.73, 2007 stats., s. 59.03 (2), 59.11 (5), 59.42 (1), 59.48, 59.51 (1) and (2), 59.52 (2),
19 (5), (6), (7), (8), (9), (11), (12), (13), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24),
20 (25), (26) and (27), 59.53 (1), (2), (3), (4), (5), (7), (8), (9), (11), (12), (13), (14), (15), (19),
21 (20) and (23), 59.535 (2), (3) and (4), 59.54 (1), (2), (3), (4), (4m), (5), (6), (7), (8), (10),
22 (11), (12), (16), (17), (18), (19), (20), (21), (22), (23), (24), (25) (a), and (26), 59.55 (3),
23 (4), (5) and (6), 59.56 (1), (2), (4), (5), (6), (7), (9), (10), (11), (12), (12m), (13) and (16),
24 59.57 (1), 59.58 (1) and (5), 59.62, 59.69, 59.692, 59.693, 59.696, 59.697, 59.698, 59.70
25 (1), (2), (3), (5), (7), (8), (9), (10), (11), (21), (22) and (23), 59.79 (1), (2), (3), (5), (7), (8),

SENATE BILL 59**SECTION 1974**

1 and (10), 59.792 (2) and (3), 59.80, 59.82, 60.10, 60.22, 60.23, 60.54, 60.77, 61.34,
2 61.35, 61.351, 61.353, 61.354, 62.11, 62.23, 62.231, 62.233, 62.234, 66.0101, 66.0415,
3 87.30, 196.58, 200.11 (8), 236.45, 281.43 or 349.16, subch. VIII of ch. 60, or subch. III
4 of ch. 91.

5 **SECTION 1975.** 292.63 (3) (ac) 3. of the statutes is amended to read:

6 292.63 (3) (ac) 3. An owner or operator or person owning a home oil tank system
7 is not eligible for an award under this section if the owner or operator or person does
8 not submit a claim for the costs before July 1, ~~2020~~ 2021.

9 **SECTION 1976.** 292.64 of the statutes is renumbered 168.225, and 168.225 (2)
10 (b), as renumbered, is amended to read:

11 168.225 (2) (b) Using the method that the department of natural resources uses
12 to determine inability to pay under s. 292.63 (4) (ee), the department determines that
13 the owner of the underground petroleum product storage tank system is unable to
14 pay to empty, clean, remove, and dispose of the underground petroleum product
15 storage tank system; to assess the site on which the underground petroleum product
16 storage tank system is located; and to backfill the excavation.

17 **SECTION 1977.** 301.03 (16) of the statutes is repealed.

18 **SECTION 1978.** 301.12 (2m) of the statutes is amended to read:

19 301.12 (2m) The liability specified in sub. (2) shall not apply to ~~persons 17 and~~
20 ~~older~~ adults receiving care, maintenance, services, and supplies provided by prisons
21 named in s. 302.01.

22 **SECTION 1979.** 301.12 (14) (a) of the statutes is amended to read:

23 301.12 (14) (a) Except as provided in pars. (b) and (c), liability of a person
24 specified in sub. (2) or s. 301.03 (18) for care and maintenance of ~~persons under 17~~
25 ~~years of age~~ minors in residential, nonmedical facilities such as group homes, foster

SENATE BILL 59**SECTION 1979**

1 homes, residential care centers for children and youth, and juvenile correctional
2 institutions is determined in accordance with the cost-based fee established under
3 s. 301.03 (18). The department shall bill the liable person up to any amount of
4 liability not paid by an insurer under s. 632.89 (2) or (4m) or by other 3rd-party
5 benefits, subject to rules that include formulas governing ability to pay promulgated
6 by the department under s. 301.03 (18). Any liability of the resident not payable by
7 any other person terminates when the resident reaches age 17 becomes an adult,
8 unless the liable person has prevented payment by any act or omission.

9 **SECTION 1980.** 301.26 (4) (d) 2. of the statutes is amended to read:

10 301.26 (4) (d) 2. Beginning on July 1, 2017 2019, and ending on June 30, 2018
11 2020, the per person daily cost assessment to counties shall be ~~\$390~~ \$501 for care in
12 a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), and ~~\$390~~ \$501 for
13 care for juveniles transferred from a juvenile correctional institution under s. 51.35
14 (3).

15 **SECTION 1981.** 301.26 (4) (d) 3. of the statutes is amended to read:

16 301.26 (4) (d) 3. Beginning on July 1, 2018 2020, and ending on ~~June 30, 2019~~
17 December 31, 2020, the per person daily cost assessment to counties shall be \$513
18 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), and \$513
19 for care for juveniles transferred from a juvenile correctional institution under s.
20 51.35 (3). Beginning on January 1, 2021, the per person daily cost assessment to
21 counties shall be ~~\$397~~ \$588 for care in a Type 1 juvenile correctional facility, as
22 defined in s. 938.02 (19), and ~~\$397~~ \$588 for care for juveniles transferred from a
23 juvenile correctional institution under s. 51.35 (3).

24 **SECTION 1982.** 302.31 (7) of the statutes is amended to read:

SENATE BILL 59**SECTION 1982**

1 302.31 (7) The temporary placement of persons in the custody of the
2 department, other than persons under 17 years of age minors, and persons who have
3 attained the age of 17 years but have not attained adults under the age of 25 years
4 who are under the supervision of the department under s. 938.355 (4) and who have
5 been taken into custody pending revocation of community supervision or aftercare
6 supervision under s. 938.357 (5) (e).

7 **SECTION 1983.** 323.29 (title), (1) (a), (b), (c) and (d), (2), (3) (title) and (b) and
8 (4) of the statutes are renumbered 85.127 (title), (1) (a), (b), (c) and (d), (2), (3) (title)
9 and (b) and (4), and 85.127 (1) (a) and (4), as renumbered, are amended to read:

10 85.127 (1) (a) "Council" means the interoperability council created under s.
11 ~~15.315~~ 15.467 (1) (a).

12 **(4) DIRECTOR OF EMERGENCY COMMUNICATIONS.** The ~~adjutant general~~ secretary
13 shall appoint a director of emergency communications within the ~~division~~
14 department to serve at the pleasure of the ~~adjutant general~~ secretary outside the
15 classified service. The position shall be funded from the appropriation under s.
16 ~~20.465 (3)~~ 20.395 (5) (q).

17 **SECTION 1984.** 323.29 (1) (am) of the statutes is repealed.

18 **SECTION 1985.** 323.29 (3) (a) (intro.) and 1. of the statutes are consolidated,
19 renumbered 85.127 (3) (a) and amended to read:

20 85.127 (3) (a) The department shall ~~do all of the following:~~ 1. provide
21 staff support for the council and oversight of the development and operation of a
22 statewide public safety interoperable communication system.

23 **SECTION 1986.** 323.29 (3) (a) 2. of the statutes is repealed.

24 **SECTION 1987.** 341.25 (1) (L) 1. b. of the statutes is amended to read:

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SECTION 1987

1 341.25 (1) (L) 1. b. “Hybrid electric vehicle” means a vehicle that is capable of
 2 using both electricity and gasoline, diesel fuel, or alternative fuel to propel the
 3 vehicle ~~but that is propelled to a significant extent by an electric motor that draws~~
 4 ~~electricity from a battery that has a capacity of not less than 4 kilowatt hours and~~
 5 ~~may be capable of being recharged from an external source of electricity.~~

6 **SECTION 1988.** 341.25 (2) (a) to (q) of the statutes are amended to read:

- 7 341.25 (2) (a) Not more than 4,500 \$ ~~75.00~~ 96.00
- 8 (b) Not more than 6,000 ~~84.00~~ 107.00
- 9 (c) Not more than 8,000 ~~106.00~~ 135.00
- 10 (cm) Not more than 10,000 ~~155.00~~ 197.00
- 11 (d) Not more than 12,000 ~~209.00~~ 266.00
- 12 (e) Not more than 16,000 ~~283.00~~ 360.00
- 13 (f) Not more than 20,000 ~~356.00~~ 453.00
- 14 (g) Not more than 26,000 ~~475.00~~ 604.00
- 15 (h) Not more than 32,000 ~~609.00~~ 774.00
- 16 (i) Not more than 38,000 ~~772.00~~ 981.00
- 17 (j) Not more than 44,000 ~~921.00~~ 1,170.00
- 18 (k) Not more than 50,000 ~~1,063.00~~ 1,351.00
- 19 (km) Not more than 54,000 ~~1,135.00~~ 1,442.00
- 20 (L) Not more than 56,000 ~~1,209.00~~ 1,536.00
- 21 (m) Not more than 62,000 ~~1,367.00~~ 1,737.00
- 22 (n) Not more than 68,000 ~~1,543.00~~ 1,960.00
- 23 (o) Not more than 73,000 ~~1,755.00~~ 2,229.00
- 24 (p) Not more than 76,000 ~~2,081.00~~ 2,643.00
- 25 (q) Not more than 80,000 ~~2,560.00~~ 3,252.00

SENATE BILL 59**SECTION 1989**

1 **SECTION 1989.** 342.07 (5) of the statutes is created to read:

2 342.07 (5) If the department establishes requirements for certification to
3 conduct inspections under this section, the department may not require that an
4 inspector be employed by the department or by a law enforcement agency.

5 **SECTION 1990.** 342.14 (1) of the statutes is amended to read:

6 342.14 (1) For filing an application for the first certificate of title, ~~\$62~~ \$72, by
7 the owner of the vehicle.

8 **SECTION 1991.** 342.14 (3) of the statutes is amended to read:

9 342.14 (3) For a certificate of title after a transfer, ~~\$62~~ \$72, by the owner of the
10 vehicle.

11 **SECTION 1992.** 343.03 (3m) of the statutes is amended to read:

12 343.03 (3m) NONCITIZEN LIMITED-TERM LICENSE. If the issuance of any license
13 described under sub. (3) requires the license applicant to present any documentary
14 proof specified in s. 343.14 (2) (es) ~~2. to 7.~~ 1m. b. to g. or (im) 2m. b., the license shall
15 display on the front side of the license, in addition to any legend or label described
16 in sub. (3), a legend identifying the license as limited term or, if the license authorizes
17 the operation of a commercial motor vehicle, as a nondomiciled license. This
18 noncitizen limited-term license may not be renewed except as provided in s. 343.165
19 (4) (c). A nondomiciled license may not be issued to a resident of Canada or Mexico.
20 Section 344.62 applies to a person operating a motor vehicle under the authorization
21 of a license issued under this subsection.

22 **SECTION 1993.** 343.085 (2) (d) of the statutes is created to read:

23 343.085 (2) (d) Any person providing the department with proof that the person
24 is enlisted in the U.S. armed forces is exempt from this section.

SENATE BILL 59**SECTION 1994**

1 **SECTION 1994.** 343.14 (2) (br) of the statutes is renumbered 343.14 (2) (br) 1.
2 and amended to read:

3 343.14 (2) (br) 1. If Except as provided in subd. 2., if the applicant does not have
4 a social security number, a statement made or subscribed under oath or affirmation
5 that the applicant does not have a social security number and is not eligible for a
6 social security number. The statement shall provide the basis or reason that the
7 applicant is not eligible for a social security number, as well as any information
8 requested by the department that may be needed by the department for purposes of
9 verification under s. 343.165 (1) (c). The form of the statement shall be prescribed
10 by the department, with the assistance of the department of children and families.
11 A license that is issued or renewed under s. 343.17 in reliance on a statement
12 submitted under this paragraph subdivision is invalid if the statement is false.

13 **SECTION 1995.** 343.14 (2) (br) 2. of the statutes is created to read:

14 343.14 (2) (br) 2. If the applicant does not have a social security number and
15 the application is for an operator's license that contains the marking specified in s.
16 343.03 (3r) or an identification card that contains the marking specified in s. 343.50
17 (3) (b), a statement made or subscribed under oath or affirmation that the applicant
18 does not have a social security number. The form of the statement shall be prescribed
19 by the department, with the assistance of the department of children and families.
20 A license that is issued or renewed under s. 343.17 in reliance on a statement
21 submitted under this subdivision is invalid if the statement is false.

22 **SECTION 1996.** 343.14 (2) (es) of the statutes is renumbered 343.14 (2) (es) 1m.,
23 and 343.14 (2) (es) 1m. (intro.), as renumbered, is amended to read:

24 343.14 (2) (es) 1m. (intro.) Subject to sub. (2g) (a) 2. d. and s. 343.125 (2) (a) and
25 (b), and except as provided in subd. 2m., valid documentary proof that the individual

SENATE BILL 59**SECTION 1996**

1 is a citizen or national of the United States or an alien lawfully admitted for
2 permanent or temporary residence in the United States or has any of the following:

3 **SECTION 1997.** 343.14 (2) (es) 2m. of the statutes is created to read:

4 343.14 (2) (es) 2m. Valid documentary proof under subd. 1m. is not required if
5 the application is for an operator's license that contains the marking specified in s.
6 343.03 (3r) or an identification card that contains the marking specified in s. 343.50
7 (3) (b).

8 **SECTION 1998.** 343.14 (2j) of the statutes is amended to read:

9 343.14 (2j) Except as otherwise required to administer and enforce this
10 chapter, the department of transportation may not disclose a social security number
11 obtained from an applicant for a license under sub. (2) (bm) to any person except to
12 the department of children and families for the sole purpose of administering s.
13 49.22, to the department of workforce development for the sole purpose of enforcing
14 or administering s. 108.22, to the department of revenue for the purposes of
15 administering state taxes and collecting debt, to the driver licensing agency of
16 another jurisdiction, or to the elections commission for the sole purpose of allowing
17 the chief election officer to comply with the terms of the agreement under s. 6.36 (1)
18 (ae). The department of transportation may not disclose to any person the fact that
19 an applicant has provided verification under s. 343.165 (7) (c) 2. that the applicant
20 does not have a social security number, except to the elections commission for
21 purposes of administering the agreement described in s. 5.056.

22 **SECTION 1999.** 343.14 (2p) of the statutes is created to read:

23 343.14 (2p) (a) The forms for application for a license or identification card or
24 for renewal thereof shall inform the applicant of the department's duty to make
25 available to the elections commission the information described in s. 6.256 (2) for the

SENATE BILL 59**SECTION 1999**

1 purposes specified in s. 6.256 (1) and (3) and shall provide the applicant an
2 opportunity to elect not to have this information made available for these purposes.

3 (b) If the applicant elects not to have the information described in s. 6.256 (2)
4 made available for the purposes specified in s. 6.256 (1) and (3), the department shall
5 not make this information available for these purposes. This paragraph does not
6 preclude the department from making available to the elections commission
7 information for the purposes specified in s. 6.34 (2m) or for any purpose other than
8 those specified in s. 6.256 (1) and (3).

9 **SECTION 2000.** 343.165 (1) (c) of the statutes is amended to read:

10 343.165 (1) (c) Proof of the applicant's social security number or, except as
11 provided in sub. (7) (c) 2. and s. 343.14 (2g) (a) 4., verification that the applicant is
12 not eligible for a social security number.

13 **SECTION 2001.** 343.165 (1) (e) of the statutes is amended to read:

14 343.165 (1) (e) Subject to ss. 343.125 (2) (a) and (b) and 343.14 (2g) (a) 2. d., and
15 except as provided in sub. (7) (c) 1. and s. 343.14 (2) (es) 2m., the documentary proof
16 described in s. 343.14 (2) (es) 1m.

17 **SECTION 2002.** 343.165 (3) (b) of the statutes is amended to read:

18 343.165 (3) (b) The department may not accept any foreign document, other
19 than an official passport, to satisfy a requirement under sub. (1). This paragraph
20 does not apply to an application processed under sub. (7) (c).

21 **SECTION 2003.** 343.165 (3) (c) of the statutes is amended to read:

22 343.165 (3) (c) For purposes of par. (a) and sub. (1) (c), if an applicant presents
23 a social security number that is already registered to or associated with another
24 person, the department shall direct the applicant to investigate and take appropriate
25 action to resolve the discrepancy and shall not issue any operator's license or

SENATE BILL 59**SECTION 2003**

1 identification card until the discrepancy is resolved. The department shall adopt
2 procedures for purposes of verifying that an applicant is not eligible for a social
3 security number, except with respect to applications processed under sub. (7) (c).

4 **SECTION 2004.** 343.165 (4) (b) of the statutes is amended to read:

5 343.165 (4) (b) The department shall establish an effective procedure to
6 confirm or verify an applicant's information for purposes of any application described
7 in par. (a). The procedure shall include verification of the applicant's social security
8 number or, except with respect to applications processed under sub. (7) (c),
9 ineligibility for a social security number.

10 **SECTION 2005.** 343.165 (4) (d) of the statutes is amended to read:

11 343.165 (4) (d) With any license or identification card renewal following a
12 license or identification card expiration established under s. 343.20 (1) (a) or (1m) or
13 343.50 (5) (bm) or (c) at other than an 8-year interval, the department may
14 determine whether the applicant's photograph is to be taken, or if the renewal is for
15 a license the applicant is to be examined, or both, at the time of such renewal, so long
16 as the applicant's photograph is taken, and if the renewal is for a license the
17 applicant is examined, with a license or card renewal at least once every 8 years and
18 the applicant's license or identification card at all times includes a photograph unless
19 an exception under s. 343.14 (3m) or 343.50 (4g) applies.

20 **SECTION 2006.** 343.165 (7) (a) (intro.) of the statutes is amended to read:

21 343.165 (7) (a) (intro.) The Subject to par. (c), the department may process an
22 application for, and issue or renew, an operator's license or identification card
23 without meeting the requirements under subs. (2) and (3) if all of the following apply:

24 **SECTION 2007.** 343.165 (7) (c) of the statutes is created to read:

SENATE BILL 59**SECTION 2007**

1 343.165 (7) (c) 1. Notwithstanding s. 343.14 (2) (f), in processing an application
2 for, and issuing or renewing, an operator's license that contains the marking
3 specified in s. 343.03 (3r) or an identification card that contains the marking
4 specified in s. 343.50 (3) (b), the department may not include any question or require
5 any proof or documentation as to whether the applicant is a citizen or national of the
6 United States or lawfully present in the United States.

7 2. For an application processed under this paragraph, if the applicant does not
8 provide proof of the applicant's social security number, the applicant shall provide
9 verification, in the manner described in s. 343.14 (2) (br) 2., that the applicant does
10 not have a social security number.

11 3. Notwithstanding sub. (1) (a), for an application processed under this
12 paragraph, an applicant may provide an individual taxpayer identification number,
13 a foreign passport, or any other documentation deemed acceptable to the
14 department, in lieu of the documentation required under sub. (1) (a).

15 4. Notwithstanding sub. (1) (b) and (d), for an application processed under this
16 paragraph, an applicant may provide any documentation deemed acceptable to the
17 department, in lieu of the documentation required under sub. (1) (b) or (d).

18 **SECTION 2008.** 343.17 (3) (a) 16. of the statutes is created to read:

19 343.17 (3) (a) 16. If the license is marked as provided in s. 343.03 (3r) and the
20 license applicant did not provide a verified social security number with the license
21 application, the words "Not valid for voting purposes. Not evidence of citizenship or
22 immigration status."

23 **SECTION 2009.** 343.20 (1) (a) of the statutes is amended to read:

24 343.20 (1) (a) Except as otherwise expressly provided in this chapter,
25 probationary licenses issued under s. 343.085 shall expire 2 years from the date of

SENATE BILL 59**SECTION 2009**

1 the applicant's next birthday. Licenses issued after cancellation shall expire on the
2 expiration date for the prior license at the time of cancellation. Subject to s. 343.125
3 (3), all other licenses and license endorsements shall expire 8 years after the date of
4 issuance or, if the license application was processed under s. 343.165 (7) (c) and the
5 applicant did not provide a verified social security number, 4 years after the date of
6 issuance. The department may institute any system of initial license issuance which
7 it deems advisable for the purpose of gaining a uniform rate of renewals. In order
8 to put such a system into operation, the department may issue licenses which are
9 valid for any period less than the ordinary effective period of such license. If the
10 department issues a license that is valid for less than the ordinary effective period
11 as authorized by this paragraph, the fees due under s. 343.21 (1) (b) and (d) shall be
12 prorated accordingly.

13 **SECTION 2010.** 343.20 (1) (f) of the statutes is amended to read:

14 343.20 (1) (f) The department shall cancel an operator's license, regardless of
15 the license expiration date, if the department receives information from a local, state,
16 or federal government agency that the licensee no longer satisfies the requirements
17 for issuance of a license under ss. 343.14 (2) (es) and 343.165 (1) (e). This paragraph
18 does not apply to an operator's license if the license application was processed under
19 s. 343.165 (7) (c).

20 **SECTION 2011.** 343.20 (1m) of the statutes is amended to read:

21 343.20 (1m) Notwithstanding sub. (1) (a), and except as provided in s. 343.165
22 (4) (c) and as otherwise provided in this subsection, a license that is issued to a person
23 who is not a United States citizen or permanent resident and who provides
24 documentary proof of legal status as provided under s. 343.14 (2) (es) ~~2., 4., 5., 6., or~~
25 ~~7.~~ 1m. b., d., e., f., or g. shall expire on the date that the person's legal presence in the

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1 United States is no longer authorized or on the expiration date determined under
2 sub. (1), whichever date is earlier. If the documentary proof as provided under s.
3 343.14 (2) (es) 1m. does not state the date that the person's legal presence in the
4 United States is no longer authorized, sub. (1) shall apply except that, if the license
5 was issued or renewed based upon the person's presenting of any documentary proof
6 specified in s. 343.14 (2) (es) ~~4. to 7.~~ 1m. d. to g., the license shall, subject to s. 343.165
7 (4) (c), expire one year after the date of issuance or renewal. This subsection does not
8 apply to a license that contains the marking specified in s. 343.03 (3r).

9 **SECTION 2012.** 343.20 (2) (a) of the statutes is amended to read:

10 343.20 (2) (a) At least 30 days prior to the expiration of an operator's license,
11 the department shall provide to the licensee notice of renewal of the license either
12 by mail at the licensee's last-known address or, if desired by the licensee, by any
13 electronic means offered by the department. If the license was issued or last renewed
14 based upon the person's presenting of any documentary proof specified in s. 343.14
15 (2) (es) ~~4. to 7.~~ 1m. d. to g., the notice shall inform the licensee of the requirement
16 under s. 343.165 (4) (c).

17 **SECTION 2013.** 343.50 (1) (c) 1. of the statutes is amended to read:

18 343.50 (1) (c) 1. The department may issue a receipt to any applicant for an
19 identification card, and shall issue a receipt to an applicant requesting an
20 identification card under sub. (5) (a) 3., which receipt shall constitute a temporary
21 identification card while the application is being processed and shall be valid for a
22 period not to exceed ~~60~~ 180 days. If the application for an identification card is
23 processed under the exception specified in s. 343.165 (7) or (8), the receipt shall
24 include the marking specified in sub. (3) (b).

25 **SECTION 2014.** 343.50 (3) (a) and (b) of the statutes are amended to read:

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1 343.50 (3) (a) The card shall be the same size as an operator's license but shall
2 be of a design which is readily distinguishable from the design of an operator's license
3 and bear upon it the words "IDENTIFICATION CARD ONLY." The information on
4 the card shall be the same as specified under s. 343.17 (3). If the issuance of the card
5 requires the applicant to present any documentary proof specified in s. 343.14 (2) (es)
6 ~~4. to 7. 1m. d. to g.~~, the card shall display, on the front side of the card, a legend
7 identifying the card as temporary. The card shall contain physical security features
8 consistent with any requirement under federal law. The card may serve as a record
9 of gift under s. 157.06 (2) (t) and the holder may affix a sticker thereto as provided
10 in s. 343.175 (3). The card may also serve as a record of refusal under s. 157.06 (2)
11 (u). Except as provided in sub. (4g), the card shall contain the holder's photograph
12 and, if applicable, shall be of the design specified under s. 343.17 (3) (a) 12.

13 (b) If an identification card is issued based upon the exception specified in s.
14 343.165 (7) or (8), the card shall, in addition to any other required legend or design,
15 be of the design specified under s. 343.17 (3) (a) 14. and include a marking similar
16 or identical to the marking described in s. 343.03 (3r) and, if applicable, the words
17 specified in s. 343.17 (3) (a) 16.

18 **SECTION 2015.** 343.50 (5) (b) of the statutes is amended to read:

19 343.50 (5) (b) Except as provided in pars. (bm), (c), and (d) and s. 343.165 (4)
20 (c), an original or reinstated card shall be valid for the succeeding period of 8 years
21 from the applicant's next birthday after the date of issuance, and a renewed card
22 shall be valid for the succeeding period of 8 years from the card's last expiration date.

23 **SECTION 2016.** 343.50 (5) (bm) of the statutes is created to read:

24 343.50 (5) (bm) Notwithstanding par. (d), if the identification card application
25 was processed under s. 343.165 (7) (c) and the applicant did not provide a verified

SENATE BILL 59**SECTION 2016**

1 social security number, an original or reinstated card shall be valid for the succeeding
2 period of 2 years from the applicant's next birthday after the date of issuance, and
3 a renewed card shall be valid for the succeeding period of 2 years from the card's last
4 expiration date.

5 **SECTION 2017.** 343.50 (5) (c) of the statutes is amended to read:

6 343.50 (5) (c) Except as provided in s. 343.165 (4) (c) and as otherwise provided
7 in this paragraph, an identification card that is issued to a person who is not a United
8 States citizen and who provides documentary proof of legal status as provided under
9 s. 343.14 (2) (es) 1m. shall expire on the date that the person's legal presence in the
10 United States is no longer authorized or on the expiration date determined under
11 par. (b), whichever date is earlier. If the documentary proof as provided under s.
12 343.14 (2) (es) 1m. does not state the date that the person's legal presence in the
13 United States is no longer authorized, then the card shall be valid for the period
14 specified in par. (b) except that, if the card was issued or renewed based upon the
15 person's presenting of any documentary proof specified in s. 343.14 (2) (es) ~~4. to 7.~~
16 1m. d. to g., the card shall, subject to s. 343.165 (4) (c), expire one year after the date
17 of issuance or renewal. This paragraph does not apply to an identification card that
18 contains the marking specified in sub. (3) (b).

19 **SECTION 2018.** 343.50 (6) of the statutes is amended to read:

20 343.50 (6) RENEWAL NOTICE. At least 30 days prior to the expiration of an
21 identification card, the department shall provide to the card holder notice of renewal
22 of the card either by mail at the card holder's last-known address or, if desired by
23 the card holder, by any electronic means offered by the department. If the card was
24 issued or last renewed based upon the person's presenting of any documentary proof
25 specified in s. 343.14 (2) (es) ~~4. to 7.~~ 1m. d. to g., the notice shall inform the card holder

SENATE BILL 59**SECTION 2018**

1 of the requirement under s. 343.165 (4) (c). The department shall include with the
2 notice information, as developed by all organ procurement organizations in
3 cooperation with the department, that promotes anatomical donations and which
4 relates to the anatomical donation opportunity available under s. 343.175. The
5 department may renew an identification card by mail or by any electronic means
6 available to the department, but the department may not make consecutive renewals
7 by mail or electronic means.

8 **SECTION 2019.** 343.50 (8) (c) 6. of the statutes is created to read:

9 343.50 (8) (c) 6. Notwithstanding any other provision of par. (b) and this
10 paragraph, the department may not disclose to any person the fact that an applicant
11 has provided verification under s. 343.165 (7) (c) 2. that the applicant does not have
12 a social security number, except to the elections commission for purposes of
13 administering the agreement described in s. 5.056.

14 **SECTION 2020.** 343.50 (10) (c) of the statutes is amended to read:

15 343.50 (10) (c) Whenever the department receives information from a local,
16 state, or federal government agency that the card holder no longer satisfies the
17 requirements for issuance of a card under ss. 343.14 (2) (es) and 343.165 (1) (e). A
18 card cancelled under this paragraph may not be reinstated under sub. (5) until these
19 requirements are again satisfied. This paragraph does not apply to a card if the card
20 application was processed under s. 343.165 (7) (c).

21 **SECTION 2021.** 349.02 (2) (b) 4. of the statutes is amended to read:

22 349.02 (2) (b) 4. Local ordinances enacted under s. 59.54 (25) (a) or (25m) or
23 66.0107 (1) (bm).

24 **SECTION 2022.** 350.12 (4) (a) (intro.) of the statutes is amended to read:

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1 350.12 (4) (a) *Enforcement, administration and related costs.* (intro.) The
2 moneys appropriated from s. 20.370 (3) ~~(ak)~~ and (aq) and (ma), (5) (es) and (9) (mu)
3 and (mw) may be used for the following:

4 **SECTION 2023.** 350.12 (4) (a) 3m. of the statutes is amended to read:

5 350.12 (4) (a) 3m. The cost of state law enforcement efforts as appropriated
6 under s. 20.370 (3) ~~(ak)~~ and (aq) and (ma); and

7 **SECTION 2024.** 350.12 (4) (am) of the statutes is amended to read:

8 350.12 (4) (am) *Enforcement aids to department.* Of the amounts appropriated
9 under s. 20.370 (3) ~~(ak)~~ and (aq) and (ma), the department shall allocate \$26,000 in
10 each fiscal year to be used exclusively for the purchase of snowmobiles or trailers to
11 carry snowmobiles, or both, to be used in state law enforcement efforts.

12 **SECTION 2025.** 440.03 (13) (b) 20m. of the statutes is created to read:

13 440.03 (13) (b) 20m. Dental therapist.

14 **SECTION 2026.** 440.08 (2) (a) 25m. of the statutes is created to read:

15 440.08 (2) (a) 25m. Dental therapist: October 1 of each odd-numbered year.

16 **SECTION 2027.** 447.01 (6g) of the statutes is created to read:

17 447.01 (6g) “Dental therapist” means an individual who practices dental
18 therapy.

19 **SECTION 2028.** 447.01 (6r) of the statutes is created to read:

20 447.01 (6r) “Dental therapy” means the limited practice of dentistry, consisting
21 of the services, treatments, and procedures specified in s. 447.06 (3) (b).

22 **SECTION 2029.** 447.02 (1) (a) of the statutes is amended to read:

23 447.02 (1) (a) Governing the reexamination of an applicant who fails an
24 examination specified in s. 447.04 (1) (a) 5., (1m) (a) 5., or (2) (a) 5. The rules may

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1 specify additional educational requirements for those applicants and may specify the
2 number of times an applicant may be examined.

3 **SECTION 2030.** 447.02 (1) (b) of the statutes is amended to read:

4 447.02 (1) (b) Governing the standards and conditions for the use of radiation
5 and ionizing equipment in the practice of dentistry or dental therapy.

6 **SECTION 2031.** 447.02 (1) (g) of the statutes is created to read:

7 447.02 (1) (g) Specifying services, treatments, or procedures, in addition to
8 those specified under s. 447.06 (3) (b) 1. to 28., that are included within the practice
9 of dental therapy.

10 **SECTION 2032.** 447.02 (2) (a) of the statutes is amended to read:

11 447.02 (2) (a) The conditions for supervision and the degree of supervision
12 required under ss. 447.03 (3) (a), (am), (b) and (d) 2. and 447.065.

13 **SECTION 2033.** 447.02 (3) (a) (intro.) of the statutes is amended to read:

14 447.02 (3) (a) (intro.) The examining board may issue a permit authorizing the
15 practice in this state, without compensation, of dentistry, dental therapy, or dental
16 hygiene to an applicant who is licensed to practice dentistry, dental therapy, or dental
17 hygiene in another state, if all of the following apply:

18 **SECTION 2034.** 447.02 (3) (a) 2. of the statutes is amended to read:

19 447.02 (3) (a) 2. The examining board determines that the applicant is qualified
20 and satisfies the criteria specified under s. 447.04 (1) (b) 1. to 3., except that the
21 examining board may not require the applicant to pass an examination of state
22 statutes and rules relating to dentistry, dental therapy, or dental hygiene.

23 **SECTION 2035.** 447.02 (3) (b) of the statutes is amended to read:

24 447.02 (3) (b) A permit under this subsection shall authorize the practice of
25 dentistry, dental therapy, or dental hygiene in a specified area of the state for a period

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1 of time not more than 10 days in a year and may be renewed by the examining board.
2 The examining board may not require an applicant to pay a fee for the issuance or
3 renewal of a permit under this subsection.

4 **SECTION 2036.** 447.02 (5) of the statutes is amended to read:

5 447.02 (5) Except as provided in ss. 447.058 and 447.063, nothing in this
6 chapter may be construed as authorizing the examining board to regulate business
7 or administrative support functions or services, that do not constitute the practice
8 of dentistry, dental therapy, or dental hygiene, provided to a business that provides
9 dental or dental hygiene services.

10 **SECTION 2037.** 447.03 (1m) of the statutes is created to read:

11 447.03 (1m) DENTAL THERAPISTS. Except as provided under sub. (3) and s.
12 447.02 (3), no person may do any of the following unless he or she is licensed to
13 practice dental therapy under this chapter:

14 (a) Practice or offer to practice dental therapy.

15 (b) Represent himself or herself to the public as a dental therapist or use, in
16 connection with his or her name, any title or description that may convey the
17 impression that he or she is a dental therapist.

18 **SECTION 2038.** 447.03 (3) (am) of the statutes is created to read:

19 447.03 (3) (am) A dental therapy student who practices dental therapy under
20 the supervision of a dentist in an infirmary, clinic, hospital or other institution
21 connected or associated for training purposes with an accredited dental therapy
22 school.

23 **SECTION 2039.** 447.03 (3) (c) of the statutes is amended to read:

24 447.03 (3) (c) An individual licensed to practice dentistry, dental therapy, or
25 dental hygiene in another state or country who practices dentistry, dental therapy,

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1 or dental hygiene in a program of dental education or research at the invitation of
2 a group of dentists or practices dentistry, dental therapy, or dental hygiene under the
3 jurisdiction of the army, navy, air force, U.S. public health service, or veterans
4 bureau.

5 **SECTION 2040.** 447.04 (1m) of the statutes is created to read:

6 447.04 (1m) DENTAL THERAPISTS. (a) The examining board shall grant a license
7 to practice dental therapy to an individual who does all of the following:

8 1. Submits an application for the license to the department on a form provided
9 by the department.

10 2. Pays the fee specified in s. 440.05 (1).

11 3. Submits evidence satisfactory to the examining board that he or she has done
12 one of the following:

13 a. Graduated from an accredited dental therapy education program.

14 b. Graduated from a dental therapy education program that was not accredited
15 at the time of graduation, but was accredited or approved by a state dental licensing
16 board, was certified as a community health aide program dental therapy education
17 program under U.S. Indian health service standards, or is otherwise approved by the
18 examining board as being substantially comparable to an accredited program.

19 4. Submits evidence satisfactory to the examining board that he or she has
20 passed a national board dental therapy examination and a dental therapy clinical
21 examination administered by a regional testing service that has been approved by
22 the examining board to administer clinical examinations for dental professionals.
23 If a national board examination or a regional testing service examination for dental
24 therapy does not exist, the examining board shall accept evidence of passing an

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1 alternative examination administered by another entity or testing service that is
2 approved by the examining board.

3 5. Passes an examination administered by the examining board on the statutes
4 and rules relating to dental therapy.

5 5m. Submits evidence satisfactory to the examining board that he or she has
6 current proficiency in cardiopulmonary resuscitation, including the use of an
7 automated external defibrillator achieved through instruction provided by an
8 individual, organization, or institution of higher education approved under s. 46.03
9 (38) to provide such instruction.

10 6. Completes any other requirements established by the examining board by
11 rule that are comparable to and no more restrictive than the requirements
12 established by the board for dentists under sub. (1) (a) 6. and dental hygienists under
13 sub. (2) (a) 6.

14 (b) The examining board may grant a license to practice dental therapy to an
15 individual who is licensed or certified in good standing to practice dental therapy in
16 another state or territory of the United States or in another country, or by the U.S.
17 Indian health service community health aide program, if the applicant complies with
18 all of the following requirements:

19 1. Meets the requirements for licensure established by the examining board by
20 rule. The board shall establish requirements under this subdivision that are
21 comparable to and no more restrictive than the requirements established by the
22 board for dentists under sub. (1) (b) 1. and dental hygienists under sub. (2) (b) 1.

23 2. Submits evidence satisfactory to the examining board that the person has
24 current proficiency in cardiopulmonary resuscitation, including the use of an
25 automated external defibrillator achieved through instruction provided by an

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1 individual, organization, or institution of higher education qualified to provide such
2 instruction. The examining board shall consult with the department of health
3 services to determine whether an individual, organization, or institution of higher
4 education is qualified to provide instruction under this subdivision.

5 3. Presents the license or certification to the examining board and pays the fee
6 specified under s. 440.05 (2).

7 **SECTION 2041.** 447.05 of the statutes is amended to read:

8 **447.05 Expiration and renewal.** Renewal applications shall be submitted
9 to the department on a form provided by the department on or before the applicable
10 renewal date specified under s. 440.08 (2) (a) and shall include the applicable
11 renewal fee determined by the department under s. 440.03 (9) (a). The examining
12 board may not renew a license to practice dentistry unless the applicant for renewal
13 attests that he or she has complied with s. 447.056, that he or she has current
14 proficiency in cardiopulmonary resuscitation, including and that he or she has
15 current proficiency in the use of an automated external defibrillator achieved
16 through instruction provided by an individual, organization, or institution of higher
17 education approved under s. 46.03 (38) to provide such instruction. The examining
18 board may not renew a license to practice dental therapy unless the applicant for
19 renewal attests that he or she has complied with s. 447.057 and any rules
20 promulgated under s. 447.057, that he or she has current proficiency in
21 cardiopulmonary resuscitation, and that he or she has current proficiency in the use
22 of an automated external defibrillator achieved through instruction provided by an
23 individual, organization, or institution of higher education approved under s. 46.03
24 (38) to provide such instruction. The examining board may not renew a license to
25 practice dental hygiene unless the applicant for renewal attests that he or she has

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1 complied with s. 447.055 and any rules promulgated by the examining board under
2 s. 447.055, that he or she has a current certification in cardiopulmonary
3 resuscitation, and that he or she has current proficiency in the use of an automated
4 external defibrillator achieved through instruction provided by an individual,
5 organization, or institution of higher education approved under s. 46.03 (38) to
6 provide such instruction.

7 **SECTION 2042.** 447.057 of the statutes is created to read:

8 **447.057 Continuing education; dental therapists.** (1) (a) Except as
9 provided in subs. (3) and (4), a person is not eligible for renewal of a license to practice
10 dental therapy, other than a permit issued under s. 447.02 (3), unless the person has
11 taught, prepared, attended, or otherwise completed, during the 2-year period
12 immediately preceding the renewal date specified under s. 440.08 (2) (a), 12 credit
13 hours of continuing education relating to the clinical practice of dental therapy that
14 is sponsored or recognized by a local, state, regional, national, or international
15 dental, dental therapy, dental hygiene, dental assisting, or medical-related
16 professional organization.

17 (b) Continuing education required under par. (a) may include training in all of
18 the following:

19 1. Basic life support or cardiopulmonary resuscitation. Not more than 2 of the
20 credit hours required under par. (a) may be satisfied by such training.

21 2. Infection control. Not less than 2 of the credit hours required under par. (a)
22 must be satisfied by such training.

23 (d) After consultation with the department of health services, the examining
24 board may promulgate rules requiring that continuing education credit hours under
25 par. (a) include courses in specific clinical subjects.

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1 **(2)** The credit hours required under sub. (1) (a) may be satisfied by independent
2 study, correspondence, or Internet programs or courses.

3 **(3)** Subsection (1) (a) does not apply to an applicant for renewal of a license that
4 expires on the first renewal date after the date on which the examining board
5 initially granted the license.

6 **(4)** A person may substitute credit hours of college level courses related to the
7 practice of dental therapy for the credit hours required under sub. (1) (a). For
8 purposes of this subsection, one credit hour of a college level course is equivalent to
9 6 credit hours of continuing education.

10 **(5)** For purposes of sub. (1) (a), one hour of teaching or preparing a continuing
11 education program is equivalent to one credit hour of continuing education, but a
12 person who teaches or prepares a continuing education program may obtain credit
13 for the program only once.

14 **(6)** The examining board may require applicants for renewal of a license to
15 practice dental therapy to submit proof of compliance with the requirements of this
16 section.

17 **SECTION 2043.** 447.06 (1) of the statutes is amended to read:

18 447.06 (1) No contract of employment entered into between a dentist or dental
19 therapist and any other party under which the dentist or dental therapist renders
20 dental services may require the dentist or dental therapist to act in a manner ~~which~~
21 that violates the professional standards for dentistry or dental therapy set forth in
22 this chapter. Nothing in this subsection limits the ability of the other party to control
23 the operation of the dental practice in a manner in accordance with the professional
24 standards for dentistry or dental therapy set forth in this chapter.

25 **SECTION 2044.** 447.06 (1m) of the statutes is created to read:

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1 447.06 (1m) No contract of employment entered into between a dental
2 therapist and any other party under which the dental therapist is employed to
3 practice dental therapy may require a dental therapist to meet a minimum quota for
4 the number of patients seen or the number of procedures performed.

5 **SECTION 2045.** 447.06 (2) (a) 3. of the statutes is amended to read:

6 447.06 (2) (a) 3. For a school for the education of dentists, dental therapists,
7 or dental hygienists.

8 **SECTION 2046.** 447.06 (2) (b) of the statutes is amended to read:

9 447.06 (2) (b) A dental hygienist may practice dental hygiene or perform
10 remediable procedures under par. (a) 1. only as authorized by a dentist or dental
11 therapist who is licensed to practice dentistry or dental therapy under this chapter
12 and who is present in the facility in which those practices or procedures are
13 performed, except as provided in par. (c).

14 **SECTION 2047.** 447.06 (2) (c) (intro.) of the statutes is amended to read:

15 447.06 (2) (c) (intro.) A dental hygienist may practice dental hygiene or perform
16 remediable procedures under par. (a) 1. if a dentist or dental therapist who is licensed
17 to practice dentistry or dental therapy under this chapter is not present in the facility
18 in which those practices or procedures are performed only if all of the following
19 conditions are met:

20 **SECTION 2048.** 447.06 (2) (c) 2. (intro.) of the statutes is amended to read:

21 447.06 (2) (c) 2. (intro.) The dentist or dental therapist who made the written
22 or oral prescription has examined the patient at least once during the 12-month
23 period immediately preceding:

24 **SECTION 2049.** 447.06 (3) of the statutes is created to read:

25 447.06 (3) (a) In this subsection:

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1 1. “Collaborative management agreement” means an agreement under par. (d).

2 2. “Qualifying dentist” means a dentist who is licensed in this state and who
3 is actively practicing in this state.

4 (b) The scope of practice of a dental therapist shall, subject to the terms of a
5 collaborative management agreement, be limited to providing the following services,
6 treatments, and procedures:

7 1. Oral evaluation and assessment of dental disease and formulation of an
8 individualized treatment plan.

9 2. Identification of oral and systemic conditions requiring evaluation or
10 treatment by dentists, physicians, or other health care providers and managing
11 referrals.

12 3. Comprehensive charting of the oral cavity.

13 4. Oral health instruction and disease prevention education, including
14 nutritional counseling and dietary analysis.

15 5. Exposure and evaluation of radiographic images.

16 6. Dental prophylaxis, including subgingival scaling and polishing procedures.

17 7. Dispensing and administration via the oral or topical route of nonnarcotic
18 analgesic, anti-inflammatory, and antibiotic medications as prescribed by a licensed
19 health care provider.

20 8. Application of topical preventive or prophylactic agents, including fluoride
21 varnish, antimicrobial agents, caries arresting medicaments, and pit and fissure
22 sealants.

23 9. Pulp vitality testing.

24 10. Application of desensitizing medications or resins.

25 11. Fabrication of athletic mouth guards and soft occlusal guards.

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- 1 12. Changing of periodontal dressings.
- 2 13. Administration of local anesthetic and nitrous oxide.
- 3 14. Simple extraction of erupted primary teeth.
- 4 15. Nonsurgical extraction of periodontally diseased permanent teeth with
5 tooth mobility of +3 to +4 to the extent authorized in the dental therapist's
6 collaborative management agreement, except that "dental therapy" does not include
7 the extraction of a tooth that is unerupted, impacted, or fractured or that needs to
8 be sectioned for removal.
- 9 16. Emergency palliative treatment of dental pain limited to the procedures in
10 this paragraph.
- 11 17. Preparation and placement of direct restoration in primary and permanent
12 teeth.
- 13 18. Fabrication and placement of single-tooth temporary crowns.
- 14 19. Preparation and placement of preformed crowns on primary teeth.
- 15 20. Indirect and direct pulp capping on permanent teeth.
- 16 21. Indirect pulp capping on primary teeth.
- 17 22. Intraoral suture placement and removal.
- 18 23. Minor adjustment and repair of removable prostheses.
- 19 24. Placement and removal of space maintainers.
- 20 25. Pulpotomy on primary teeth.
- 21 26. Tooth reimplantation and stabilization.
- 22 27. Recementing of a permanent crown.
- 23 28. Any additional services, treatments, or procedures specified in the rules
24 promulgated under s. 447.02 (1) (g).

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1 (c) 1. A dental therapist licensed under this chapter may provide dental
2 therapy services only under the general supervision of a qualifying dentist with
3 whom the dental therapist has entered into a collaborative management agreement.
4 For purposes of this subdivision, general supervision of a dental therapist by a
5 dentist requires that a task or procedure be performed by a dental therapist with the
6 prior knowledge and consent of the dentist, but does not require the presence of the
7 dentist in the office or on the premises at the time a task or procedure is being
8 performed by the dental therapist and does not require prior examination or
9 diagnosis of a patient by the dentist before the dental therapist provides dental
10 therapy services to the patient.

11 2. A supervising dentist shall accept responsibility for all services performed
12 by a dental therapist pursuant to a collaborative management agreement. If services
13 needed by a patient are beyond the dental therapist's scope of practice or
14 authorization under the collaborative management agreement, the dental therapist
15 shall, to the extent required under the collaborative management agreement,
16 consult with the supervising dentist as needed to arrange for those services to be
17 provided by a dentist or another qualified health care professional.

18 (d) 1. Prior to providing any dental therapy services, a dental therapist shall
19 enter into a written collaborative management agreement with a qualifying dentist
20 who will serve as a supervising dentist under par. (c). The agreement must be signed
21 by the dental therapist and the qualifying dentist and address all of the following:

22 a. The practice settings where services may be provided and the patient
23 populations that may be served.

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1 b. Any conditions or limitations on the services that may be provided by the
2 dental therapist, the level of supervision required, and any circumstances requiring
3 consultation prior to performing services.

4 c. Age-specific and procedure-specific practice protocols.

5 d. Dental record-keeping procedures.

6 e. Plans for managing dental or medical emergencies.

7 f. A quality assurance plan for monitoring care provided by the dental
8 therapist.

9 g. Protocols for administering and dispensing medications.

10 h. Criteria or protocols relating to the provision of care to patients with specific
11 medical conditions, treatments, or medications.

12 i. Policies relating to supervision of dental hygienists and other staff.

13 j. A plan for the referral of patients to other dental or health care professionals
14 or clinics when services needed are beyond the scope of practice or authorization of
15 the dental therapist.

16 k. Whether and to what extent the dental therapist may perform services
17 described in par. (b) 15.

18 2. a. A collaborative management agreement shall be limited to covering one
19 qualifying dentist and one dental therapist.

20 b. A dental therapist may enter into multiple collaborative management
21 agreements.

22 c. No dentist may have collaborative management agreements with more than
23 5 dental therapists at any time.

24 **SECTION 2050.** 447.065 of the statutes is amended to read:

SENATE BILL 59**SECTION 2050****1 447.065 Delegation of remediable procedures and dental practices. (1)**

2 A dentist or dental therapist who is licensed ~~to practice dentistry~~ under this chapter
3 may delegate to an individual who is not licensed under this chapter only the
4 performance of remediable procedures, and only if all of the following conditions are
5 met:

6 (a) The unlicensed individual performs the remediable procedures in
7 accordance with a treatment plan approved by the dentist or dental therapist.

8 (b) The dentist or dental therapist is on the premises when the unlicensed
9 individual performs the remediable procedures.

10 (c) The unlicensed individual's performance of the remediable procedures is
11 subject to inspection by the dentist or dental therapist.

12 **(2)** Subject to the requirements under s. 447.06 (2), a dentist or dental therapist
13 who is licensed ~~to practice dentistry~~ under this chapter may delegate to a dental
14 hygienist who is licensed to practice dental hygiene under this chapter the
15 performance of remediable procedures and the administration of oral systemic
16 premedications, local anesthesia, nitrous oxide inhalation analgesia, and
17 subgingival sustained release chemotherapeutic agents, to the extent the dentist or
18 dental therapist has the authority to perform the activity personally.

19 **(3)** A dentist or dental therapist who delegates to another individual the
20 performance of any practice or remediable procedure is responsible for that
21 individual's performance of that delegated practice or procedure.

22 **SECTION 2051.** 447.07 (1) of the statutes is amended to read:

23 447.07 **(1)** The examining board may, without further notice or process, limit,
24 suspend, or revoke the license or certificate of any dentist, dental therapist, or dental
25 hygienist, or the registration of a mobile dentistry program registrant, who fails,

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1 within 60 days after the mailing of written notice to the dentist's, dental therapist's,
2 dental hygienist's, or registrant's last-known address, to renew the license,
3 certificate, or registration.

4 **SECTION 2052.** 447.07 (3) (intro.) of the statutes is amended to read:

5 447.07 (3) (intro.) Subject to the rules promulgated under s. 440.03 (1), the
6 examining board may make investigations and conduct hearings in regard to any
7 alleged action of any dentist, dental therapist, or dental hygienist, of a mobile
8 dentistry program registrant, or of any other person it has reason to believe is
9 engaged in or has engaged in the practice of dentistry, dental therapy, or dental
10 hygiene, or the operation of a mobile dentistry program, in this state, and may, on
11 its own motion, or upon complaint in writing, reprimand any dentist, dental
12 therapist, or dental hygienist who is licensed or certified under this chapter, or any
13 mobile dentistry program registrant, or deny, limit, suspend, or revoke his or her
14 license or certificate, or the registration of the mobile dentistry program registrant,
15 if it finds that the dentist, dental therapist, dental hygienist, or mobile dentistry
16 program registrant has done any of the following:

17 **SECTION 2053.** 447.07 (3) (e) to (h) of the statutes are amended to read:

18 447.07 (3) (e) Subject to ss. 111.321, 111.322, and 111.335, been convicted of a
19 crime, the circumstances of which substantially relate to the practice of dentistry,
20 dental therapy, or dental hygiene or the operation of a mobile dentistry program.

21 (f) Violated this chapter or any federal or state statute or rule that relates to
22 the practice of dentistry, dental therapy, or dental hygiene, or the operation of a
23 mobile dentistry program.

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1 (g) Subject to ss. 111.321, 111.322 and 111.34, practiced dentistry, dental
2 therapy, or dental hygiene while his or her ability was impaired by alcohol or other
3 drugs.

4 (h) Engaged in conduct that indicates a lack of knowledge of, an inability to
5 apply or the negligent application of, principles or skills of dentistry, dental therapy,
6 or dental hygiene.

7 **SECTION 2054.** 447.40 (intro.) of the statutes is amended to read:

8 **447.40 Informed consent.** (intro.) Any dentist or dental therapist who treats
9 a patient shall inform the patient about the availability of reasonable alternate
10 modes of treatment and about the benefits and risks of these treatments. The
11 reasonable dentist standard is the standard for informing a patient under this
12 section. The reasonable dentist standard requires disclosure only of information
13 that a reasonable dentist would know and disclose under the circumstances. The
14 dentist's or dental therapist's duty to inform the patient under this section does not
15 require disclosure of any of the following:

16 **SECTION 2055.** 447.40 (6) of the statutes is amended to read:

17 447.40 (6) Information about alternate modes of treatment for any condition
18 the dentist or dental therapist has not included in his or her diagnosis, assessment,
19 or treatment plan at the time the dentist or dental therapist informs the patient.

20 **SECTION 2056.** 448.03 (2) (a) of the statutes is amended to read:

21 448.03 (2) (a) Any person lawfully practicing within the scope of a license,
22 permit, registration, certificate or certification granted to practice midwifery under
23 subch. XIII of ch. 440, to practice professional or practical nursing or
24 nurse-midwifery under ch. 441, to practice chiropractic under ch. 446, to practice
25 dentistry, dental therapy, or dental hygiene under ch. 447, to practice optometry

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1 under ch. 449, to practice acupuncture under ch. 451 or under any other statutory
2 provision, or as otherwise provided by statute.

3 **SECTION 2057.** 448.21 (1) (a) of the statutes is amended to read:

4 448.21 (1) (a) The practice of dentistry, dental therapy, or dental hygiene within
5 the meaning of ch. 447.

6 **SECTION 2058.** 450.03 (1) (e) of the statutes is amended to read:

7 450.03 (1) (e) Any person lawfully practicing within the scope of a license,
8 permit, registration, certificate, or certification granted to provide home medical
9 oxygen under s. 450.076, to practice professional or practical nursing or
10 nurse-midwifery under ch. 441, to practice dentistry, dental therapy, or dental
11 hygiene under ch. 447, to practice medicine and surgery under ch. 448, to practice
12 optometry under ch. 449 or to practice veterinary medicine under ch. 89, or as
13 otherwise provided by statute.

14 **SECTION 2059.** 450.10 (3) (a) 4. of the statutes is amended to read:

15 450.10 (3) (a) 4. A dentist or dental therapist licensed under ch. 447.

16 **SECTION 2060.** 452.14 (3) (n) of the statutes is amended to read:

17 452.14 (3) (n) Treated any person unequally solely because of sex, race, color,
18 handicap, national origin, ancestry, marital status, lawful source of income, status
19 as a holder or nonholder of a license under s. 343.03 (3m), or status as a victim of
20 domestic abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u).

21 **SECTION 2061.** 462.02 (2) (d) of the statutes is amended to read:

22 462.02 (2) (d) A dentist licensed under s. 447.04 (1), a dental therapist licensed
23 under s. 447.04 (1m), a dental hygienist licensed under s. 447.04 (2), or a person
24 under the direct supervision of a dentist.

25 **SECTION 2062.** 462.04 of the statutes is amended to read:

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1 **462.04 Prescription or order required.** A person who holds a license or
2 limited X-ray machine operator permit under this chapter may not use diagnostic
3 X-ray equipment on humans for diagnostic purposes unless authorized to do so by
4 prescription or order of a physician licensed under s. 448.04 (1) (a), a dentist licensed
5 under s. 447.04 (1), a dental therapist licensed under s. 447.04 (1m), a podiatrist
6 licensed under s. 448.63, a chiropractor licensed under s. 446.02, an advanced
7 practice nurse certified under s. 441.16 (2), a physician assistant licensed under s.
8 448.04 (1) (f), or, subject to s. 448.56 (7) (a), a physical therapist licensed under s.
9 448.53.

10 **SECTION 2063.** 463.10 (5) of the statutes is amended to read:

11 463.10 (5) EXCEPTION. Subsections (2) to (4m) do not apply to a dentist who is
12 licensed under s. 447.03 (1) or to a dental therapist, or physician who tattoos or
13 offers to tattoo a person in the course of the dentist's, dental therapist's, or physician's
14 professional practice.

15 **SECTION 2064.** 463.12 (5) of the statutes is amended to read:

16 463.12 (5) EXCEPTION. Subsections (2) to (4m) do not apply to a dentist who is
17 licensed under s. 447.03 (1) or to a dental therapist, or physician who pierces the
18 body of or offers to pierce the body of a person in the course of the dentist's, dental
19 therapist's, or physician's professional practice.

20 **SECTION 2065.** 565.10 (17) of the statutes is created to read:

21 565.10 (17) SETOFF AGAINST RETAILER COMPENSATION. The department shall
22 setoff any debt or other amount owed to the department, regardless of the origin,
23 nature, or date of the debt or amount, against any compensation or payment owed
24 to a lottery retailer under this chapter, whether owed by statute, rule, or contract.
25 If, after the setoff, additional compensation or payment is due, the department shall

SENATE BILL 59**SECTION 2065**

1 setoff the remaining amount against all certified debts owed by the lottery retailer
2 under ss. 71.93 and 71.935.

3 **SECTION 2066.** 565.12 (1) (intro.) of the statutes is amended to read:

4 565.12 (1) (intro.) A lottery retailer contract entered into under s. 565.10 may
5 be terminated or suspended for a specified period if the department finds that the
6 retailer has done any of the following before or after the contract was entered into:

7 **SECTION 2067.** 565.30 (5) of the statutes is amended to read:

8 565.30 (5) WITHHOLDING OF DELINQUENT STATE TAXES, CHILD SUPPORT OR DEBTS
9 OWED THE STATE. The administrator shall report the name, address and social security
10 number or federal income tax number of each winner of a lottery prize equal to or
11 greater than \$600 and the name, address and social security number or federal
12 income tax number of each person to whom a lottery prize equal to or greater than
13 \$600 has been assigned to the department of revenue to determine whether the
14 payee or assignee of the prize is delinquent in the payment of state taxes under ch.
15 71, 72, 76, 77, 78 or 139 or, if applicable, in the court-ordered payment of child
16 support or has a debt ~~owing to the state~~ under s. 71.93 or 71.935. Upon receipt of a
17 report under this subsection, the department of revenue shall first ascertain based
18 ~~on certifications by the department of children and families or its designee under s.~~
19 ~~49.855 (1) whether any person named in the report is currently delinquent in~~
20 ~~court-ordered payment of child support,~~ and shall next certify to the administrator,
21 whether any person named in the report is delinquent in court-ordered payment of
22 child support ~~or~~ based on certifications by the department of children and families
23 under s. 49.855 (1), is delinquent in the payment of state taxes under ch. 71, 72, 76,
24 77, 78 or 139, or has a debt under s. 71.93 or 71.935. Upon this certification by the
25 department of revenue or upon court order the administrator shall withhold the

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1 certified amount and send it to the department of revenue for remittance to the
2 appropriate agency or person. The department of revenue shall charge the winner
3 or assignee of the lottery prize ~~for the department of revenue's administrative~~
4 ~~expenses associated with withholding and remitting debt owed to a state agency a~~
5 collection fee and may withhold the amount of the ~~administrative expenses~~ collection
6 fee from the prize payment. The ~~administrative expenses~~ collection fee received or
7 withheld by the department of revenue shall be credited to the appropriation under
8 s. 20.566 (1) (h). In instances in which the payee or assignee of the prize is delinquent
9 both in payments for state taxes and in court-ordered payments of child support, or
10 is delinquent in one or both of these payments and has a debt ~~owing to the state~~ under
11 s. 71.93 or 71.935, the amount remitted to the appropriate agency or person shall be
12 in proportion to the prize amount ~~as is the delinquency or debt owed by the payee or~~
13 ~~assignee~~ setoff under s. 71.93 (3) (a).

14 **SECTION 2068.** 601.31 (1) (n) of the statutes is amended to read:

15 601.31 (1) (n) For appointing, or renewing an appointment of, an agent under
16 s. 628.11, \$16 annually for resident agents or ~~\$30~~ \$40 annually for nonresident
17 agents, unless the commissioner sets a higher fee by rule, to be paid at times and
18 under procedures set by the commissioner.

19 **SECTION 2069.** 601.83 (1) (a) of the statutes is amended to read:

20 601.83 (1) (a) The commissioner shall administer a state-based reinsurance
21 program known as the healthcare stability plan in accordance with the specific terms
22 and conditions approved by the federal department of health and human services
23 dated July 29, 2018. Before December 31, 2023, the commissioner may not request
24 from the federal department of health and human services a modification,
25 suspension, withdrawal, or termination of the waiver under 42 USC 18052 under

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1 which the healthcare stability plan under this subchapter operates unless
2 legislation has been enacted specifically directing the modification, suspension,
3 withdrawal, or termination. Before December 31, 2023, the commissioner may
4 request renewal, without substantive change, of the waiver under 42 USC 18052
5 under which the health care stability plan operates ~~in accordance with s. 20.940 (4)~~
6 unless legislation has been enacted that is contrary to such a renewal request. ~~The~~
7 ~~commissioner shall comply with applicable timing in and requirements of s. 20.940.~~

8 **SECTION 2070.** 609.713 of the statutes is created to read:

9 **609.713 Essential health benefits; preventive services.** Defined network
10 plans and preferred provider plans are subject to s. 632.895 (13m) and (14m).

11 **SECTION 2071.** 609.847 of the statutes is created to read:

12 **609.847 Preexisting condition discrimination and certain benefit**
13 **limits prohibited.** Limited service health organizations, preferred provider plans,
14 and defined network plans are subject to s. 632.728.

15 **SECTION 2072.** 625.12 (1) (a) of the statutes is amended to read:

16 625.12 (1) (a) Past and prospective loss and expense experience within and
17 outside of this state, except as provided in s. 632.728.

18 **SECTION 2073.** 625.12 (1) (e) of the statutes is amended to read:

19 625.12 (1) (e) Subject to ~~s. ss. 632.365~~ and 632.728, all other relevant factors,
20 including the judgment of technical personnel.

21 **SECTION 2074.** 625.12 (2) of the statutes is amended to read:

22 625.12 (2) CLASSIFICATION. ~~Risks~~ Except as provided in s. 632.728, risks may
23 be classified in any reasonable way for the establishment of rates and minimum
24 premiums, except that no classifications may be based on race, color, creed or
25 national origin, and classifications in automobile insurance may not be based on

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1 physical condition or developmental disability as defined in s. 51.01 (5). Subject to
2 s. ss. 632.365 and 632.728, rates thus produced may be modified for individual risks
3 in accordance with rating plans or schedules that establish reasonable standards for
4 measuring probable variations in hazards, expenses, or both. Rates may also be
5 modified for individual risks under s. 625.13 (2).

6 **SECTION 2075.** 625.15 (1) of the statutes is amended to read:

7 625.15 (1) RATE MAKING. ~~An~~ Except as provided in s. 632.728, an insurer may
8 itself establish rates and supplementary rate information for one or more market
9 segments based on the factors in s. 625.12 and, if the rates are for motor vehicle
10 liability insurance, subject to s. 632.365, or the insurer may use rates and
11 supplementary rate information prepared by a rate service organization, with
12 average expense factors determined by the rate service organization or with such
13 modification for its own expense and loss experience as the credibility of that
14 experience allows.

15 **SECTION 2076.** 628.34 (3) (a) of the statutes is amended to read:

16 628.34 (3) (a) No insurer may unfairly discriminate among policyholders by
17 charging different premiums or by offering different terms of coverage except on the
18 basis of classifications related to the nature and the degree of the risk covered or the
19 expenses involved, subject to ss. 632.365, 632.728, 632.746 and 632.748. Rates are
20 not unfairly discriminatory if they are averaged broadly among persons insured
21 under a group, blanket or franchise policy, and terms are not unfairly discriminatory
22 merely because they are more favorable than in a similar individual policy.

23 **SECTION 2077.** 632.35 of the statutes is amended to read:

24 **632.35 Prohibited rejection, cancellation and nonrenewal.** No insurer
25 may cancel or refuse to issue or renew an automobile insurance policy wholly or

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1 partially because of one or more of the following characteristics of any person: age,
2 sex, residence, race, color, creed, religion, national origin, ancestry, marital status or,
3 occupation, or status as a holder or nonholder of a license under s. 343.03 (3m).

4 **SECTION 2078.** 632.697 of the statutes is amended to read:

5 **632.697 Benefits subject to department's right to recover.** Death
6 benefits payable under a life insurance policy or an annuity are subject to the right
7 of the department of health services to recover under s. 46.27 (7g), 2017 stats.,
8 49.496, 49.682, or 49.849 an amount equal to the medical assistance that is
9 recoverable under s. 49.496 (3) (a), an amount equal to aid under s. 49.68, 49.683,
10 49.685, or 49.785 that is recoverable under s. 49.682 (2) (a) or (am), or an amount
11 equal to long-term community support services under s. 46.27, 2017 stats., that is
12 recoverable under s. 46.27 (7g) (c) 1., 2017 stats., and that was paid on behalf of the
13 deceased policyholder or annuitant.

14 **SECTION 2079.** 632.728 of the statutes is created to read:

15 **632.728 Coverage of persons with preexisting conditions; guaranteed**
16 **issue; benefit limits. (1) DEFINITIONS.** In this section:

17 (a) "Health benefit plan" has the meaning given in s. 632.745 (11).

18 (b) "Self-insured health plan" has the meaning given in s. 632.85 (1) (c).

19 **(2) GUARANTEED ISSUE.** (a) Every individual health benefit plan shall accept
20 every individual in this state who, and every group health benefit plan shall accept
21 every employer in this state that, applies for coverage, regardless of sexual
22 orientation, gender identity, or whether or not any employee or individual has a
23 preexisting condition. A health benefit plan may restrict enrollment in coverage
24 described in this paragraph to open or special enrollment periods.

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1 (b) The commissioner shall establish a statewide open enrollment period of no
2 shorter than 30 days for every individual health benefit plan to allow individuals,
3 including individuals who do not have coverage, to enroll in coverage.

4 **(3) PROHIBITING DISCRIMINATION BASED ON HEALTH STATUS.** (a) An individual
5 health benefit plan or a self-insured health plan may not establish rules for the
6 eligibility of any individual to enroll, or for the continued eligibility of any individual
7 to remain enrolled, under the plan based on any of the following health
8 status-related factors in relation to the individual or a dependent of the individual:

- 9 1. Health status.
- 10 2. Medical condition, including both physical and mental illnesses.
- 11 3. Claims experience.
- 12 4. Receipt of health care.
- 13 5. Medical history.
- 14 6. Genetic information.
- 15 7. Evidence of insurability, including conditions arising out of acts of domestic
16 violence.
- 17 8. Disability.

18 (b) An insurer offering an individual health benefit plan or a self-insured
19 health plan may not require any individual, as a condition of enrollment or continued
20 enrollment under the plan, to pay, on the basis of any health status-related factor
21 under par. (a) with respect to the individual or a dependent of the individual, a
22 premium or contribution or a deductible, copayment, or coinsurance amount that is
23 greater than the premium or contribution or deductible, copayment, or coinsurance
24 amount respectively for a similarly situated individual enrolled under the plan.

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1 (c) Nothing in this subsection prevents an insurer offering an individual health
2 benefit plan or a self-insured health plan from establishing premium discounts or
3 rebates or modifying otherwise applicable cost sharing in return for adherence to
4 programs of health promotion and disease prevention.

5 (4) PREMIUM RATE VARIATION. A health benefit plan offered on the individual or
6 small employer market or a self-insured health plan may vary premium rates for a
7 specific plan based only on the following considerations:

8 (a) Whether the policy or plan covers an individual or a family.

9 (b) Rating area in the state, as established by the commissioner.

10 (c) Age, except that the rate may not vary by more than 3 to 1 for adults over
11 the age groups and the age bands shall be consistent with recommendations of the
12 National Association of Insurance Commissioners.

13 (d) Tobacco use, except that the rate may not vary by more than 1.5 to 1.

14 (5) ANNUAL AND LIFETIME LIMITS. An individual or group health benefit plan or
15 a self-insured health plan may not establish any of the following:

16 (a) Lifetime limits on the dollar value of benefits for an enrollee or a dependent
17 of an enrollee under the plan.

18 (b) Annual limits on the dollar value of benefits for an enrollee or a dependent
19 of an enrollee under the plan.

20 (6) SHORT-TERM PLANS. This section and s. 632.76 apply to every short-term,
21 limited-duration health insurance policy. In this subsection, "short-term,
22 limited-duration health insurance policy" means health coverage that is provided
23 under a contract with an insurer, has an expiration date specified in the contract that
24 is less than 12 months after the original effective date of the contract, and, taking
25 into account renewals or extensions, has a duration of no longer than 36 months in

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1 total. "Short-term, limited-duration health insurance policy" includes any
2 short-term policy subject to s. 632.7495 (4).

3 **SECTION 2080.** 632.746 (1) (a) of the statutes is renumbered 632.746 (1) and
4 amended to read:

5 632.746 (1) ~~Subject to subs. (2) and (3), an An insurer that offers a group health~~
6 ~~benefit plan may, with respect to a participant or beneficiary under the plan, not~~
7 ~~impose a preexisting condition exclusion only if the exclusion relates to a condition,~~
8 ~~whether physical or mental, regardless of the cause of the condition, for which~~
9 ~~medical advice, diagnosis, care or treatment was recommended or received within~~
10 ~~the 6-month period ending on the participant's or beneficiary's enrollment date~~
11 ~~under the plan on a participant or beneficiary under the plan.~~

12 **SECTION 2081.** 632.746 (1) (b) of the statutes is repealed.

13 **SECTION 2082.** 632.746 (2) (a) of the statutes is amended to read:

14 632.746 (2) (a) An insurer offering a group health benefit plan may not treat
15 impose a preexisting condition exclusion based on genetic information as a
16 ~~preexisting condition under sub. (1) without a diagnosis of a condition related to the~~
17 ~~information.~~

18 **SECTION 2083.** 632.746 (2) (c), (d) and (e) of the statutes are repealed.

19 **SECTION 2084.** 632.746 (3) (a) of the statutes is repealed.

20 **SECTION 2085.** 632.746 (3) (d) 1. of the statutes is renumbered 632.746 (3) (d).

21 **SECTION 2086.** 632.746 (3) (d) 2. and 3. of the statutes are repealed.

22 **SECTION 2087.** 632.746 (5) of the statutes is repealed.

23 **SECTION 2088.** 632.746 (8) (a) (intro.) of the statutes is amended to read:

24 632.746 (8) (a) (intro.) A health maintenance organization that offers a group
25 health benefit plan and that does not impose any preexisting condition exclusion

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1 ~~under sub. (1)~~ with respect to a particular coverage option may impose an affiliation
2 period for that coverage option, but only if all of the following apply:

3 **SECTION 2089.** 632.748 (2) of the statutes is amended to read:

4 632.748 (2) An insurer offering a group health benefit plan may not require any
5 individual, as a condition of enrollment or continued enrollment under the plan, to
6 pay, on the basis of any health status-related factor with respect to the individual
7 or a dependent of the individual, a premium or contribution or a deductible,
8 copayment, or coinsurance amount that is greater than the premium or contribution
9 or deductible, copayment, or coinsurance amount respectively for a similarly
10 situated individual enrolled under the plan.

11 **SECTION 2090.** 632.76 (2) (a) and (ac) 1. and 2. of the statutes are amended to
12 read:

13 632.76 (2) (a) No claim for loss incurred or disability commencing after 2 years
14 from the date of issue of the policy may be reduced or denied on the ground that a
15 disease or physical condition existed prior to the effective date of coverage, unless the
16 condition was excluded from coverage by name or specific description by a provision
17 effective on the date of loss. This paragraph does not apply to a group health benefit
18 plan, as defined in s. 632.745 (9), which is subject to s. 632.746, a disability insurance
19 policy, as defined in s. 632.895 (1) (a), or a self-insured health plan, as defined in s.
20 632.85 (1) (c).

21 (ac) 1. ~~Notwithstanding par. (a), no~~ No claim or loss incurred or disability
22 commencing ~~after 12 months from the date of issue of~~ under an individual disability
23 insurance policy, as defined in s. 632.895 (1) (a), may be reduced or denied on the
24 ground that a disease or physical condition existed prior to the effective date of

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1 coverage, ~~unless the condition was excluded from coverage by name or specific~~
2 ~~description by a provision effective on the date of the loss.~~

3 2. ~~Except as provided in subd. 3., an An individual disability insurance policy,~~
4 ~~as defined in s. 632.895 (1) (a), other than a short-term policy subject to s. 632.7495~~
5 ~~(4) and (5), may not define a preexisting condition more restrictively than a condition~~
6 ~~that was present before the date of enrollment for the coverage, whether physical or~~
7 ~~mental, regardless of the cause of the condition, for which and regardless of whether~~
8 ~~medical advice, diagnosis, care, or treatment was recommended or received within~~
9 ~~12 months before the effective date of coverage.~~

10 **SECTION 2091.** 632.76 (2) (ac) 3. of the statutes is repealed.

11 **SECTION 2092.** 632.795 (4) (a) of the statutes is amended to read:

12 632.795 (4) (a) An insurer subject to sub. (2) shall provide coverage under the
13 same policy form and for the same premium as it originally offered in the most recent
14 enrollment period, subject only to the medical underwriting used in that enrollment
15 period. Unless otherwise prescribed by rule, the insurer may apply deductibles,
16 ~~preexisting condition limitations~~, waiting periods, or other limits only to the extent
17 that they would have been applicable had coverage been extended at the time of the
18 most recent enrollment period and with credit for the satisfaction or partial
19 satisfaction of similar provisions under the liquidated insurer's policy or plan. The
20 insurer may exclude coverage of claims that are payable by a solvent insurer under
21 insolvency coverage required by the commissioner or by the insurance regulator of
22 another jurisdiction. Coverage shall be effective on the date that the liquidated
23 insurer's coverage terminates.

24 **SECTION 2093.** 632.796 of the statutes is created to read:

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1 **632.796 Drug cost report. (1) DEFINITION.** In this section, “disability
2 insurance policy” has the meaning given in s. 632.895 (1) (a).

3 **(2) REPORT REQUIRED.** Annually, at the time the insurer files its rate request
4 with the commissioner, each insurer that offers a disability insurance policy that
5 covers prescription drugs shall submit to the commissioner a report that identifies
6 the 25 prescription drugs that are the highest cost to the insurer and the 25
7 prescription drugs that have the highest cost increases over the 12 months before the
8 submission of the report.

9 **SECTION 2094.** 632.865 (3) of the statutes is created to read:

10 **632.865 (3) REGISTRATION REQUIRED.** (a) No person may perform any activities
11 of a pharmacy benefit manager in this state without first registering with the
12 commissioner under this subsection.

13 (b) The commissioner shall establish a registration procedure for pharmacy
14 benefit managers. The commissioner may promulgate any rules necessary to
15 implement the registration procedure under this paragraph.

16 **SECTION 2095.** 632.866 of the statutes is created to read:

17 **632.866 Prescription drug cost reporting. (1) DEFINITIONS.** In this section:

18 (a) “Brand-name drug” means a prescription drug approved under 21 USC 355

19 (b) or 42 USC 262.

20 (b) “Covered hospital” means an entity described in 42 USC 256b (a) (4) (L) to
21 (N) that participates in the federal drug-pricing program under 42 USC 256b.

22 (c) “Disability insurance policy” has the meaning given in s. 632.895 (1) (a).

23 (d) “Generic drug” means a prescription drug approved under 21 USC 355 (j).

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1 (e) “Manufacturer” has the meaning given in s. 450.01 (12). “Manufacturer”
2 does not include an entity that is engaged only in the dispensing, as defined in s.
3 450.01 (7), of a brand-name drug or a generic drug.

4 (f) “Manufacturer-sponsored assistance program” means a program offered by
5 a manufacturer or an intermediary under contract with a manufacturer through
6 which a brand-name drug or a generic drug is provided to a patient at no charge or
7 at a discount.

8 (g) “Margin” means, for a covered hospital, the difference between the net cost
9 of a brand-name drug or generic drug covered under the federal drug-pricing
10 program under 42 USC 256b and the net payment by the covered hospital for that
11 brand-name drug or generic drug.

12 (h) “Net payment” means the amount paid for a brand-name drug or generic
13 drug after all discounts and rebates have been applied.

14 (i) “Pharmacy benefit manager” has the meaning given in s. 632.865 (1) (c).

15 (j) “Wholesale acquisition cost” means the most recently reported
16 manufacturer list or catalog price for a brand-name drug or a generic drug available
17 to wholesalers or direct purchasers in the United States, before application of
18 discounts, rebates, or reductions in price.

19 **(2) PRICE INCREASE OR INTRODUCTION NOTICE; JUSTIFICATION REPORT.** (a) A
20 manufacturer shall notify the commissioner if it is increasing the wholesale
21 acquisition cost of a brand-name drug on the market in this state by more than 10
22 percent or by more than \$10,000 during any 12-month period or if it intends to
23 introduce to market in this state a brand-name drug that has an annual wholesale
24 acquisition cost of \$30,000 or more.

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1 (b) A manufacturer shall notify the commissioner if it is increasing the
2 wholesale acquisition cost of a generic drug by more than 25 percent or by more than
3 \$300 during any 12-month period or if it intends to introduce to market a generic
4 drug that has an annual wholesale acquisition cost of \$3,000 or more.

5 (c) The manufacturer shall provide the notice under par. (a) or (b) in writing
6 at least 30 days before the planned effective date of the cost increase or drug
7 introduction with a justification that includes all documents and research related to
8 the manufacturer's selection of the cost increase or introduction price and a
9 description of life cycle management, market competition and context, and
10 estimated value or cost-effectiveness of the product.

11 **(3) NET PRICES PAID BY PHARMACY BENEFIT MANAGERS.** By March 1 annually, the
12 manufacturer shall report to the commissioner the value of price concessions,
13 expressed as a percentage of the wholesale acquisition cost, provided to each
14 pharmacy benefit manager for each drug sold in this state.

15 **(4) REBATES AND PRICE CONCESSIONS.** By March 1 annually, each pharmacy
16 benefit manager shall report to the commissioner the amount received from
17 manufacturers as drug rebates and the value of price concessions, expressed as a
18 percentage of the wholesale acquisition cost, provided by manufacturers for each
19 drug.

20 **(5) HOSPITAL MARGIN SPENDING.** By March 1 annually, each covered hospital
21 operating in this state shall report to the commissioner the per unit margin for each
22 drug covered under the federal drug pricing program under 42 USC 256b dispensed
23 in the previous year multiplied by the number of units dispensed at that margin and
24 how the margin revenue was used.

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1 **(6) MANUFACTURER-SPONSORED ASSISTANCE PROGRAMS.** By March 1 annually,
2 each manufacturer shall provide the commissioner with a description of each
3 manufacturer-sponsored patient assistance program in effect during the previous
4 year that includes all of the following:

5 (a) The terms of the programs.

6 (b) The number of prescriptions provided to state residents under the program.

7 (c) The total market value of assistance provided to residents of this state under
8 the program.

9 **(7) CERTIFICATION AND PENALTIES FOR NONCOMPLIANCE.** Each manufacturer and
10 covered hospital that is required to report under this section shall certify each report
11 as accurate under the penalty of perjury. A manufacturer or covered hospital that
12 fails to submit a report required under this section is subject to a forfeiture of no more
13 than \$10,000 each day the report is overdue.

14 **(8) HEARING AND PUBLIC REPORTING.** (a) The commissioner shall publicly post
15 manufacturer price justification documents and covered hospital documentation of
16 how each hospital spends the margin revenue. The commissioner shall keep any
17 trade secret or proprietary information confidential.

18 (b) The commissioner shall analyze data collected under this section and
19 publish annually a report on emerging trends in prescription prices and price
20 increases, and shall annually conduct a public hearing based on the analysis under
21 this paragraph. The report under this paragraph shall include analysis of
22 manufacturer prices and price increases, analysis of hospital-specific margins and
23 how that revenue is spent or allocated on a hospital-specific basis, and analysis of
24 how pharmacy benefit manager discounts and net costs compare to retail prices paid
25 by patients.

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1 **(9) ALLOWING COST DISCLOSURE TO INSURED.** The commissioner shall ensure that
2 every disability insurance policy that covers prescription drugs or biological products
3 does not restrict a pharmacy or pharmacist that dispenses a prescription drug or
4 biological product from informing and does not penalize a pharmacy or pharmacist
5 for informing an insured under a policy of a difference between the negotiated price
6 of, or copayment or coinsurance for, the drug or biological product under the policy
7 and the price the insured would pay for the drug or biological product if the insured
8 obtained the drug or biological product without using any health insurance coverage.

9 **SECTION 2096.** 632.87 (4) of the statutes is amended to read:

10 632.87 (4) No policy, plan or contract may exclude coverage for diagnosis and
11 treatment of a condition or complaint by a licensed dentist or dental therapist within
12 the scope of the dentist's or dental therapist's license, if the policy, plan or contract
13 covers diagnosis and treatment of the condition or complaint by another health care
14 provider, as defined in s. 146.81 (1) (a) to (p).

15 **SECTION 2097.** 632.895 (8) (d) of the statutes is amended to read:

16 632.895 (8) (d) Coverage is required under this subsection despite whether the
17 woman shows any symptoms of breast cancer. Except as provided in pars. (b), (c), and
18 (e), coverage under this subsection may only be subject to exclusions and limitations,
19 including ~~deductibles, copayments and~~ restrictions on excessive charges, that are
20 applied to other radiological examinations covered under the disability insurance
21 policy. Coverage under this subsection may not be subject to any deductibles,
22 copayments, or coinsurance.

23 **SECTION 2098.** 632.895 (13m) of the statutes is created to read:

24 632.895 (13m) **PREVENTIVE SERVICES.** (a) In this section, "self-insured health
25 plan" has the meaning given in s. 632.85 (1) (c).

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1 (b) Every disability insurance policy, except any disability insurance policy that
2 is described in s. 632.745 (11) (b) 1. to 12., and every self-insured health plan shall
3 provide coverage for all of the following preventive services:

4 1. Mammography in accordance with sub. (8).

5 2. Genetic breast cancer screening and counseling and preventive medication
6 for adult women at high risk for breast cancer.

7 3. Papanicolaou test for cancer screening for women 21 years of age or older
8 with an intact cervix.

9 4. Human papillomavirus testing for women who have attained the age of 30
10 years but have not attained the age of 66 years.

11 5. Colorectal cancer screening in accordance with sub. (16m).

12 6. Annual tomography for lung cancer screening for adults who have attained
13 the age of 55 years but have not attained the age of 80 years and who have health
14 histories demonstrating a risk for lung cancer.

15 7. Skin cancer screening for individuals who have attained the age of 10 years
16 but have not attained the age of 22 years.

17 8. Counseling for skin cancer prevention for adults who have attained the age
18 of 18 years but have not attained the age of 25 years.

19 9. Abdominal aortic aneurysm screening for men who have attained the age of
20 65 years but have not attained the age of 75 years and who have ever smoked.

21 10. Hypertension screening for adults and blood pressure testing for adults, for
22 children under the age of 3 years who are at high risk for hypertension, and for
23 children 3 years of age or older.

24 11. Lipid disorder screening for minors 2 years of age or older, adults 20 years
25 of age or older at high risk for lipid disorders, and all men 35 years of age or older.

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1 12. Aspirin therapy for cardiovascular health for adults who have attained the
2 age of 55 years but have not attained the age of 80 years and for men who have
3 attained the age of 45 years but have not attained the age of 55 years.

4 13. Behavioral counseling for cardiovascular health for adults who are
5 overweight or obese and who have risk factors for cardiovascular disease.

6 14. Type II diabetes screening for adults with elevated blood pressure.

7 15. Depression screening for minors 11 years of age or older and for adults when
8 follow-up supports are available.

9 16. Hepatitis B screening for minors at high risk for infection and adults at high
10 risk for infection.

11 17. Hepatitis C screening for adults at high risk for infection and one-time
12 hepatitis C screening for adults born in any year from 1945 to 1965.

13 18. Obesity screening and management for all minors and adults with a body
14 mass index indicating obesity, counseling and behavioral interventions for obese
15 minors who are 6 years of age or older, and referral for intervention for obesity for
16 adults with a body mass index of 30 kilograms per square meter or higher.

17 19. Osteoporosis screening for all women 65 years of age or older and for women
18 at high risk for osteoporosis under the age of 65 years.

19 20. Immunizations in accordance with sub. (14).

20 21. Anemia screening for individuals 6 months of age or older and iron
21 supplements for individuals at high risk for anemia and who have attained the age
22 of 6 months but have not attained the age of 12 months.

23 22. Fluoride varnish for prevention of tooth decay for minors at the age of
24 eruption of their primary teeth.

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- 1 23. Fluoride supplements for prevention of tooth decay for minors 6 months of
2 age or older who do not have fluoride in their water source.
- 3 24. Gonorrhea prophylaxis treatment for newborns.
- 4 25. Health history and physical exams for prenatal visits and for minors.
- 5 26. Length and weight measurements for newborns and height and weight
6 measurements for minors.
- 7 27. Head circumference and weight-for-length measurements for newborns
8 and minors who have not attained the age of 3 years.
- 9 28. Body mass index for minors 2 years of age or older.
- 10 29. Blood pressure measurements for minors 3 years of age or older and a blood
11 pressure risk assessment at birth.
- 12 30. Risk assessment and referral for oral health issues for minors who have
13 attained the age of 6 months but have not attained the age of 7 years.
- 14 31. Blood screening for newborns and minors who have not attained the age of
15 2 months.
- 16 32. Screening for critical congenital health defects for newborns.
- 17 33. Lead screenings in accordance with sub. (10).
- 18 34. Metabolic and hemoglobin screening and screening for phenylketonuria,
19 sickle cell anemia, and congenital hypothyroidism for minors including newborns.
- 20 35. Tuberculin skin test based on risk assessment for minors one month of age
21 or older.
- 22 36. Tobacco counseling and cessation interventions for individuals who are 5
23 years of age or older.
- 24 37. Vision and hearing screening and assessment for minors including
25 newborns.

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1 38. Sexually transmitted infection and human immunodeficiency virus
2 counseling for sexually active minors.

3 39. Risk assessment for sexually transmitted infection for minors who are 10
4 years of age or older and screening for sexually transmitted infection for minors who
5 are 16 years of age or older.

6 40. Alcohol misuse screening and counseling for minors 11 years of age or older.

7 41. Autism screening for minors who have attained the age of 18 months but
8 have not attained the age of 25 months.

9 42. Developmental screening and surveillance for minors including newborns.

10 43. Psychosocial and behavioral assessment for minors including newborns.

11 44. Alcohol misuse screening and counseling for pregnant adults and a risk
12 assessment for all adults.

13 45. Fall prevention and counseling and preventive medication for fall
14 prevention for community-dwelling adults 65 years of age or older.

15 46. Screening and counseling for intimate partner violence for adult women.

16 47. Well-woman visits for women who have attained the age of 18 years but
17 have not attained the age of 65 years and well-woman visits for recommended
18 preventive services, preconception care, and prenatal care.

19 48. Counseling on, consultations with a trained provider on, and equipment
20 rental for breastfeeding for pregnant and lactating women.

21 49. Folic acid supplement for adult women with reproductive capacity.

22 50. Iron deficiency anemia screening for pregnant and lactating women.

23 51. Preeclampsia preventive medicine for pregnant adult women at high risk
24 for preeclampsia.

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1 52. Low-dose aspirin after 12 weeks of gestation for pregnant women at high
2 risk for miscarriage, preeclampsia, or clotting disorders.

3 53. Screenings for hepatitis B and bacteriuria for pregnant women.

4 54. Screening for gonorrhea for pregnant and sexually active females 24 years
5 of age or younger and females older than 24 years of age who are at risk for infection.

6 55. Screening for chlamydia for pregnant and sexually active females 24 years
7 of age and younger and females older than 24 years of age who are at risk for
8 infection.

9 56. Screening for syphilis for pregnant women and adults who are at high risk
10 for infection.

11 57. Human immunodeficiency virus screening for adults who have attained the
12 age of 15 years but have not attained the age of 66 years and individuals at high risk
13 of infection who are younger than 15 years of age or older than 65 years of age.

14 58. All contraceptives and services in accordance with sub. (17).

15 59. Any services not already specified under this paragraph having an A or B
16 rating in current recommendations from the U.S. preventive services task force.

17 60. Any preventive services not already specified under this paragraph that are
18 recommended by the federal health resources and services administration's Bright
19 Futures project.

20 61. Any immunizations, not already specified under sub. (14), that are
21 recommended and determined to be for routine use by the federal advisory
22 committee on immunization practices.

23 (c) Subject to par. (d), no disability insurance policy and no self-insured health
24 plan may subject the coverage of any of the preventive services under par. (b) to any
25 deductibles, copayments, or coinsurance under the policy or plan.

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1 (d) 1. If an office visit and a preventive service specified under par. (b) are billed
2 separately by the health care provider, the disability insurance policy or self-insured
3 health plan may apply deductibles to and impose copayments or coinsurance on the
4 office visit but not on the preventive service.

5 2. If the primary reason for an office visit is not to obtain a preventive service,
6 the disability insurance policy or self-insured health plan may apply deductibles to
7 and impose copayments or coinsurance on the office visit.

8 3. Except as otherwise provided in this subdivision, if a preventive service
9 specified under par. (b) is provided by a health care provider that is outside the
10 disability insurance policy's or self-insured health plan's network of providers, the
11 policy or plan may apply deductibles to and impose copayments or coinsurance on the
12 office visit and the preventive service. If a preventive service specified under par. (b)
13 is provided by a health care provider that is outside the disability insurance policy's
14 or self-insured health plan's network of providers because there is no available
15 health care provider in the policy's or plan's network of providers that provides the
16 preventive service, the policy or plan may not apply deductibles to or impose
17 copayments or coinsurance on the preventive service.

18 4. If multiple well-woman visits described under par. (b) 47. are required to
19 fulfill all necessary preventive services and are in accordance with clinical
20 recommendations, the disability insurance policy or self-insured health plan may
21 not apply a deductible to or impose a copayment or coinsurance on any of those
22 well-woman visits.

23 **SECTION 2099.** 632.895 (14) (a) 1. i. and j. of the statutes are amended to read:

24 632.895 (14) (a) 1. i. Hepatitis A and B.

25 j. Varicella and herpes zoster.

SENATE BILL 59**SECTION 2100**

1 **SECTION 2100.** 632.895 (14) (a) 1. k. to o. of the statutes are created to read:

2 632.895 (14) (a) 1. k. Human papillomavirus.

3 L. Meningococcal meningitis.

4 m. Pneumococcal pneumonia.

5 n. Influenza.

6 o. Rotavirus.

7 **SECTION 2101.** 632.895 (14) (b) of the statutes is amended to read:

8 632.895 (14) (b) Except as provided in par. (d), every disability insurance policy,
9 and every self-insured health plan of the state or a county, city, town, village, or
10 school district, that provides coverage for a dependent of the insured shall provide
11 coverage of appropriate and necessary immunizations, ~~from birth to the age of 6~~
12 years, for an insured or plan participant, including a dependent who is a child of the
13 insured or plan participant.

14 **SECTION 2102.** 632.895 (14) (c) of the statutes is amended to read:

15 632.895 (14) (c) The coverage required under par. (b) may not be subject to any
16 deductibles, copayments, or coinsurance under the policy or plan. ~~This paragraph~~
17 ~~applies to a defined network plan, as defined in s. 609.01 (1b), only with respect to~~
18 ~~appropriate and necessary immunizations provided by providers participating, as~~
19 ~~defined in s. 609.01 (3m), in the plan.~~

20 **SECTION 2103.** 632.895 (14) (d) 3. of the statutes is amended to read:

21 632.895 (14) (d) 3. A health care plan offered by a limited service health
22 organization, as defined in s. 609.01 (3), ~~or by a preferred provider plan, as defined~~
23 ~~in s. 609.01 (4), that is not a defined network plan, as defined in s. 609.01 (1b).~~

24 **SECTION 2104.** 632.895 (14m) of the statutes is created to read:

SENATE BILL 59**SECTION 2104**

1 632.895 (14m) ESSENTIAL HEALTH BENEFITS. (a) In this subsection,
2 “self-insured health plan” has the meaning given in s. 632.85 (1) (c).

3 (b) On a date specified by the commissioner, by rule, every disability insurance
4 policy, except as provided in par. (g), and every self-insured health plan shall provide
5 coverage for essential health benefits as determined by the commissioner, by rule,
6 subject to par. (c).

7 (c) In determining the essential health benefits for which coverage is required
8 under par. (b), the commissioner shall do all of the following:

9 1. Include benefits, items, and services in, at least, all of the following
10 categories:

11 a. Ambulatory patient services.

12 b. Emergency services.

13 c. Hospitalization.

14 d. Maternity and newborn care.

15 e. Mental health and substance use disorder services, including behavioral
16 health treatment.

17 f. Prescription drugs.

18 g. Rehabilitative and habilitative services and devices.

19 h. Laboratory services.

20 i. Preventive and wellness services and chronic disease management.

21 j. Pediatric services, including oral and vision care.

22 2. Conduct a survey of employer-sponsored coverage to determine benefits
23 typically covered by employers and ensure that the scope of essential health benefits
24 for which coverage is required under this subsection is equal to the scope of benefits

SENATE BILL 59**SECTION 2104**

1 covered under a typical disability insurance policy offered by an employer to its
2 employees.

3 3. Ensure that essential health benefits reflect a balance among the categories
4 described in subd. 1. such that benefits are not unduly weighted toward one category.

5 4. Ensure that essential health benefit coverage is provided with no or limited
6 cost-sharing requirements.

7 5. Require that disability insurance policies and self-insured health plans do
8 not make coverage decisions, determine reimbursement rates, establish incentive
9 programs, or design benefits in ways that discriminate against individuals because
10 of their age, disability, or expected length of life.

11 6. Establish essential health benefits in a way that takes into account the
12 health care needs of diverse segments of the population, including women, children,
13 persons with disabilities, and other groups.

14 7. Ensure that essential health benefits established under this subsection are
15 not subject to a coverage denial based on an insured's or plan participant's age,
16 expected length of life, present or predicted disability, degree of dependency on
17 medical care, or quality of life.

18 8. Require that disability insurance policies and self-insured health plans
19 cover emergency department services that are essential health benefits without
20 imposing any requirement to obtain prior authorization for those services and
21 without limiting coverage for services provided by an emergency services provider
22 that is not in the provider network of a policy or plan in a way that is more restrictive
23 than requirements or limitations that apply to emergency services provided by a
24 provider that is in the provider network of the policy or plan.

SENATE BILL 59**SECTION 2104**

1 9. Require a disability insurance policy or self-insured health plan to apply to
2 emergency department services that are essential health benefits provided by an
3 emergency department provider that is not in the provider network of the policy or
4 plan the same copayment amount or coinsurance rate that applies if those services
5 are provided by a provider that is in the provider network of the policy or plan.

6 (d) The commissioner shall periodically update, by rule, the essential health
7 benefits under this subsection to address any gaps in access to coverage.

8 (e) If an essential health benefit is also subject to mandated coverage elsewhere
9 under this section and the coverage requirements are not identical, the disability
10 insurance policy or self-insured health plan shall provide coverage under whichever
11 subsection provides the insured or plan participant with more comprehensive
12 coverage of the medical condition, item, or service.

13 (f) Nothing in this subsection or rules promulgated under this subsection
14 prohibits a disability insurance policy or a self-insured health plan from providing
15 benefits in excess of the essential health benefit coverage required under this
16 subsection.

17 (g) This subsection does not apply to any disability insurance policy that is
18 described in s. 632.745 (11) (b) 1. to 12.

19 **SECTION 2105.** 632.895 (16m) (b) of the statutes is amended to read:

20 632.895 (16m) (b) The coverage required under this subsection may be subject
21 to any limitations, or exclusions, ~~or cost-sharing provisions~~ that apply generally
22 under the disability insurance policy or self-insured health plan. The coverage
23 required under this subsection may not be subject to any deductibles, copayments,
24 or coinsurance.

25 **SECTION 2106.** 632.895 (17) (b) 2. of the statutes is amended to read:

SENATE BILL 59**SECTION 2106**

1 632.895 (17) (b) 2. Outpatient consultations, examinations, procedures, and
2 medical services that are necessary to prescribe, administer, maintain, or remove a
3 contraceptive, ~~if covered for any other drug benefits under the policy or plan~~
4 sterilization procedures, and patient education and counseling for all females with
5 reproductive capacity.

6 **SECTION 2107.** 632.895 (17) (c) of the statutes is amended to read:

7 632.895 (17) (c) Coverage under par. (b) may be subject only to the exclusions,
8 and limitations, or cost-sharing provisions that apply generally to the coverage of
9 outpatient health care services, preventive treatments and services, or prescription
10 drugs and devices that is provided under the policy or self-insured health plan. A
11 disability insurance policy or self-insured health plan may not apply a deductible or
12 impose a copayment or coinsurance to at least one of each type of contraceptive
13 method approved by the federal food and drug administration for which coverage is
14 required under this subsection. The disability insurance policy or self-insured
15 health plan may apply reasonable medical management to a method of contraception
16 to limit coverage under this subsection that is provided without being subject to a
17 deductible, copayment, or coinsurance to prescription drugs without a brand name.
18 The disability insurance policy or self-insured health plan may apply a deductible
19 or impose a copayment or coinsurance for coverage of a contraceptive that is
20 prescribed for a medical need if the services for the medical need would otherwise be
21 subject to a deductible, copayment, or coinsurance.

22 **SECTION 2108.** 632.897 (11) (a) of the statutes is amended to read:

23 632.897 (11) (a) Notwithstanding subs. (2) to (10), the commissioner may
24 promulgate rules establishing standards requiring insurers to provide continuation
25 of coverage for any individual covered at any time under a group policy who is a

SENATE BILL 59**SECTION 2108**

1 terminated insured or an eligible individual under any federal program that
2 provides for a federal premium subsidy for individuals covered under continuation
3 of coverage under a group policy, including rules governing election or extension of
4 election periods, notice, rates, premiums, premium payment, ~~application of~~
5 ~~preexisting condition exclusions~~, election of alternative coverage, and status as an
6 eligible individual, as defined in s. 149.10 (2t), 2011 stats.

7 **SECTION 2109.** 701.0508 (1) (b) 1. of the statutes is amended to read:

8 701.0508 (1) (b) 1. The claim is a claim based on tort, on a marital property
9 agreement that is subject to the time limitations under s. 766.58 (13) (b) or (c), on
10 Wisconsin income, franchise, sales, withholding, gift, or death taxes, or on
11 unemployment compensation contributions due or benefits overpaid; a claim for
12 funeral or administrative expenses; a claim of this state under s. 46.27 (7g), 2017
13 stats., 49.496, 49.682, or 49.849; or a claim of the United States.

14 **SECTION 2110.** 705.04 (2g) of the statutes is amended to read:

15 705.04 (2g) Notwithstanding subs. (1) and (2), the department of health
16 services may collect, from funds of a decedent that are held by the decedent
17 immediately before death in a joint account or a P.O.D. account, an amount equal to
18 the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal
19 to aid under s. 49.68, 49.683, 49.685, or 49.785 that is recoverable under s. 49.682 (2)
20 (a) or (am), or an amount equal to long-term community support services under s.
21 46.27, 2017 stats., that is recoverable under s. 46.27 (7g) (c) 1., 2017 stats., and that
22 was paid on behalf of the decedent or the decedent's spouse.

23 **SECTION 2111.** 706.11 (4) of the statutes is amended to read:

SENATE BILL 59**SECTION 2111**

1 706.11 (4) Subsection (1) does not apply to a 2nd mortgage assigned to or
2 executed to the department of veterans affairs under s. 45.80 (4) (a) 1., 1989 stats.,
3 or s. 45.37 (3), 2017 stats.

4 **SECTION 2112.** 766.55 (2) (bm) of the statutes is amended to read:

5 766.55 (2) (bm) An obligation incurred by a spouse that is recoverable under
6 s. 46.27 (7g), 2017 stats., 49.496, 49.682, or 49.849 may be satisfied from all property
7 that was the property of that spouse immediately before that spouse's death.

8 **SECTION 2113.** 767.41 (5) (am) (intro.) of the statutes is amended to read:

9 767.41 (5) (am) (intro.) Subject to pars. (bm) ~~and~~, (c), and (d), in determining
10 legal custody and periods of physical placement, the court shall consider all facts
11 relevant to the best interest of the child. The court may not prefer one parent or
12 potential custodian over the other on the basis of the sex or race of the parent or
13 potential custodian. Subject to pars. (bm) ~~and~~, (c), and (d), the court shall consider
14 the following factors in making its determination:

15 **SECTION 2114.** 767.41 (5) (d) of the statutes is created to read:

16 767.41 (5) (d) The court may not consider as a factor in determining the legal
17 custody of a child whether a parent or potential custodian holds, or has applied for,
18 a registry identification card, as defined in s. 146.44 (1) (g), is or has been the subject
19 of a written certification, as defined in s. 146.44 (1) (h), or is or has been a qualifying
20 patient, as defined in s. 146.44 (1) (e), or a primary caregiver, as defined in s. 146.44
21 (1) (d), unless the parent or potential custodian's behavior creates an unreasonable
22 danger to the child that can be clearly articulated and substantiated.

23 **SECTION 2115.** 767.451 (5m) (a) of the statutes is amended to read:

24 767.451 (5m) (a) Subject to pars. (b) ~~and~~, (c), and (d), in all actions to modify
25 legal custody or physical placement orders, the court shall consider the factors under

SENATE BILL 59**SECTION 2115**

1 s. 767.41 (5) (am), subject to s. 767.41 (5) (bm), and shall make its determination in
2 a manner consistent with s. 767.41.

3 **SECTION 2116.** 767.451 (5m) (d) of the statutes is created to read:

4 767.451 (**5m**) (d) In an action to modify a legal custody order, the court may not
5 consider as a factor in making a determination whether a parent or potential
6 custodian holds, or has applied for, a registry identification card, as defined in s.
7 146.44 (1) (g), is or has been the subject of a written certification, as defined in s.
8 146.44 (1) (h), or is or has been a qualifying patient, as defined in s. 146.44 (1) (e), or
9 a primary caregiver, as defined in s. 146.44 (1) (d), unless the parent or potential
10 custodian's behavior creates an unreasonable danger to the child that can be clearly
11 articulated and substantiated.

12 **SECTION 2117.** 767.57 (1e) (c) of the statutes is amended to read:

13 767.57 (**1e**) (c) The department or its designee shall collect an annual fee of \$25
14 \$35 from every individual receiving child support or family support payments. In
15 applicable cases, the fee shall comply with all requirements under 42 USC 654 (6)
16 (B). The department or its designee may deduct the fee from maintenance, child or
17 family support, or arrearage payments. Fees collected under this paragraph shall
18 be deposited in the appropriation account under s. 20.437 (2) (ja).

19 **SECTION 2118.** 767.805 (4) (d) of the statutes is repealed.

20 **SECTION 2119.** 767.89 (3) (e) of the statutes is repealed.

21 **SECTION 2120.** 801.02 (1) of the statutes is amended to read:

22 801.02 (1) ~~A~~ Except as provided in s. 20.9315 (5) (b), a civil action in which a
23 personal judgment is sought is commenced as to any defendant when a summons and
24 a complaint naming the person as defendant are filed with the court, provided service

SENATE BILL 59**SECTION 2120**

1 of an authenticated copy of the summons and of the complaint is made upon the
2 defendant under this chapter within 90 days after filing.

3 **SECTION 2121.** 801.50 (3) (b) of the statutes is amended to read:

4 801.50 (3) (b) All actions relating to the validity or invalidity of a rule or
5 ~~guidance document~~ shall be venued as provided in s. 227.40 (1).

6 **SECTION 2122.** 803.09 (1) of the statutes is amended to read:

7 803.09 (1) ~~Upon~~ Except as provided in s. 20.9315, upon timely motion anyone
8 shall be permitted to intervene in an action when the movant claims an interest
9 relating to the property or transaction which is the subject of the action and the
10 movant is so situated that the disposition of the action may as a practical matter
11 impair or impede the movant's ability to protect that interest, unless the movant's
12 interest is adequately represented by existing parties.

13 **SECTION 2123.** 803.09 (2) of the statutes is amended to read:

14 803.09 (2) ~~Upon~~ Except as provided in s. 20.9315, upon timely motion anyone
15 may be permitted to intervene in an action when a movant's claim or defense and the
16 main action have a question of law or fact in common. When a party to an action
17 relies for ground of claim or defense upon any statute or executive order or rule
18 administered by a federal or state governmental officer or agency or upon any
19 regulation, order, rule, requirement or agreement issued or made pursuant to the
20 statute or executive order, the officer or agency upon timely motion may be permitted
21 to intervene in the action. In exercising its discretion the court shall consider
22 whether the intervention will unduly delay or prejudice the adjudication of the rights
23 of the original parties.

24 **SECTION 2124.** 803.09 (2m) of the statutes is repealed.

25 **SECTION 2125.** 804.01 (2) (intro.) of the statutes is amended to read:

SENATE BILL 59**SECTION 2125**

1 804.01 (2) SCOPE OF DISCOVERY. (intro.) ~~Unless~~ Except as provided in s. 20.9315
2 (9), and unless otherwise limited by order of the court in accordance with the
3 provisions of this chapter, the scope of discovery is as follows:

4 **SECTION 2126.** 805.04 (1) of the statutes is amended to read:

5 805.04 (1) BY PLAINTIFF; BY STIPULATION. ~~An~~ Except as provided in sub. (2p), an
6 action may be dismissed by the plaintiff without order of court by serving and filing
7 a notice of dismissal at any time before service by an adverse party of responsive
8 pleading or motion or by the filing of a stipulation of dismissal signed by all parties
9 who have appeared in the action. Unless otherwise stated in the notice of dismissal
10 or stipulation, the dismissal is not on the merits, except that a notice of dismissal
11 operates as an adjudication on the merits when filed by a plaintiff who has once
12 dismissed in any court an action based on or including the same claim.

13 **SECTION 2127.** 805.04 (2p) of the statutes is created to read:

14 805.04 (2p) FALSE CLAIMS. An action filed under s. 20.9315 may be dismissed
15 only by order of the court. In determining whether to dismiss the action filed under
16 s. 20.9315, the court shall take into account the best interests of the parties and the
17 purposes of s. 20.9315.

18 **SECTION 2128.** 806.04 (11) of the statutes is amended to read:

19 806.04 (11) PARTIES. When declaratory relief is sought, all persons shall be
20 made parties who have or claim any interest which would be affected by the
21 declaration, and no declaration may prejudice the right of persons not parties to the
22 proceeding. In any proceeding which involves the validity of a municipal ordinance
23 or franchise, the municipality shall be made a party, and shall be entitled to be heard.
24 If a statute, ordinance or franchise is alleged to be unconstitutional, ~~or to be in~~
25 ~~violation of or preempted by federal law, or if the construction or validity of a statute~~

SENATE BILL 59**SECTION 2128**

1 ~~is otherwise challenged, the attorney general shall also be served with a copy of the~~
2 ~~proceeding and be entitled to be heard. If a statute is alleged to be unconstitutional,~~
3 ~~or to be in violation of or preempted by federal law, or if the construction or validity~~
4 ~~of a statute is otherwise challenged, the speaker of the assembly, the president of the~~
5 ~~senate, and the senate majority leader shall also be served with a copy of the~~
6 ~~proceeding, and the assembly, the senate, and the state legislature are entitled to be~~
7 ~~heard. If the assembly, the senate, or the joint committee on legislative organization~~
8 ~~intervenes as provided under s. 803.09 (2m), the assembly shall represent the~~
9 ~~assembly, the senate shall represent the senate, and the joint committee on~~
10 ~~legislative organization shall represent the legislature. In any proceeding under this~~
11 ~~section in which the constitutionality, construction or application of any provision of~~
12 ~~ch. 227, or of any statute allowing a legislative committee to suspend, or to delay or~~
13 ~~prevent the adoption of, a rule as defined in s. 227.01 (13) is placed in issue by the~~
14 ~~parties, the joint committee for review of administrative rules shall be served with~~
15 ~~a copy of the petition and, with the approval of the joint committee on legislative~~
16 ~~organization, shall be made a party and be entitled to be heard. In any proceeding~~
17 ~~under this section in which the constitutionality, construction or application of any~~
18 ~~provision of ch. 13, 20, 111, 227 or 230 or subch. I, III or IV of ch. 16 or s. 753.075, or~~
19 ~~of any statute allowing a legislative committee to suspend, or to delay or prevent the~~
20 ~~adoption of, a rule as defined in s. 227.01 (13) is placed in issue by the parties, the~~
21 ~~joint committee on legislative organization shall be served with a copy of the petition~~
22 ~~and the joint committee on legislative organization, the senate committee on~~
23 ~~organization or the assembly committee on organization may intervene as a party~~
24 ~~to the proceedings and be heard.~~

25 **SECTION 2129.** 806.11 (1) (intro.) of the statutes is amended to read:

SENATE BILL 59**SECTION 2129**

1 806.11 (1) (intro.) At the time of filing the warrant provided by s. 71.74 (14),
2 71.91 (5), or 71.93 (8) ~~(b) 5.~~ (d), the clerk of circuit court shall enter the warrant in
3 the judgment and lien docket, including:

4 **SECTION 2130.** 806.11 (2) of the statutes is amended to read:

5 806.11 (2) If a warrant provided by s. 71.74 (14), 71.91 (5), or 71.93 (8) ~~(b) 5.~~ (d)
6 is against several persons, the warrant shall be entered, in accordance with the
7 procedure under sub. (1), in the judgment and lien docket under the name of each
8 person against whom the warrant was issued.

9 **SECTION 2131.** 806.115 of the statutes is amended to read:

10 **806.115 Filing of duplicate copy of warrant.** The department of revenue
11 may file in any county a duplicate copy of a warrant filed under s. 71.74 (14), 71.91
12 (5), or 71.93 (8) ~~(b) 5.~~ (d) and the clerk of circuit court shall enter the duplicate copy
13 on the judgment and lien docket as provided in s. 806.11. When so entered, the
14 duplicate copy shall have the same legal effect as the warrant filed under s. 71.91 (5).

15 **SECTION 2132.** 809.13 of the statutes is amended to read:

16 **809.13 Rule (Intervention).** A person who is not a party to an appeal may
17 file in the court of appeals a petition to intervene in the appeal. A party may file a
18 response to the petition within 11 days after service of the petition. The court may
19 grant the petition upon a showing that the petitioner's interest meets the
20 requirements of s. 803.09 (1), or (2), ~~or (2m)~~.

21 **SECTION 2133.** 859.02 (2) (a) of the statutes is amended to read:

22 859.02 (2) (a) It is a claim based on tort, on a marital property agreement that
23 is subject to the time limitations under s. 766.58 (13) (b) or (c), on Wisconsin income,
24 franchise, sales, withholding, gift, or death taxes, or on unemployment insurance
25 contributions due or benefits overpaid; a claim for funeral or administrative

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1 expenses; a claim of this state under s. 46.27 (7g), 2017 stats., 49.496, 49.682, or
2 49.849; or a claim of the United States; or

3 **SECTION 2134.** 859.07 (2) (a) 3. of the statutes is amended to read:

4 859.07 (2) (a) 3. The decedent or the decedent's spouse received services
5 provided as a benefit under a long-term care program, as defined in s. 49.496 (1) (bk),
6 medical assistance under subch. IV of ch. 49, long-term community support services
7 funded under s. 46.27 (7), 2017 stats., or aid under s. 49.68, 49.683, 49.685, or 49.785.

8 **SECTION 2135.** 867.01 (3) (am) 4. of the statutes is amended to read:

9 867.01 (3) (am) 4. Whether the decedent or the decedent's spouse received
10 services provided as a benefit under a long-term care program, as defined in s. 49.496
11 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support
12 services funded under s. 46.27 (7), 2017 stats., or aid under s. 49.68, 49.683, 49.685,
13 or 49.785.

14 **SECTION 2136.** 867.01 (3) (d) of the statutes is amended to read:

15 867.01 (3) (d) *Notice.* The court may hear the matter without notice or order
16 notice to be given under s. 879.03. If the decedent or the decedent's spouse received
17 services provided as a benefit under a long-term care program, as defined in s. 49.496
18 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support
19 services funded under s. 46.27 (7), 2017 stats., or aid under s. 49.68, 49.683, 49.685,
20 or 49.785, the petitioner shall give notice by certified mail to the department of
21 health services as soon as practicable after filing the petition with the court.

22 **SECTION 2137.** 867.02 (2) (am) 6. of the statutes is amended to read:

23 867.02 (2) (am) 6. Whether the decedent or the decedent's spouse received
24 services provided as a benefit under a long-term care program, as defined in s. 49.496
25 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support

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1 services funded under s. 46.27 (7), 2017 stats., or aid under s. 49.68, 49.683, 49.685,
2 or 49.785.

3 **SECTION 2138.** 867.03 (1g) (c) of the statutes is amended to read:

4 867.03 (1g) (c) Whether the decedent or the decedent's spouse ever received
5 services provided as a benefit under a long-term care program, as defined in s. 49.496
6 (1) (bk), medical assistance under subch. IV of ch. 49, long-term community support
7 services funded under s. 46.27 (7), 2017 stats., or aid under s. 49.68, 49.683, 49.685,
8 or s. 49.785.

9 **SECTION 2139.** 867.03 (1m) (a) of the statutes is amended to read:

10 867.03 (1m) (a) Whenever an heir, trustee, person named in the will to act as
11 personal representative, or person who was guardian of the decedent at the time of
12 the decedent's death intends to transfer a decedent's property by affidavit under sub.
13 (1g) and the decedent or the decedent's spouse ever received services provided as a
14 benefit under a long-term care program, as defined in s. 49.496 (1) (bk), medical
15 assistance under subch. IV of ch. 49, long-term community support services funded
16 under s. 46.27 (7), 2017 stats., or aid under s. 49.68, 49.683, 49.685, or 49.785, the
17 heir, trustee, person named in the will to act as personal representative, or person
18 who was guardian of the decedent at the time of the decedent's death shall give notice
19 to the department of health services of his or her intent. The notice shall include the
20 information in the affidavit under sub. (1g) and the heir, trustee, person named in
21 the will to act as personal representative, or person who was guardian of the
22 decedent at the time of the decedent's death shall give the notice by certified mail,
23 return receipt requested.

24 **SECTION 2140.** 867.03 (1m) (b) of the statutes is amended to read:

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1 867.03 **(1m)** (b) An heir, trustee, person named in the will to act as personal
2 representative, or person who was guardian of the decedent at the time of the
3 decedent's death who files an affidavit under sub. (1g) that states that the decedent
4 or the decedent's spouse received services provided as a benefit under a long-term
5 care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of
6 ch. 49, long-term community support services funded under s. 46.27 (7), 2017 stats.,
7 or aid under s. 49.68, 49.683, 49.685, or 49.785 shall attach to the affidavit the proof
8 of mail delivery of the notice required under par. (a) showing the delivery date.

9 **SECTION 2141.** 867.03 (2g) (b) of the statutes is amended to read:

10 867.03 **(2g)** (b) Property transferred under this section to or by an heir, trustee,
11 person named in the will to act as personal representative, or person who was
12 guardian of the decedent at the time of the decedent's death is subject to the right of
13 the department of health services to recover under s. 46.27 (7g), 2017 stats., 49.496,
14 49.682, or 49.849 an amount equal to the medical assistance that is recoverable
15 under s. 49.496 (3) (a), an amount equal to aid under s. 49.68, 49.683, 49.685, or
16 49.785 that is recoverable under s. 49.682 (2) (a) or (am), or an amount equal to
17 long-term community support services under s. 46.27, 2017 stats., that is
18 recoverable under s. 46.27 (7g) (c) 1., 2017 stats., and that was paid on behalf of the
19 decedent or the decedent's spouse. Upon request, the heir, trustee, person named in
20 the will to act as personal representative, or person who was guardian of the
21 decedent at the time of the decedent's death shall provide to the department of health
22 services information about any of the decedent's property that the heir, trustee,
23 person named in the will to act as personal representative, or person who was
24 guardian of the decedent at the time of the decedent's death has distributed and
25 information about the persons to whom the property was distributed.

SENATE BILL 59**SECTION 2146**

1 46.856 (1) (b), or a school, as defined in s. 609.655 (1) (c), is immune from civil liability
2 for his or her acts or omissions in rendering that care if all of the following conditions
3 exist:

4 **SECTION 2147.** 895.48 (1m) (a) 2. of the statutes is amended to read:

5 895.48 **(1m)** (a) 2. The physician, podiatrist, athletic trainer, chiropractor,
6 dentist, dental therapist, emergency medical services practitioner, as defined in s.
7 256.01 (5), emergency medical responder, as defined in s. 256.01 (4p), physician
8 assistant, registered nurse, massage therapist or bodywork therapist does not
9 receive compensation for the health care, other than reimbursement for expenses.

10 **SECTION 2148.** 938.02 (1) of the statutes is amended to read:

11 938.02 **(1)** "Adult" means a person who is 18 years of age or older, ~~except that~~
12 ~~for purposes of investigating or prosecuting a person who is alleged to have violated~~
13 ~~any state or federal criminal law or any civil law or municipal ordinance, "adult"~~
14 ~~means a person who has attained 17 years of age.~~

15 **SECTION 2149.** 938.02 (10m) of the statutes is amended to read:

16 938.02 **(10m)** "Juvenile," when used without further qualification, means a
17 person who is less than 18 years of age, ~~except that for purposes of investigating or~~
18 ~~prosecuting a person who is alleged to have violated a state or federal criminal law~~
19 ~~or any civil law or municipal ordinance, "juvenile" does not include a person who has~~
20 ~~attained 17 years of age.~~

21 **SECTION 2150.** 938.12 (2) of the statutes is amended to read:

22 938.12 **(2)** ~~SEVENTEEN-YEAR-OLDS~~ JUVENILES WHO BECOME ADULTS. If a petition
23 alleging that a juvenile is delinquent is filed before the juvenile is 17 years of age
24 becomes an adult, but the juvenile becomes 17 years of age an adult before admitting

SENATE BILL 59**SECTION 2150**

1 the facts of the petition at the plea hearing or, if the juvenile denies the facts, before
2 an adjudication, the court retains jurisdiction over the case.

3 **SECTION 2151.** 938.18 (2) of the statutes is amended to read:

4 938.18 (2) PETITION. The petition for waiver of jurisdiction may be filed by the
5 district attorney or the juvenile or may be initiated by the court and shall contain a
6 brief statement of the facts supporting the request for waiver. The petition for waiver
7 of jurisdiction shall be accompanied by or filed after the filing of a petition alleging
8 delinquency and shall be filed prior to the plea hearing, except that if the juvenile
9 denies the facts of the petition and becomes ~~17 years of age~~ an adult before an
10 adjudication, the petition for waiver of jurisdiction may be filed at any time prior to
11 the adjudication. If the court initiates the petition for waiver of jurisdiction, the
12 judge shall disqualify himself or herself from any future proceedings on the case.

13 **SECTION 2152.** 938.183 (3) of the statutes is amended to read:

14 938.183 (3) PLACEMENT IN STATE PRISON; PAROLE. ~~When~~ Subject to s. 973.013
15 (3m), when a juvenile who is subject to a criminal penalty under sub. (1m) or s.
16 938.183 (2), 2003 stats., ~~attains the age of 17 years~~ becomes an adult, the department
17 of corrections may place the juvenile in a state prison named in s. 302.01, except that
18 that department may not place any person under the age of 18 years in the
19 correctional institution authorized in s. 301.16 (1n). A juvenile who is subject to a
20 criminal penalty under sub. (1m) or under s. 938.183 (2), 2003 stats., for an act
21 committed before December 31, 1999, is eligible for parole under s. 304.06.

22 **SECTION 2153.** 938.22 (2) (d) of the statutes, as affected by 2019 Wisconsin Act
23 (this act), is repealed and recreated to read:

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1 938.22 (2) (d) 1. Except as provided in subd. 2., a juvenile detention facility is
2 authorized to accept juveniles for placement for more than 30 consecutive days under
3 s. 938.34 (3) (f) 1. if all of the following apply:

4 a. The juvenile detention facility is operated by a county, the county board of
5 supervisors of which has adopted a resolution under s. 938.34 (3) (f) 3., prior to
6 January 1, 2018, authorizing placement of juveniles at the juvenile detention facility
7 under s. 938.34 (3) (f) for more than 30 consecutive days.

8 b. The county that operates the juvenile detention facility is not awarded a
9 grant under 2017 Wisconsin Act 185, section 110 (4).

10 2. After the effective date of this subdivision [LRB inserts date], the number
11 of juveniles that may be housed at a juvenile detention facility under subd. 1. is
12 limited to the number that are housed at the juvenile detention facility on that date,
13 and the juvenile detention facility may not be altered or added to or repaired in excess
14 of 50 percent of its assessed value. If a juvenile detention facility violates this
15 subdivision, it is no longer authorized to accept juveniles for placement for more than
16 30 consecutive days.

17 **SECTION 2154.** 938.22 (2) (d) 1. of the statutes is renumbered 938.22 (2) (d), and
18 938.22 (2) (d) (intro.), as renumbered, is amended to read:

19 938.22 (2) (d) (intro.) ~~Except as provided in subd. 2., a~~ A juvenile detention
20 facility is authorized to accept juveniles for placement for more than 30 consecutive
21 days under s. 938.34 (3) (f) 1. if all of the following apply:

22 **SECTION 2155.** 938.22 (2) (d) 2. of the statutes is repealed.

23 **SECTION 2156.** 938.255 (1) (intro.) of the statutes is amended to read:

24 938.255 (1) TITLE AND CONTENTS. (intro.) A petition initiating proceedings
25 under this chapter, other than a petition initiating proceedings under s. 938.12,

SENATE BILL 59**SECTION 2156**

1 938.125, or 938.13 (12), shall be entitled, “In the interest of (juvenile’s name), a
2 person under the age of 18².” A petition initiating proceedings under s. 938.12,
3 938.125, or 938.13 (12) shall be entitled, “In the interest of (juvenile’s name), a person
4 ~~under the age of 17². juvenile.~~” A petition initiating proceedings under this chapter
5 shall specify all of the following:

6 **SECTION 2157.** 938.34 (3) (f) 1. of the statutes is amended to read:

7 938.34 (3) (f) 1. The placement may be for any combination of single or
8 consecutive days totalling not more than 365 in a juvenile detention facility under
9 s. 938.22 (2) (d) ~~1~~ and may be for no more than 30 consecutive days in any other
10 juvenile detention facility, including any placement under pars. (a) to (e). The
11 juvenile shall be given credit against the period of detention or nonsecure custody
12 imposed under this paragraph for all time spent in secure detention in connection
13 with the course of conduct for which the detention or nonsecure custody was imposed.

14 **SECTION 2158.** 938.34 (3) (f) 1. of the statutes, as affected by 2019 Wisconsin
15 Act (this act), is amended to read:

16 938.34 (3) (f) 1. The placement may be for any combination of single or
17 consecutive days totalling not more than 365 in a juvenile detention facility under
18 s. 938.22 (2) (d) 1, and may be for no more than 30 consecutive days in any other
19 juvenile detention facility, including any placement under pars. (a) to (e). The
20 juvenile shall be given credit against the period of detention or nonsecure custody
21 imposed under this paragraph for all time spent in secure detention in connection
22 with the course of conduct for which the detention or nonsecure custody was imposed.

23 **SECTION 2159.** 938.34 (8) of the statutes is amended to read:

24 938.34 (8) FORFEITURE. Impose a forfeiture based upon a determination that
25 this disposition is in the best interest of the juvenile and the juvenile’s rehabilitation.

SENATE BILL 59**SECTION 2159**

1 The maximum forfeiture that the court may impose under this subsection for a
2 violation by a juvenile is the maximum amount of the fine that may be imposed on
3 an adult for committing that violation or, if the violation is applicable only to ~~a person~~
4 ~~under 18 years of age juveniles~~, \$100. The order shall include a finding that the
5 juvenile alone is financially able to pay the forfeiture and shall allow up to 12 months
6 for payment. If the juvenile fails to pay the forfeiture, the court may vacate the
7 forfeiture and order other alternatives under this section; or the court may suspend
8 any license issued under ch. 29 for not less than 30 days nor more than 5 years, or
9 suspend the juvenile's operating privilege, as defined in s. 340.01 (40), for not more
10 than 2 years. If the court suspends any license under this subsection, the clerk of the
11 court shall immediately take possession of the suspended license if issued under ch.
12 29 or, if the license is issued under ch. 343, the court may take possession of, and if
13 possession is taken, shall destroy, the license. The court shall forward to the
14 department ~~which~~ that issued the license a notice of suspension stating that the
15 suspension is for failure to pay a forfeiture imposed by the court, together with any
16 license issued under ch. 29 of which the court takes possession. If the forfeiture is
17 paid during the period of suspension, the suspension shall be reduced to the time
18 period ~~which~~ that has already elapsed and the court shall immediately notify the
19 department, which shall then, if the license is issued under ch. 29, return the license
20 to the juvenile. Any recovery under this subsection shall be reduced by the amount
21 recovered as a forfeiture for the same act under s. 938.45 (1r) (b).

22 **SECTION 2160.** 938.343 (2) of the statutes is amended to read:

23 938.343 (2) FORFEITURE. Impose a forfeiture not to exceed the maximum
24 forfeiture that may be imposed on an adult for committing that violation or, if the
25 violation is only applicable to ~~a person under 18 years of age juveniles~~, \$50. The

SENATE BILL 59**SECTION 2160**

1 order shall include a finding that the juvenile alone is financially able to pay and
2 shall allow up to 12 months for the payment. If a juvenile fails to pay the forfeiture,
3 the court may suspend any license issued under ch. 29 or suspend the juvenile's
4 operating privilege, as defined in s. 340.01 (40), for not more than 2 years. The court
5 shall immediately take possession of the suspended license if issued under ch. 29 or,
6 if the license is issued under ch. 343, the court may take possession of, and if
7 possession is taken, shall destroy, the license. The court shall forward to the
8 department ~~which~~ that issued the license the notice of suspension stating that the
9 suspension is for failure to pay a forfeiture imposed by the court, together with any
10 license issued under ch. 29 of which the court takes possession. If the forfeiture is
11 paid during the period of suspension, the court shall immediately notify the
12 department, which shall, if the license is issued under ch. 29, return the license to
13 the person. Any recovery under this subsection shall be reduced by the amount
14 recovered as a forfeiture for the same act under s. 938.45 (1r) (b).

15 **SECTION 2161.** 938.344 (3) of the statutes is amended to read:

16 938.344 (3) PROSECUTION IN ADULT COURT. If the juvenile alleged to have
17 committed the violation is within 3 months of ~~his or her 17th birthday~~ becoming an
18 adult, the court assigned to exercise jurisdiction under this chapter and ch. 48 may,
19 at the request of the district attorney or on its own motion, dismiss the citation
20 without prejudice and refer the matter to the district attorney for prosecution under
21 s. 125.07 (4). The juvenile is entitled to a hearing only on the issue of his or her age.
22 This subsection does not apply to violations under s. 961.573 (2), 961.574 (2), or
23 961.575 (2) or a local ordinance that strictly conforms to one of those statutes.

24 **SECTION 2162.** 938.35 (1m) of the statutes is amended to read:

SENATE BILL 59**SECTION 2162**

1 938.35 **(1m)** FUTURE CRIMINAL PROCEEDINGS BARRED. Disposition by the court
2 assigned to exercise jurisdiction under this chapter and ch. 48 of any allegation
3 under s. 938.12 or 938.13 (12) shall bar any future proceeding on the same matter
4 in criminal court when the juvenile ~~attains 17 years of age~~ becomes an adult. This
5 subsection does not affect proceedings in criminal court that have been transferred
6 under s. 938.18.

7 **SECTION 2163.** 938.355 (4) (b) of the statutes is amended to read:

8 938.355 **(4)** (b) Except as provided in s. 938.368, an order under s. 938.34 (4d)
9 or (4m) made before the juvenile attains 18 years of age may apply for up to 2 years
10 after the date on which the order is granted or until the juvenile's ~~18th~~ 19th birthday,
11 whichever is earlier, unless the court specifies a shorter period of time or the court
12 terminates the order sooner. If the order does not specify a termination date, it shall
13 apply for one year after the date on which the order is granted or until the juvenile's
14 ~~18th~~ 19th birthday, whichever is earlier, unless the court terminates the order
15 sooner. Except as provided in s. 938.368, an order under s. 938.34 (4h) made before
16 the juvenile attains 18 years of age shall apply for 5 years after the date on which the
17 order is granted, if the juvenile is adjudicated delinquent for committing a violation
18 of s. 943.10 (2) or for committing an act that would be punishable as a Class B or C
19 felony if committed by an adult, or until the juvenile reaches 25 years of age, if the
20 juvenile is adjudicated delinquent for committing an act that would be punishable
21 as a Class A felony if committed by an adult. Except as provided in s. 938.368, an
22 extension of an order under s. 938.34 (4d), (4h), (4m), or (4n) made before the juvenile
23 ~~attains 17 years of age~~ becomes an adult shall terminate at the end of one year after
24 the date on which the order is granted unless the court specifies a shorter period of
25 time or the court terminates the order sooner. No extension under s. 938.365 of an

SENATE BILL 59**SECTION 2163**

1 original dispositional order under s. 938.34 (4d), (4h), (4m), or (4n) may be granted
2 for a juvenile who is ~~17 years of age or older when~~ becomes an adult by the time the
3 original dispositional order terminates.

4 **SECTION 2164.** 938.355 (4m) (a) of the statutes is amended to read:

5 938.355 (4m) (a) A juvenile who has been adjudged delinquent under s. 48.12,
6 1993 stats., or s. 938.12 may, on ~~attaining 17 years of age~~ becoming an adult, petition
7 the court to expunge the court's record of the juvenile's adjudication. Subject to par.
8 (b), the court may expunge the record if the court determines that the juvenile has
9 satisfactorily complied with the conditions of his or her dispositional order and that
10 the juvenile will benefit from, and society will not be harmed by, the expungement.

11 **SECTION 2165.** 938.357 (3) (a) of the statutes is amended to read:

12 938.357 (3) (a) Subject to subs. (4) (b), (c), and (d) and (5) (e), if the proposed
13 change in placement would involve placing a juvenile in a juvenile correctional
14 facility or a secured residential care center for children and youth, notice shall be
15 given as provided in sub. (1) (am) 1. A hearing shall be held, unless waived by the
16 juvenile, parent, guardian, and legal custodian, before the court makes a decision on
17 the request. The juvenile is entitled to counsel at the hearing, and any party
18 opposing or favoring the proposed new placement may present relevant evidence and
19 cross-examine witnesses. The department of corrections shall have the opportunity
20 to object to a change of placement of a juvenile from a secured residential care center
21 for children and youth to a Type 1 juvenile correctional facility, except for the
22 Mendota juvenile treatment center, under par. (b). The proposed new placement may
23 be approved only if the court finds, on the record, that the conditions set forth in s.
24 938.34 (4m) (a) and (b) have been met.

25 **SECTION 2166.** 938.357 (3) (c) of the statutes is amended to read:

SENATE BILL 59**SECTION 2166**

1 938.357 (3) (c) ~~Upon the recommendation of~~ If the department of health
2 services approves, the court may order the placement of a juvenile under par. (b) at
3 the Mendota juvenile treatment center. A court may not order the department of
4 health services to accept a juvenile placement under par. (b) at the Mendota juvenile
5 treatment center that the department has not approved. A juvenile under the
6 supervision of a county in a secured residential care center for children and youth
7 who is transferred to Mendota juvenile treatment center under this paragraph
8 remains under the supervision of that county.

9 **SECTION 2167.** 938.357 (3) (d) of the statutes is amended to read:

10 938.357 (3) (d) A juvenile who is placed in a Type 1 juvenile correctional facility
11 under par. (b) or (c) is the financial responsibility of the county department of the
12 county where the juvenile was adjudicated delinquent ~~and that.~~ The county
13 department shall reimburse the department of corrections at the rate specified
14 under s. 301.26 (4) (d) 2. or 3., whichever is applicable, for the cost of the a juvenile's
15 care while placed in a Type 1 juvenile correctional facility other than the Mendota
16 juvenile treatment center. The county department shall reimburse the department
17 of health services at a rate specified by that department for the cost of a juvenile's
18 care while placed at the Mendota juvenile treatment center and these payments
19 shall be deposited in the appropriation account under s. 20.435 (2) (gk).

20 **SECTION 2168.** 938.39 of the statutes is amended to read:

21 **938.39 Disposition by court bars criminal proceeding.** Disposition by the
22 court of any violation of state law within its jurisdiction under s. 938.12 bars any
23 future criminal proceeding on the same matter in circuit court when the juvenile
24 ~~reaches the age of 17~~ becomes an adult. This section does not affect criminal
25 proceedings in circuit court that were transferred under s. 938.18.

SENATE BILL 59**SECTION 2173**

1 **SECTION 2173.** 938.48 (4m) (title) of the statutes is amended to read:

2 938.48 (**4m**) (title) CONTINUING CARE AND SERVICES FOR JUVENILES ~~OVER 17~~ WHO
3 BECOME ADULTS.

4 **SECTION 2174.** 938.48 (4m) (a) of the statutes is amended to read:

5 938.48 (**4m**) (a) Is at least 17 years of age an adult.

6 **SECTION 2175.** 938.48 (4m) (b) of the statutes is amended to read:

7 938.48 (**4m**) (b) Was under the supervision of the department under s. 938.183,
8 938.34 (4h), (4m), or (4n) or 938.357 (3) or (4) when the person reached 17 years of
9 age became an adult.

10 **SECTION 2176.** 938.48 (4m) (b) of the statutes, as affected by 2017 Wisconsin
11 Act 185, section 82, and 2019 Wisconsin Act (this act), is repealed and recreated
12 to read:

13 938.48 (**4m**) (b) Was under the supervision of the department under s. 938.183,
14 938.34 (4h) or (4n), or 938.357 (3) or (4) when the person became an adult.

15 **SECTION 2177.** 938.48 (14) of the statutes is amended to read:

16 938.48 (**14**) SCHOOL-RELATED EXPENSES FOR JUVENILES ~~OVER 17~~ WHO BECOME
17 ADULTS. Pay maintenance, tuition, and related expenses from the appropriation
18 under s. 20.410 (3) (ho) for persons who, when they attained 17 years of age became
19 adults, were students regularly attending a school, college, or university or regularly
20 attending a course of vocational or technical training designed to prepare them for
21 gainful employment, and who upon attaining that age becoming adults were under
22 the supervision of the department under s. 938.183, 938.34 (4h), (4m), or (4n), or
23 938.357 (3) or (4) as a result of a judicial decision.

SENATE BILL 59**SECTION 2178**

1 **SECTION 2178.** 938.48 (14) of the statutes, as affected by 2017 Wisconsin Act
2 185, section 88, and 2019 Wisconsin Act (this act), is repealed and recreated to
3 read:

4 **938.48 (14) SCHOOL-RELATED EXPENSES FOR JUVENILES WHO BECOME ADULTS.** Pay
5 maintenance, tuition, and related expenses from the appropriation under s. 20.410
6 (3) (ho) for persons who, when they became adults, were students regularly attending
7 a school, college, or university or regularly attending a course of vocational or
8 technical training designed to prepare them for gainful employment, and who upon
9 becoming adults were under the supervision of the department under s. 938.183,
10 938.34 (4h) or (4n), or 938.357 (3) or (4) as a result of a judicial decision.

11 **SECTION 2179.** 938.49 (2) (b) of the statutes is amended to read:

12 **938.49 (2) (b)** Notify the juvenile's last school district or, if the juvenile was last
13 enrolled in a private school participating in the program under s. 118.60 or in the
14 program under s. 119.23 ~~or, pursuant to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002~~
15 ~~(3) (c), in a school under the operation and general management of the governing~~
16 ~~body of a private school, the private school or the governing body of a private school,~~
17 in writing of its obligation under s. 118.125 (4).

18 **SECTION 2180.** 938.57 (3) (title) of the statutes is amended to read:

19 **938.57 (3) (title)** CONTINUING MAINTENANCE FOR JUVENILES ~~OVER-17~~ WHO BECOME
20 ADULTS.

21 **SECTION 2181.** 938.57 (3) (a) (intro.) of the statutes is amended to read:

22 **938.57 (3) (a) (intro.)** From the reimbursement received under s. 48.569 (1) (d),
23 counties may provide funding for the maintenance of any juvenile person who meets
24 all of the following qualifications:

25 **SECTION 2182.** 938.57 (3) (a) 1. of the statutes is amended to read:

SENATE BILL 59**SECTION 2182**

1 938.57 (3) (a) 1. Is ~~17 years of age or older~~ an adult.

2 **SECTION 2183.** 938.57 (3) (a) 3. of the statutes is amended to read:

3 938.57 (3) (a) 3. Received funding under s. 48.569 (1) (d) immediately prior to
4 ~~his or her 17th birthday~~ becoming an adult.

5 **SECTION 2184.** 938.57 (3) (b) of the statutes is amended to read:

6 938.57 (3) (b) The funding provided for the maintenance of a juvenile person
7 under par. (a) shall be in an amount equal to that to which the juvenile person would
8 receive under s. 48.569 (1) (d) if the person were a juvenile ~~were 16 years of age~~.

9 **SECTION 2185.** 939.632 (1) (e) 1. of the statutes is amended to read:

10 939.632 (1) (e) 1. Any felony under s. 940.01, 940.02, 940.03, 940.05, 940.09
11 (1c), 940.19 (2), (4) or (5), 940.21, 940.225 (1), (2) or (3), 940.235, 940.305, 940.31,
12 940.32, 941.20, 941.21, 943.02, 943.06, 943.10 (2), 943.23 (1g), 943.32 (2), 948.02 (1)
13 or (2), 948.025, 948.03 (2) (a) or (c) or (5) (a) 1., 2., 3., or 4., 948.05, 948.051, 948.055,
14 948.07, 948.08, 948.085, or 948.30 (2) or under s. 940.302 (2) if s. 940.302 (2) (a) 1.
15 b. applies.

16 **SECTION 2186.** 939.632 (1) (e) 3. of the statutes is amended to read:

17 939.632 (1) (e) 3. Any misdemeanor under s. 940.19 (1), 940.225 (3m), ~~940.32~~
18 ~~(2)~~, 940.42, 940.44, 941.20 (1), 941.23, 941.231, 941.235, or 941.38 (3).

19 **SECTION 2187.** 941.315 (5) of the statutes is amended to read:

20 941.315 (5) (a) Subsection (2) does not apply to a person to whom nitrous oxide
21 is administered for the purpose of providing medical or dental care, if the nitrous
22 oxide is administered by a physician ~~or~~, dentist, or dental therapist or at the direction
23 or under the supervision of a physician ~~or~~, dentist, or dental therapist.

24 (b) Subsection (3) does not apply to the administration of nitrous oxide by a
25 physician ~~or~~, dentist, or dental therapist, or by another person at the direction or

SENATE BILL 59**SECTION 2187**

1 under the supervision of a physician ~~or~~, dentist, or dental therapist, for the purpose
2 of providing medical or dental care.

3 (c) Subsection (3) (c) does not apply to the sale to a hospital, health care clinic
4 or other health care organization or to a physician ~~or~~, dentist, or dental therapist of
5 any object used, designed for use or primarily intended for use in administering
6 nitrous oxide for the purpose of providing medical or dental care.

7 **SECTION 2188.** 946.15 of the statutes is created to read:

8 **946.15 Public construction contracts at less than full rate. (1)** Any
9 employer, or any agent or employee of an employer, who induces any individual who
10 seeks to be or is employed pursuant to a public contract, as defined in s. 66.0901 (1)
11 (c), or who seeks to be or is employed on a project on which a prevailing wage rate
12 determination has been issued by the department of workforce development under
13 s. 66.0903 (3), 103.49 (3), 103.50 (3), or 229.8275 (3) to give up, waive, or return any
14 part of the compensation to which that individual is entitled under his or her contract
15 of employment or under the prevailing wage rate determination issued by the
16 department, or who reduces the hourly basic rate of pay normally paid to an
17 employee for work on a project on which a prevailing wage rate determination has
18 not been issued under s. 66.0903 (3), 103.49 (3), 103.50 (3), or 229.8275 (3) during a
19 week in which the employee works both on a project on which a prevailing wage rate
20 determination has been issued and on a project on which a prevailing wage rate
21 determination has not been issued, is guilty of a Class I felony.

22 **(2)** Any individual employed pursuant to a public contract, as defined in s.
23 66.0901 (1) (c), or employed on a project on which a prevailing wage rate
24 determination has been issued by the department of workforce development under
25 s. 66.0903 (3), 103.49 (3), 103.50 (3), or 229.8275 (3) who gives up, waives, or returns

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1 to the employer or agent of the employer any part of the compensation to which the
2 employee is entitled under his or her contract of employment or under the prevailing
3 wage determination issued by the department, or who gives up any part of the
4 compensation to which he or she is normally entitled for work on a project on which
5 a prevailing wage rate determination has not been issued under s. 66.0903 (3),
6 103.49 (3), 103.50 (3), or 229.8275 (3) during a week in which the individual works
7 part-time on a project on which a prevailing wage rate determination has been
8 issued and part-time on a project on which a prevailing wage rate determination has
9 not been issued, is guilty of a Class C misdemeanor.

10 (3) Any employer or labor organization, or any agent or employee of an
11 employer or labor organization, who induces any individual who seeks to be or is
12 employed on a project on which a prevailing wage rate determination has been issued
13 by the department of workforce development under s. 66.0903 (3), 103.49 (3), 103.50
14 (3), or 229.8275 (3) to allow any part of the wages to which that individual is entitled
15 under the prevailing wage rate determination issued by the department or local
16 governmental unit to be deducted from the individual's pay is guilty of a Class I
17 felony, unless the deduction would be allowed under 29 CFR 3.5 or 3.6 from an
18 individual who is working on a project that is subject to 40 USC 3142.

19 (4) Any individual employed on a project on which a prevailing wage rate
20 determination has been issued by the department of workforce development under
21 s. 66.0903 (3), 103.49 (3), 103.50 (3), or 229.8275 (3) who allows any part of the wages
22 to which that individual is entitled under the prevailing wage rate determination
23 issued by the department or local governmental unit to be deducted from his or her
24 pay is guilty of a Class C misdemeanor, unless the deduction would be allowed under

SENATE BILL 59**SECTION 2188**

1 29 CFR 3.5 or 3.6 from an individual who is working on a project that is subject to
2 40 USC 3142.

3 **SECTION 2189.** 946.50 (intro.) of the statutes is amended to read:

4 **946.50 Absconding.** (intro.) Any person who is adjudicated delinquent, but
5 who intentionally fails to appear before the court assigned to exercise jurisdiction
6 under chs. 48 and 938 for his or her dispositional hearing under s. 938.335, and who
7 does not return to that court for a dispositional hearing before ~~attaining the age of~~
8 ~~17 years~~ becoming an adult is guilty of the following:

9 **SECTION 2190.** 947.20 of the statutes is repealed.

10 **SECTION 2191.** 947.21 of the statutes is repealed.

11 **SECTION 2192.** 948.01 (1) of the statutes is amended to read:

12 948.01 (1) "Child" means a person who has not attained the age of 18 years,
13 ~~except that for purposes of prosecuting a person who is alleged to have violated a~~
14 ~~state or federal criminal law, "child" does not include a person who has attained the~~
15 ~~age of 17 years.~~

16 **SECTION 2193.** 948.11 (2) (am) (intro.) of the statutes is amended to read:

17 948.11 (2) (am) (intro.) ~~Any person who has attained the age of 17 and~~ adult
18 who, with knowledge of the character and content of the description or narrative
19 account, verbally communicates, by any means, a harmful description or narrative
20 account to a child, with or without monetary consideration, is guilty of a Class I
21 felony if any of the following applies:

22 **SECTION 2194.** 948.45 (1) of the statutes is amended to read:

23 948.45 (1) Except as provided in sub. (2), ~~any person 17 years of age or older~~
24 adult who, by any act or omission, knowingly encourages or contributes to the

SENATE BILL 59**SECTION 2194**

1 truancy, as defined under s. 118.16 (1) (c), of a ~~person 17 years of age or under~~ child
2 is guilty of a Class C misdemeanor.

3 **SECTION 2195.** 948.60 (2) (d) of the statutes is amended to read:

4 948.60 (2) (d) A ~~person under 17 years of age~~ child who has violated this
5 subsection is subject to the provisions of ch. 938 unless jurisdiction is waived under
6 s. 938.18 or the person is subject to the jurisdiction of a court of criminal jurisdiction
7 under s. 938.183.

8 **SECTION 2196.** 948.61 (4) of the statutes is amended to read:

9 948.61 (4) A ~~person under 17 years of age~~ child who has violated this section
10 is subject to the provisions of ch. 938, unless jurisdiction is waived under s. 938.18
11 or the person is subject to the jurisdiction of a court of criminal jurisdiction under s.
12 938.183.

13 **SECTION 2197.** 961.01 (5m) of the statutes is created to read:

14 961.01 (5m) “Debilitating medical condition or treatment” has the meaning
15 given in s. 146.44 (1) (b).

16 **SECTION 2198.** 961.01 (12v) of the statutes is created to read:

17 961.01 (12v) “Lockable, enclosed facility” means an enclosed indoor or outdoor
18 area that is lockable, or requires a security device, to permit access only by a member
19 of a qualifying patient’s treatment team.

20 **SECTION 2199.** 961.01 (14c) of the statutes is created to read:

21 961.01 (14c) “Maximum authorized amount” means 12 live cannabis plants or
22 3 ounces of usable cannabis.

23 **SECTION 2200.** 961.01 (14g) of the statutes is created to read:

24 961.01 (14g) “Medication with tetrahydrocannabinols” has the meaning given
25 in s. 146.44 (1) (c).

SENATE BILL 59**SECTION 2201**

1 **SECTION 2201.** 961.01 (17k) of the statutes is created to read:

2 961.01 (**17k**) “Out-of-state registry identification card” has the meaning given
3 in s. 146.44 (1) (cm).

4 **SECTION 2202.** 961.01 (19m) of the statutes is created to read:

5 961.01 (**19m**) “Primary caregiver” has the meaning given in s. 146.44 (1) (d).

6 **SECTION 2203.** 961.01 (20hm) of the statutes is created to read:

7 961.01 (**20hm**) “Qualifying patient” has the meaning given in s. 146.44 (1) (e).

8 **SECTION 2204.** 961.01 (20ht) of the statutes is created to read:

9 961.01 (**20ht**) “Registry identification card” has the meaning given in s. 146.44
10 (1) (g).

11 **SECTION 2205.** 961.01 (20t) of the statutes is created to read:

12 961.01 (**20t**) “Treatment team” means a qualifying patient and his or her
13 primary caregivers.

14 **SECTION 2206.** 961.01 (21f) of the statutes is created to read:

15 961.01 (**21f**) “Usable cannabis” means cannabis leaves or flowers but does not
16 include seeds, stalks, or roots or any ingredients combined with the leaves or flowers.

17 **SECTION 2207.** 961.01 (21t) of the statutes is created to read:

18 961.01 (**21t**) “Written certification” has the meaning given in s. 146.44 (1) (h).

19 **SECTION 2208.** 961.14 (4) (t) 1. of the statutes is amended to read:

20 961.14 (**4**) (t) 1. Cannabidiol in a form without a psychoactive effect ~~that is~~
21 ~~dispensed as provided in s. 961.38 (1n) (a) or that is possessed as provided in s. 961.32~~
22 ~~(2m) (b).~~

23 **SECTION 2209.** 961.32 (2m) of the statutes is repealed.

24 **SECTION 2210.** 961.38 (1n) of the statutes is repealed.

SENATE BILL 59**SECTION 2211**

1 **SECTION 2211.** 961.41 (1) (h) 1. of the statutes is renumbered 961.41 (1) (h) 1r.
2 and amended to read:

3 961.41 (1) (h) 1r. ~~Two hundred~~ More than 25 grams but not more than 200
4 ~~grams or less, or more than 2 but not more than 4 or fewer~~ plants containing
5 tetrahydrocannabinols, the person is guilty of a Class I felony.

6 **SECTION 2212.** 961.41 (1) (h) 1g. of the statutes is created to read:

7 961.41 (1) (h) 1g. Twenty-five grams or less, or 2 or fewer plants containing
8 tetrahydrocannabinols, the person is guilty of a Class I felony if the person is at least
9 17 years of age and distributes or delivers to a person who is no more than 17 years
10 of age and who is at least 3 years younger than the person distributing or delivering.

11 **SECTION 2213.** 961.41 (1m) (h) 1. of the statutes is amended to read:

12 961.41 (1m) (h) 1. ~~Two hundred~~ More than 25 grams but not more than 200
13 ~~grams or less, or more than 2 but not more than 4 or fewer~~ plants containing
14 tetrahydrocannabinols, the person is guilty of a Class I felony.

15 **SECTION 2214.** 961.41 (1q) (title) of the statutes is repealed and recreated to
16 read:

17 961.41 (1q) (title) TETRAHYDROCANNABINOLS PENALTY AND PROBABLE CAUSE.

18 **SECTION 2215.** 961.41 (1q) of the statutes is renumbered 961.41 (1q) (a).

19 **SECTION 2216.** 961.41 (1q) (b) and (c) of the statutes are created to read:

20 961.41 (1q) (b) The following are not sufficient to establish probable cause that
21 a violation of sub. (1) (h) has occurred:

22 1. Odor of marijuana.

23 2. The possession of not more than 25 grams of marijuana.

SENATE BILL 59**SECTION 2216**

1 (c) No individual on parole, probation, extended supervision, supervised
2 release, or any other release may have the release revoked for possessing not more
3 than 25 grams of marijuana.

4 **SECTION 2217.** 961.41 (1r) of the statutes is amended to read:

5 961.41 (1r) DETERMINING WEIGHT OF SUBSTANCE. In determining amounts under
6 s. 961.49 (2) (b), 1999 stats., and subs. (1) and (1m), an amount includes the weight
7 of cocaine, cocaine base, heroin, phencyclidine, lysergic acid diethylamide, psilocin,
8 psilocybin, amphetamine, methamphetamine, ~~tetrahydrocannabinols~~, synthetic
9 cannabinoids, or substituted cathinones, or any controlled substance analog of any
10 of these substances together with any compound, mixture, diluent, plant material
11 or other substance mixed or combined with the controlled substance or controlled
12 substance analog. In ~~addition~~, in determining amounts under subs. (1) (h) ~~and~~, (1m)
13 (h), and (3g) (e), the amount of tetrahydrocannabinols ~~means anything included~~
14 ~~under s. 961.14 (4) (t) and includes~~ means the weight of any only marijuana.

15 **SECTION 2218.** 961.41 (3g) (e) of the statutes is amended to read:

16 961.41 (3g) (e) *Tetrahydrocannabinols*. If a person possesses or attempts to
17 possess more than 25 grams of tetrahydrocannabinols included under s. 961.14 (4)
18 (t), or a controlled substance analog of tetrahydrocannabinols, the person may be
19 fined not more than \$1,000 or imprisoned for not more than 6 months or both upon
20 a first conviction and is guilty of a Class I felony for a 2nd or subsequent offense. For
21 purposes of this paragraph, an offense is considered a 2nd or subsequent offense if,
22 prior to the offender's conviction of the offense, the offender has at any time been
23 convicted of any felony or misdemeanor under this chapter or under any statute of
24 the United States or of any state relating to controlled substances, controlled

SENATE BILL 59**SECTION 2218**

1 substance analogs, narcotic drugs, marijuana, or depressant, stimulant, or
2 hallucinogenic drugs.

3 **SECTION 2219.** 961.436 of the statutes is created to read:

4 **961.436 Medical use defense in cases involving**

5 **tetrahydrocannabinols. (1)** A member of a qualifying patient's treatment team
6 has a defense to prosecution under s. 961.41 (1) (h) or (1m) (h) for manufacturing, or
7 possessing with intent to manufacture, tetrahydrocannabinols if all of the following
8 apply:

9 (a) The manufacture or possession is by the treatment team for medication with
10 tetrahydrocannabinols.

11 (b) The amount of cannabis does not exceed the maximum authorized amount.

12 (c) Any live cannabis plants are in a lockable, enclosed facility unless a member
13 of a qualifying patient's treatment team is accessing the plants or has the plants in
14 his or her possession.

15 (d) If the member is a primary caregiver, he or she is not a primary caregiver
16 to more than 10 qualifying patients.

17 **(2)** A member of a qualifying patient's treatment team has a defense to
18 prosecution under s. 961.41 (1) (h) or (1m) (h) for distributing or delivering, or
19 possessing with intent to distribute or deliver, tetrahydrocannabinols to another
20 member of the treatment team if all of the following apply:

21 (a) The distribution, delivery, or possession is by the treatment team for
22 medication with tetrahydrocannabinols.

23 (b) The amount of cannabis does not exceed the maximum authorized amount.

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1 (c) Any live cannabis plants are in a lockable, enclosed facility unless a member
2 of a qualifying patient's treatment team is accessing the plants or has the plants in
3 his or her possession.

4 (d) If the member is a primary caregiver, he or she is not a primary caregiver
5 to more than 10 qualifying patients.

6 **(3)** (a) Except as provided in par. (b), a member of a qualifying patient's
7 treatment team has a defense to a prosecution under s. 961.41 (3g) (e) if all of the
8 following apply:

9 1. The possession or attempted possession is by the treatment team for
10 medication with tetrahydrocannabinols.

11 2. The amount of cannabis does not exceed the maximum authorized amount.

12 3. Any live cannabis plants are in a lockable, enclosed facility unless a member
13 of a qualifying patient's treatment team is accessing the plants or has the plants in
14 his or her possession.

15 4. If the member is a primary caregiver, he or she is not a primary caregiver
16 to more than 10 qualifying patients.

17 (b) A person may not assert the defense described in par. (a) if, while he or she
18 possesses or attempts to possess tetrahydrocannabinols, any of the following applies:

19 1. The person drives or operates a motor vehicle while under the influence of
20 tetrahydrocannabinols in violation of s. 346.63 (1) or a local ordinance in conformity
21 with s. 346.63 (1).

22 2. While under the influence of tetrahydrocannabinols, the person operates
23 heavy machinery or engages in any other conduct that endangers the health or
24 well-being of another person.

25 3. The person smokes cannabis in, on, or at any of the following places:

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- 1 a. A school bus or a public transit vehicle.
- 2 b. The person's place of employment.
- 3 c. Public or private school premises.
- 4 d. A juvenile correctional facility.
- 5 e. A jail or adult correctional facility.
- 6 f. A public park, beach, or recreation center.
- 7 g. A youth center.

8 (4) For the purposes of a defense raised under sub. (1), (2), or (3) (a), a valid
9 registry identification card, a valid out-of-state registry identification card, or a
10 written certification is presumptive evidence that the person identified on the card
11 as a qualifying patient or the subject of the written certification is a qualifying
12 patient and that, if the person uses tetrahydrocannabinols, he or she does so to
13 alleviate the symptoms or effects of a debilitating medical condition or treatment.

14 (5) Notwithstanding s. 227.12 (1), any person may petition the department of
15 health services to promulgate a rule to designate a medical condition or treatment
16 as a debilitating medical condition or treatment. The department of health services
17 shall promulgate rules providing for public notice of and a public hearing regarding
18 a petition, with the public hearing providing persons an opportunity to comment
19 upon the petition. After the hearing, but no later than 180 days after the submission
20 of the petition, the department of health services shall approve or deny the petition.
21 The department of health service's decision to approve or deny a petition is subject
22 to judicial review under s. 227.52.

23 **SECTION 2220.** 961.455 (title) of the statutes is amended to read:

24 **961.455 (title) Using a child minor for illegal drug distribution or**
25 **manufacturing purposes.**

SENATE BILL 59**SECTION 2221**

1 **SECTION 2221.** 961.455 (1) of the statutes is amended to read:

2 961.455 (1) Any ~~person who has attained the age of 17 years~~ adult who
3 knowingly solicits, hires, directs, employs, or uses a ~~person who is under the age of~~
4 ~~17 years~~ minor for the purpose of violating s. 961.41 (1) is guilty of a Class F felony.

5 **SECTION 2222.** 961.455 (2) of the statutes is amended to read:

6 961.455 (2) The knowledge requirement under sub. (1) does not require proof
7 of knowledge of the age of the ~~child~~ minor. It is not a defense to a prosecution under
8 this section that the actor mistakenly believed that the person solicited, hired,
9 directed, employed, or used under sub. (1) had attained the age of 18 years, even if
10 the mistaken belief was reasonable.

11 **SECTION 2223.** 961.46 of the statutes is amended to read:

12 **961.46 Distribution to persons under age 18.** If a person 17 years of age
13 or over violates s. 961.41 (1), except s. 961.41 (1) (h) 1g., by distributing or delivering
14 a controlled substance or a controlled substance analog to a person 17 years of age
15 or under who is at least 3 years his or her junior, the applicable maximum term of
16 imprisonment prescribed under s. 961.41 (1) for the offense may be increased by not
17 more than 5 years.

18 **SECTION 2224.** 961.46 of the statutes, as affected by 2019 Wisconsin Act (this
19 act), is amended to read:

20 **961.46 Distribution to persons under age 18 minors.** If ~~a person 17 years~~
21 ~~of age or over~~ an adult violates s. 961.41 (1), except s. 961.41 (1) (h) 1g., by distributing
22 or delivering a controlled substance or a controlled substance analog to a ~~person 17~~
23 ~~years of age or under~~ minor who is at least 3 years his or her junior, the applicable
24 maximum term of imprisonment prescribed under s. 961.41 (1) for the offense may
25 be increased by not more than 5 years.

SENATE BILL 59**SECTION 2225**

1 **SECTION 2225.** 961.52 (2) (a) 1. and 2. of the statutes are amended to read:

2 961.52 (2) (a) 1. Places where persons authorized under s. 961.32 (~~1m~~) to
3 possess controlled substances in this state are required by federal law to keep
4 records; and

5 2. Places including factories, warehouses, establishments and conveyances in
6 which persons authorized under s. 961.32 (~~1m~~) to possess controlled substances in
7 this state are permitted by federal law to hold, manufacture, compound, process, sell,
8 deliver or otherwise dispose of any controlled substance.

9 **SECTION 2226.** 961.55 (8) (c), (d) and (e) of the statutes are created to read:

10 961.55 (8) (c) A valid registry identification card or a valid out-of-state registry
11 identification card.

12 (d) The person's written certification, if the person is a qualifying patient.

13 (e) A written certification for a qualifying patient for whom the person is a
14 primary caregiver.

15 **SECTION 2227.** 961.555 (2) (am) 6. of the statutes is amended to read:

16 961.555 (2) (am) 6. The property is contraband that is subject to forfeiture
17 under s. 961.55 (~~6~~), (~~6m~~), or, unless the defendant invokes a defense under s. 961.436
18 or 961.5755, under s. 961.55 (6) or (7).

19 **SECTION 2228.** 961.555 (2r) of the statutes is created to read:

20 961.555 (2r) **MEDICAL USE DEFENSE.** (a) In an action to forfeit property seized
21 under s. 961.55, the person who was in possession of the property when it was seized
22 has a defense to the forfeiture of the property if any of the following applies:

23 1. The person was prosecuted under s. 961.41 (1) (h), (1m) (h), or (3g) (e),
24 961.573 (1), 961.574 (1), or 961.575 (1) in connection with the seized property but had
25 a valid defense under s. 961.436 (1), (2), or (3) (a) or 961.5755 (1) (a) or (2).

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1 2. The person was not prosecuted under s. 961.41 (1) (h), (1m) (h), or (3g) (e),
2 961.573 (1), 961.574 (1), or 961.575 (1) in connection with the seized property, but,
3 if the person had been, he or she would have had a valid defense under s. 961.436 (1),
4 (2), or (3) (a) or 961.5755 (1) (a) or (2).

5 (b) The owner of property seized under s. 961.55 who is raising a defense under
6 par. (a) shall do so in the answer to the complaint that he or she serves under sub.
7 (2) (b). If a property owner raises such a defense in his or her answer, the state must,
8 as part of the burden of proof specified in sub. (3), prove that the facts constituting
9 the defense do not exist.

10 **SECTION 2229.** 961.56 (1) of the statutes is amended to read:

11 961.56 (1) ~~It~~ Except as provided in s. 961.555 (2r) (b) and except for any
12 presumption arising under s. 961.436 (4) or 961.5755 (3), it is not necessary for the
13 state to negate any exemption or exception in this chapter in any complaint,
14 information, indictment or other pleading or in any trial, hearing or other proceeding
15 under this chapter. ~~The, and the~~ burden of proof of any exemption or exception is
16 upon the person claiming it.

17 **SECTION 2230.** 961.573 (2) of the statutes is amended to read:

18 961.573 (2) Any person minor who violates sub. (1) ~~who is under 17 years of age~~
19 is subject to a disposition under s. 938.344 (2e).

20 **SECTION 2231.** 961.574 (2) of the statutes is amended to read:

21 961.574 (2) Any person minor who violates sub. (1) ~~who is under 17 years of age~~
22 is subject to a disposition under s. 938.344 (2e).

23 **SECTION 2232.** 961.575 (1) of the statutes is amended to read:

24 961.575 (1) Any person ~~17 years of age or over~~ adult who violates s. 961.574 (1)
25 by delivering drug paraphernalia to a ~~person 17 years of age or under~~ minor who is

SENATE BILL 59**SECTION 2232**

1 at least 3 years younger than the violator may be fined not more than \$10,000 or
2 imprisoned for not more than 9 months or both.

3 **SECTION 2233.** 961.575 (2) of the statutes is amended to read:

4 961.575 (2) Any person minor who violates this section ~~who is under 17 years~~
5 ~~of age~~ is subject to a disposition under s. 938.344 (2e).

6 **SECTION 2234.** 961.575 (3) of the statutes is amended to read:

7 961.575 (3) Any person ~~17 years of age or over~~ adult who violates s. 961.574 (3)
8 by delivering drug paraphernalia to a person ~~17 years of age or under~~ minor is guilty
9 of a Class G felony.

10 **SECTION 2235.** 961.5755 of the statutes is created to read:

11 **961.5755 Medical tetrahydrocannabinols defense in drug**
12 **paraphernalia cases.** (1) (a) Except as provided in par. (b), a member of a
13 treatment team has a defense to prosecution under s. 961.573 (1) if he or she uses,
14 or possesses with the primary intent to use, drug paraphernalia for medication with
15 tetrahydrocannabinols.

16 (b) This subsection does not apply if while the person uses, or possesses with
17 the primary intent to use, drug paraphernalia s. 961.436 (3) (b) 1., 2., or 3. applies.

18 (2) A member of a treatment team has a defense to prosecution under s. 961.574
19 (1) or 961.575 (1) if he or she delivers, possesses with intent to deliver, or
20 manufactures with intent to deliver to another member of his or her treatment team
21 drug paraphernalia, knowing that it will be primarily used by the treatment team
22 for medication with tetrahydrocannabinols.

23 (3) For the purposes of a defense raised under sub. (1) (a) or (2), a valid registry
24 identification card, a valid out-of-state registry identification card, or a written
25 certification is presumptive evidence that the person identified on the valid registry

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1 identification card or valid out-of-state registry identification card as a qualifying
2 patient or the subject of the written certification is a qualifying patient and that, if
3 the person uses tetrahydrocannabinols, he or she does so to alleviate the symptoms
4 or effects of his or her debilitating medical condition or treatment.

5 **SECTION 2236.** 968.072 of the statutes is created to read:

6 **968.072 Medical cannabis; arrest and prosecution. (1) DEFINITIONS.** In
7 this section:

8 (a) “Lockable, enclosed facility” has the meaning given in s. 961.01 (12v).

9 (am) “Maximum authorized amount” has the meaning given in s. 961.01 (14c).

10 (b) “Medication with tetrahydrocannabinols” has the meaning given in s.
11 961.01 (14g).

12 (bm) “Out-of-state registry identification card” has the meaning given in s.
13 146.44 (1) (cm).

14 (c) “Primary caregiver” has the meaning given in s. 146.44 (1) (d).

15 (d) “Qualifying patient” has the meaning given in s. 146.44 (1) (e).

16 (e) “Registry identification card” has the meaning given in s. 146.44 (1) (g).

17 (f) “Treatment team” has the meaning given in s. 961.01 (20t).

18 (g) “Written certification” has the meaning given in s. 146.44 (1) (h).

19 **(2) LIMITATIONS ON ARRESTS AND PROSECUTION; MEDICAL CANNABIS.** Unless s.
20 961.436 (3) (b) 1., 2., or 3. applies, a member of a qualifying patient’s treatment team
21 may not be arrested or prosecuted for a violation of s. 961.41 (1) (h), (1m) (h), or (3g)
22 (e) if all of the following apply:

23 (a) The member manufactures, distributes, delivers, or possesses
24 tetrahydrocannabinols for medication with tetrahydrocannabinols by the treatment
25 team.

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1 (b) The member possesses a valid registry identification card, a valid
2 out-of-state registry identification card, or a copy of the qualifying patient's written
3 certification.

4 (c) The quantity of cannabis does not exceed the maximum authorized amount.

5 (d) Any live cannabis plants are in a lockable, enclosed facility unless the
6 member is accessing the plants or has the plants in his or her possession.

7 (e) If the member is a primary caregiver, he or she is not a primary caregiver
8 to more than 10 qualifying patients.

9 **(3) LIMITATIONS ON ARRESTS AND PROSECUTION; DRUG PARAPHERNALIA FOR MEDICAL**
10 **CANNABIS.** (a) Unless s. 961.436 (3) (b) 1., 2., or 3. applies, a member of a treatment
11 team may not be arrested or prosecuted for a violation of s. 961.573 (1) if all of the
12 following apply:

13 1. The member uses, or possesses with the primary intent to use, drug
14 paraphernalia only for medication with tetrahydrocannabinols.

15 2. The member possesses a valid registry identification card, a valid
16 out-of-state registry identification card, or a copy of the qualifying patient's written
17 certification.

18 3. The member does not possess more than the maximum authorized amount
19 of cannabis.

20 4. Any live cannabis plants are in a lockable, enclosed facility unless the
21 member is accessing the plants or has the plants in his or her possession.

22 5. If the member is a primary caregiver, he or she is not a primary caregiver
23 to more than 10 qualifying patients.

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1 (b) Unless s. 961.436 (3) (b) 1., 2., or 3. applies, a member of a treatment team
2 may not be arrested or prosecuted for a violation of s. 961.574 (1) or 961.575 (1) if all
3 of the following apply:

4 1. The member delivers, possesses with intent to deliver, or manufactures with
5 intent to deliver to another member of his or her treatment team drug paraphernalia,
6 knowing that it will be primarily used by the treatment team for medication with
7 tetrahydrocannabinols.

8 2. The member possesses a valid registry identification card, a valid
9 out-of-state registry identification card, or a copy of the qualifying patient's written
10 certification.

11 3. The member does not possess more than the maximum authorized amount
12 of cannabis.

13 4. Any live cannabis plants are in a lockable, enclosed facility unless the
14 member is accessing the plants or has the plants in his or her possession.

15 5. If the member is a primary caregiver, he or she is not a primary caregiver
16 to more than 10 qualifying patients.

17 **(4) LIMITATIONS ON ARRESTS, PROSECUTION, AND OTHER SANCTIONS.** (a) A
18 practitioner may not be arrested and a practitioner, hospital, or clinic may not be
19 subject to prosecution, denied any right or privilege, or penalized in any manner for
20 making or providing a written certification in good faith.

21 (b) An employee of a dispensary licensed under s. 94.57, of an entity operating
22 under the policies determined under s. 94.57 (2) and rules promulgated under s.
23 94.57 (9), or of a testing laboratory registered under s. 94.57 (7) may not be arrested
24 and such employee may not be subject to prosecution, denied any right or privilege,
25 or penalized in any manner for any good faith action under s. 94.57.

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1 **(5)** PENALTY FOR FALSE STATEMENTS. Whoever intentionally provides false
2 information to a law enforcement officer in an attempt to avoid arrest or prosecution
3 under this section for a violation of s. 961.41 (1) (h), (1m) (h), or (3g) (e), 961.573 (1),
4 961.574 (1), or 961.575 (1) may be fined not more than \$500.

5 **SECTION 2237.** 968.12 (6) of the statutes is created to read:

6 **968.12 (6) MEDICAL CANNABIS.** A person's possession, use, or submission of or
7 connection with an application for a registry identification card under s. 146.44 (2),
8 the issuance of such a card under s. 146.44 (4), or a person's possession of such a card,
9 a valid out-of-state registry identification card, as defined in s. 146.44 (1) (cm), or
10 an original or a copy of a written certification, as defined in s. 146.44 (1) (h), may not,
11 by itself, constitute probable cause under sub. (1) or otherwise subject any person or
12 the property of any person to inspection by any governmental agency.

13 **SECTION 2238.** 968.19 of the statutes is renumbered 968.19 (1) and amended
14 to read:

15 **968.19 (1)** Property Except as provided in sub. (2), property seized under a
16 search warrant or validly seized without a warrant shall be safely kept by the officer,
17 who may leave it in the custody of the sheriff and take a receipt therefor, so long as
18 necessary for the purpose of being produced as evidence on any trial.

19 **SECTION 2239.** 968.19 (2) of the statutes is created to read:

20 **968.19 (2)** A law enforcement agency that has seized a live cannabis plant is
21 not responsible for the plant's care and maintenance.

22 **SECTION 2240.** 968.20 (1g) (intro.) of the statutes is amended to read:

23 **968.20 (1g)** (intro.) The court shall order such notice as it deems adequate to
24 be given the district attorney and, unless notice was provided under s. 968.26 (7), to
25 all persons who have or may have an interest in the property. The court shall hold

SENATE BILL 59**SECTION 2240**

1 a hearing to hear all claims to its true ownership. Except for a hearing commenced
2 by the court, the hearing shall occur no more than 30 days after a motion is filed
3 except that either party may, by agreement or for good cause, move the court for one
4 extension of no more than 10 days. Any motion may be supported by affidavits or
5 other submissions. If the right to possession is proved to the court's satisfaction, it
6 shall order the property, ~~other than contraband or property covered under sub. (1m)~~
7 ~~or (1r) or s. 173.21 (4) or 968.205~~, returned if the court finds any of the following:

8 **SECTION 2241.** 968.20 (1j) of the statutes is created to read:

9 968.20 (1j) (a) In this subsection:

10 1. "Drug paraphernalia" has the meaning given in s. 961.571 (1) (a).

11 2. "Tetrahydrocannabinols" means a substance included in s. 961.14 (4) (t).

12 (b) Except as provided in par. (c), sub. (1g) does not apply to contraband or
13 property covered under sub. (1m) or (1r) or s. 173.12, 173.21 (4), or 968.205.

14 (c) Under sub. (1g), the court may return drug paraphernalia or
15 tetrahydrocannabinols that have been seized to the person from whom they were
16 seized if any of the following applies:

17 1. The person was prosecuted under s. 961.41 (1) (h), (1m) (h), or (3g) (e),
18 961.573 (1), 961.574 (1), or 961.575 (1) in connection with the seized property but had
19 a valid defense under s. 961.436 (1), (2), or (3) (a) or 961.5755 (1) (a) or (2).

20 2. The person was not prosecuted under s. 961.41 (1) (h), (1m) (h), or (3g) (e),
21 961.573 (1), 961.574 (1), or 961.575 (1) in connection with the seized property, but,
22 if the person had been, he or she would have had a valid defense under s. 961.436 (1),
23 (2), or (3) (a) or 961.5755 (1) (a) or (2).

24 **SECTION 2242.** 973.016 of the statutes is created to read:

SENATE BILL 59**SECTION 2242****1 973.016 Special disposition for marijuana-related crimes. (1)**

2 DISMISSAL OF CONVICTION FOR PERSONS SERVING A SENTENCE OR PROBATION. (a) A person
3 serving a sentence or on probation may request dismissal as provided under par. (b)
4 if one of the following applies:

5 1. The sentence or probation period was imposed for a conviction under s.
6 961.41 (1) (h), 2017 stats., or s. 961.41 (1m) (h), 2017 stats., and the person proves
7 to the court by a preponderance of the evidence that the amount of marijuana
8 involved was 25 grams or less, or 2 or fewer plants.

9 2. The sentence or probation period was imposed for a conviction under s.
10 961.41 (3g) (e), 2017 stats., and the person proves to the court by a preponderance
11 of the evidence that the amount of marijuana involved was 25 grams or less.

12 (b) A person to whom par. (a) applies shall file a petition with the sentencing
13 court to request dismissal of the conviction. If the court receiving a petition under
14 this paragraph determines that par. (a) applies, the court may grant the petition
15 without a hearing or may schedule a hearing to consider the petition. If a hearing
16 is scheduled, unless the person cannot prove the amount of marijuana involved was
17 25 grams or less or the court determines that the dismissal of the conviction presents
18 an unreasonable risk of danger to public safety, the court shall grant the petition.

19 **(2) EXPUNGING AN OFFENSE FOR PERSONS WHO COMPLETED A SENTENCE OR**
20 PROBATION. (a) A person who has completed his or her sentence or period of probation
21 may request under par. (b) expungement of the conviction if one of the following
22 applies:

23 1. The sentence or probation period was imposed for a conviction under s.
24 961.41 (1) (h), 2017 stats., or s. 961.41 (1m) (h), 2017 stats., and the person proves

SENATE BILL 59**SECTION 2242**

1 to the court by a preponderance of the evidence that the amount of marijuana
2 involved was 25 grams or less, or 2 or fewer plants.

3 2. The sentence or probation period was imposed for a conviction under s.
4 961.41 (3g) (e), 2017 stats., and the person proves to the court by a preponderance
5 of the evidence that the amount of marijuana involved was 25 grams or less.

6 (b) A person to whom par. (a) applies shall file a petition with the sentencing
7 court to request expungement of the conviction. If the court receiving a petition
8 under this paragraph determines that par. (a) applies, the court may grant the
9 petition without a hearing or may schedule a hearing to consider the petition. If a
10 hearing is scheduled, unless the person cannot prove the amount of marijuana
11 involved was 25 grams or less or the court determines that expungement of the
12 conviction presents an unreasonable risk of danger to public safety, the court shall
13 grant the petition.

14 **(3) CRIMES DISMISSED OR EXPUNGED UNDER THIS SECTION.** A conviction that has
15 been expunged or dismissed under this section is not considered a conviction for any
16 purpose under state or federal law, including for purposes of s. 941.29 or 18 USC 921.

17 **SECTION 2243.** 973.20 (1r) of the statutes is amended to read:

18 973.20 **(1r)** When imposing sentence or ordering probation for any crime, other
19 than a crime involving conduct that constitutes domestic abuse under s. 813.12 (1)
20 (am) or 968.075 (1) (a), for which the defendant was convicted, the court, in addition
21 to any other penalty authorized by law, shall order the defendant to make full or
22 partial restitution under this section to any victim of a crime considered at
23 sentencing or, if the victim is deceased, to his or her estate, unless the court finds
24 substantial reason not to do so and states the reason on the record. When imposing
25 sentence or ordering probation for a crime involving conduct that constitutes

SENATE BILL 59**SECTION 2243**

1 domestic abuse under s. 813.12 (1) (am) or 968.075 (1) (a) for which the defendant was
2 convicted or that was considered at sentencing, the court, in addition to any other
3 penalty authorized by law, shall order the defendant to make full or partial
4 restitution under this section to any victim of a crime or, if the victim is deceased, to
5 his or her estate, unless the court finds that imposing full or partial restitution will
6 create an undue hardship on the defendant or victim and describes the undue
7 hardship on the record. Restitution ordered under this section is a condition of
8 probation, extended supervision, or parole served by the defendant for a crime for
9 which the defendant was convicted. After the termination of probation, extended
10 supervision, or parole, or if the defendant is not placed on probation, extended
11 supervision, or parole, restitution ordered under this section is enforceable in the
12 same manner as a judgment in a civil action by the victim named in the order to
13 receive restitution or enforced under ch. 785, and the department or clerk of court
14 may certify the restitution to the department of revenue in accordance with s. 71.93.

15 **SECTION 2244.** 977.08 (4m) (c) of the statutes is amended to read:

16 977.08 (4m) (c) Unless otherwise provided by a rule promulgated under s.
17 977.02 (7r) or by a contract authorized under sub. (3) (f), for cases assigned on or after
18 July 29, 1995, and before January 1, 2020, private local attorneys shall be paid \$40
19 per hour for time spent related to a case, excluding travel, and \$25 per hour for time
20 spent in travel related to a case if any portion of the trip is outside the county in which
21 the attorney's principal office is located or if the trip requires traveling a distance of
22 more than 30 miles, one way, from the attorney's principal office.

23 **SECTION 2245.** 977.08 (4m) (d) of the statutes is created to read:

24 977.08 (4m) (d) Unless otherwise provided by a rule promulgated under s.
25 977.02 (7r) or by a contract authorized under sub. (3) (f), for cases assigned on or after

SENATE BILL 59**SECTION 2245**

1 January 1, 2020, private local attorneys shall be paid \$70 per hour for time spent
2 related to a case, excluding travel, and \$25 per hour for time spent in travel related
3 to a case if any portion of the trip is outside the county in which the attorney's
4 principal office is located or if the trip requires traveling a distance of more than 30
5 miles, one way, from the attorney's principal office.

6 **SECTION 2246.** 977.08 (4s) of the statutes is created to read:

7 977.08 (4s) The rates established under sub. (4m) (d) shall be adjusted
8 biennially by a percentage equal to the average of the consumer price index over the
9 preceding 12-month period, all items, U.S. city average, as determined by the
10 bureau of labor statistics of the federal department of labor, except that the
11 percentage under this subsection may not be less than zero.

12 **SECTION 2247.** 978.05 (6) (a) of the statutes is amended to read:

13 978.05 (6) (a) Institute, commence, or appear in all civil actions or special
14 proceedings under and perform the duties set forth for the district attorney under ch.
15 980 and ss. 17.14, 30.03 (2), 48.09 (5), 59.55 (1), 59.64 (1), 70.36, 89.08, 103.50 (8),
16 103.92 (4), 109.09, 343.305 (9) (a), 806.05, 938.09, 938.18, 938.355 (6) (b) and (6g) (a),
17 946.86, 946.87, 961.55 (5), 971.14 and 973.075 to 973.077, perform any duties in
18 connection with court proceedings in a court assigned to exercise jurisdiction under
19 chs. 48 and 938 as the judge may request and perform all appropriate duties and
20 appear if the district attorney is designated in specific statutes, including matters
21 within chs. 782, 976 and 979 and ss. 51.81 to 51.85. Nothing in this paragraph limits
22 the authority of the county board to designate, under s. 48.09 (5), that the corporation
23 counsel provide representation as specified in s. 48.09 (5) or to designate, under s.
24 48.09 (6) or 938.09 (6), the district attorney as an appropriate person to represent the
25 interests of the public under s. 48.14 or 938.14.

SENATE BILL 59**SECTION 2248**

1 **SECTION 2248.** 990.01 (2) of the statutes is amended to read:

2 990.01 (2) ACQUIRE. “Acquire,” when used in connection with a grant of power
3 to any person, includes the acquisition by purchase, grant, gift or bequest. It includes
4 the power to condemn only in the cases specified in s. 32.02 and ~~subject to the~~
5 ~~limitations under s. 32.015.~~

6 **SECTION 2249.** 990.01 (3) of the statutes is amended to read:

7 990.01 (3) ADULT. “Adult” means a person who has attained the age of 18 years,
8 ~~except that for purposes of investigating or prosecuting a person who is alleged to~~
9 ~~have violated any state or federal criminal law or any civil law or municipal~~
10 ~~ordinance, “adult” means a person who has attained the age of 17 years.~~

11 **SECTION 2250.** 990.01 (20) of the statutes is amended to read:

12 990.01 (20) MINOR. “Minor” means a person who has not attained the age of
13 18 years, ~~except that for purposes of investigating or prosecuting a person who is~~
14 ~~alleged to have violated a state or federal criminal law or any civil law or municipal~~
15 ~~ordinance, “minor” does not include a person who has attained the age of 17 years.~~

16 **SECTION 2251.** 2017 Wisconsin Act 185, section 110 (1) (a) is amended to read:

17 [2017 Wisconsin Act 185] Section 110 (1) (a) Upon the establishment of the Type
18 1 juvenile correctional facilities under subsection (7) and the secured residential care
19 centers for children and youth under subsections (4) and (7m), the department of
20 corrections shall begin to transfer each juvenile held in secure custody at the Lincoln
21 Hills School and Copper Lake School to the appropriate Type 1 juvenile correctional
22 facility or secured residential care center for children and youth. No juvenile may
23 be transferred to a Type 1 juvenile correctional facility until the department of
24 corrections determines the facility to be ready to accept juveniles, and no juvenile
25 may be transferred to a secured residential care center for children and youth until

SENATE BILL 59**SECTION 2251**

1 the entity operating the facility determines it to be ready to accept juveniles. The
2 transfers may occur in phases. The department shall transfer ~~all juveniles~~ a juvenile
3 under this subsection ~~no later than January 1, 2021~~ as soon as a substitute
4 placement that meets the needs of that juvenile is ready.

5 **SECTION 2252.** 2017 Wisconsin Act 185, section 110 (2) (a) is amended to read:

6 [2017 Wisconsin Act 185] Section 110 (2) (a) On the ~~earlier of the date on which~~
7 all juveniles have been transferred to secured residential care centers for children
8 and youth and Type 1 juvenile correctional facilities under subsection (1) ~~or January~~
9 ~~1, 2021~~, the department of corrections shall permanently close the Type 1 juvenile
10 correctional facilities housed at the Lincoln Hills School and Copper Lake School in
11 the town of Birch, Lincoln County.

12 **SECTION 2253.** 2017 Wisconsin Act 185, section 110 (3) (a) 4. and 5. are
13 amended to read:

14 [2017 Wisconsin Act 185] Section 110 (3) (a) 4. ~~Three~~ Two senators appointed
15 by the senate majority leader or the appointed senator's designee and one senator
16 appointed by the senate minority leader or the appointed senator's designee.

17 5. ~~Three~~ Two representatives to the assembly appointed by the speaker of the
18 assembly or that appointed representative's designee and one representative to the
19 assembly appointed by the assembly minority leader or the appointed
20 representative's designee.

21 **SECTION 2254.** 2017 Wisconsin Act 185, section 110 (3) (c) is amended to read:

22 [2017 Wisconsin Act 185] Section 110 (3) (c) *Termination.* The juvenile
23 corrections grant committee terminates on the ~~earlier of the date on which~~ all
24 projects funded with grants under subsection (4) are completed ~~or January 1, 2021.~~

25 **SECTION 2255.** 2017 Wisconsin Act 185, section 110 (4) (d) is amended to read:

SENATE BILL 59**SECTION 2255**

1 [2017 Wisconsin Act 185] Section 110 (4) (d) *Deadline*. Grant applications are
2 due no later than ~~March 31~~ June 30, 2019. Between that date and ~~June 30~~
3 September 30, 2019, the juvenile corrections grant committee may work with
4 applicants to modify their applications in order to increase the likelihood of being
5 awarded a grant.

6 **SECTION 2256.** 2017 Wisconsin Act 185, section 110 (4) (f) is amended to read:

7 [2017 Wisconsin Act 185] Section 110 (4) (f) *Plan approval*. No later than ~~July~~
8 October 1, 2019, the juvenile corrections grant committee shall submit the plan
9 under paragraph (e) for approval to the joint committee on finance. The juvenile
10 corrections grant committee and the department of corrections may not implement
11 the plan until it is approved by the joint committee on finance, as submitted or as
12 modified.

13 **SECTION 2257.** 2017 Wisconsin Act 185, section 110 (6) (e) is amended to read:

14 [2017 Wisconsin Act 185] Section 110 (6) (e) *Termination*. The juvenile
15 corrections study committee terminates on ~~January 1, 2021~~ the date on which all
16 projects funded with grants under subsection (4) are completed.

17 **SECTION 2258.** 2017 Wisconsin Act 185, section 110 (7) is amended to read:

18 [2017 Wisconsin Act 185] Section 110 (7) **TYPE 1 JUVENILE CORRECTIONAL**
19 **FACILITIES**. The department of corrections shall establish or construct the Type 1
20 juvenile correctional facilities under section 301.16 (1w) (a) of the statutes ~~no later~~
21 ~~than January 1, 2021~~, subject to the approval of the joint committee on finance. The
22 department shall consider the recommendations of the juvenile corrections study
23 committee under subsection (6) (c) 2. in establishing or constructing these facilities.

24 **SECTION 2259.** 2017 Wisconsin Act 185, section 110 (7g) is amended to read:

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1 [2017 Wisconsin Act 185] Section 110 (7g) MENDOTA JUVENILE TREATMENT
2 CENTER. The department of health services shall construct an expansion of the
3 Mendota juvenile treatment center to accommodate no fewer than 29 additional
4 juveniles, ~~subject to the approval of the joint committee on finance.~~

5 **SECTION 2260.** 2017 Wisconsin Act 185, section 110 (7m) (b) is amended to read:

6 [2017 Wisconsin Act 185] Section 110 (7m) (b) 1. Notwithstanding section
7 938.22 (1) and (2) of the statutes, except as provided in subdivision 2., on January
8 ~~1, 2021~~ the effective date of this subdivision, the portion of an eligible juvenile
9 detention facility that holds juveniles who are placed under section 938.34 (3) (f) of
10 the statutes for more than 30 days is a secured residential care center for children
11 and youth and juveniles may be placed there under section 938.34 (4m) of the
12 statutes.

13 2. Notwithstanding subdivision 1., on ~~January 1, 2021~~ the effective date of this
14 subdivision, the portion of an eligible juvenile detention facility that holds juveniles
15 who are placed under section 938.34 (3) (f) of the statutes for more than 30 days is,
16 with respect to a juvenile placed under section 938.34 (3) (f) of the statutes prior to
17 ~~January 1, 2021~~ the effective date of this subdivision, a juvenile detention facility.

18 **SECTION 2261.** 2017 Wisconsin Act 185, section 111 (3) is amended to read:

19 [2017 Wisconsin Act 185] Section 111 (3) The treatment of section 938.34 (3) (f)
20 1. of the statutes, with respect to an eligible juvenile detention facility under SECTION
21 110 (7m), first applies to a juvenile adjudicated delinquent on ~~January 1, 2021~~ the
22 effective date of this subsection.

23 **SECTION 2262.** 2017 Wisconsin Act 185, section 112 (1) is amended to read:

24 [2017 Wisconsin Act 185] Section 112 (1) The treatment of sections 46.011 (1p)
25 (by SECTION 13), 46.057 (1) (by SECTION 15), 48.023 (4) (by SECTION 20), 49.11 (1c) (by

SENATE BILL 59**SECTION 2262**

1 SECTION 27), 49.45 (25) (bj) (by SECTION 29), 301.01 (1n) (by SECTION 35), 301.03 (10)
2 (d) (by SECTION 38), 301.20, 938.02 (4) (by SECTION 50), 938.34 (2) (a) (by SECTION 57)
3 and (b) (by SECTION 59) and (4m) (intro.) (by SECTION 62), 938.357 (4) (am) (by SECTION
4 70), 938.48 (3) (by SECTION 78), (4) (by SECTION 80), (4m) (b) (by SECTION 82), (5) (by
5 SECTION 84), (6) (by SECTION 86), and (14) (by SECTION 88), 938.505 (1) (by SECTION 96),
6 938.52 (2) (a) and (c) (by SECTION 98), 938.53 (by SECTION 100), and 938.54 (by SECTION
7 107) of the statutes ~~takes~~ and SECTIONS 110 (7m) (b) and 111 (3) of this act take effect
8 on the date specified in the notice under SECTION 110 (2) (b) ~~or January 1, 2021,~~
9 ~~whichever is earlier.~~

10 **SECTION 2263.** 2017 Wisconsin Act 369, section 102 (2m), (2s), (2t) and (2v) are
11 repealed.

12 **SECTION 2264.** 2017 Wisconsin Act 370, Section 44 (2) and (3) are repealed.

13 **SECTION 2265.** 2017 Wisconsin Act 370, section 44 (5) is repealed.

14 **SECTION 2266.** 2017 Wisconsin Act 59, sections 202e, 202g, 1646t to 1646y,
15 1655g to 1655j, 1806f and 9439 (4t) are repealed.

16 **SECTION 2267.** Chapter VA 4 of the administrative code is repealed.

17 **SECTION 9101. Nonstatutory provisions; Administration.**

18 (1) TRANSFER OF HIGH-VOLTAGE TRANSMISSION LINE FEES.

19 (a) *Definition.* In this subsection, “fees” means the annual impact and onetime
20 environmental impact fees required to be paid under the rules promulgated under
21 s. 16.969 (2) (a) and (b), 2017 stats.

22 (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and
23 liabilities of the department of administration primarily relating to the fees, as
24 determined by the secretary of administration, become the assets and liabilities of
25 the public service commission.

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1 (c) *Employee transfers.* On the effective date of this paragraph, all positions,
2 and the incumbent employees holding those positions, in the department of
3 administration primarily related to the fees, as determined by the secretary of
4 administration, are transferred to the public service commission.

5 (d) *Employee status.* Employees transferred under par. (c) have all the rights
6 and the same status under ch. 230 in the public service commission that they enjoyed
7 in the department of administration immediately before the transfer.
8 Notwithstanding s. 230.28 (4), no employee so transferred who has attained
9 permanent status in class is required to serve a probationary period.

10 (e) *Tangible personal property.* On the effective date of this paragraph, all
11 tangible personal property, including records, of the department of administration
12 primarily relating to the fees, as determined by the secretary of administration,
13 becomes the personal property of the public service commission.

14 (f) *Contracts.* All contracts entered into by the department of administration
15 primarily relating to the fees, as determined by the secretary of administration, in
16 effect on the effective date of this paragraph remain in effect and are transferred to
17 the public service commission. The public service commission shall carry out any
18 obligations under those contracts unless modified or rescinded to the extent allowed
19 under the contract.

20 (g) *Rules and orders.* All rules promulgated by the department of
21 administration in effect on the effective date of this paragraph that are primarily
22 related to the fees remain in effect until their specified expiration dates or until
23 amended or repealed by the public service commission. All orders issued by the
24 department of administration in effect on the effective date of this paragraph that

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1 are primarily related to the fees remain in effect until their specified expiration dates
2 or until modified or rescinded by the public service commission.

3 (h) *Pending matters.* Any matter pending with the department of
4 administration on the effective date of this paragraph that is primarily related to the
5 fees, as determined by the secretary of administration, is transferred to the public
6 service commission. All materials submitted to or actions taken by the department
7 of administration with respect to the pending matter are considered as having been
8 submitted to or taken by the public service commission.

9 (2) VOLKSWAGEN SETTLEMENT FUNDS. Of the settlement funds in the
10 appropriation under s. 20.855 (4) (h) for the grants under s. 16.047 (4m), during the
11 2019-21 fiscal biennium, the department of administration shall allocate
12 approximately 60 percent of the grants for the replacement of public transit vehicles
13 and shall allocate approximately 40 percent of the grants for the installation of
14 charging stations for vehicles with an electric motor, except that the secretary of
15 administration may adjust the allocation if necessary.

16 **SECTION 9102. Nonstatutory provisions; Agriculture, Trade and**
17 **Consumer Protection.**

18 **SECTION 9103. Nonstatutory provisions; Arts Board.**

19 **SECTION 9104. Nonstatutory provisions; Building Commission.**

20 (1) TRANSFER TO THE STATE BUILDING TRUST FUND. There is transferred from the
21 general fund to the state building trust fund \$10,000,000 in the 2019-21 fiscal
22 biennium.

23 **SECTION 9105. Nonstatutory provisions; Child Abuse and Neglect**
24 **Prevention Board.**

25 **SECTION 9106. Nonstatutory provisions; Children and Families.**

SENATE BILL 59**SECTION 9106**

1 (1) EMERGENCY RULE MAKING FOR BACKGROUND CHECKS FOR CONGREGATE CARE
2 WORKERS. The department of children and families may promulgate emergency rules
3 under s. 227.24 to implement the background check requirements for congregate
4 care workers under s. 48.685. Notwithstanding s. 227.24 (1) (c) and (2), emergency
5 rules promulgated under this subsection remain in effect until January 1, 2022, or
6 the date on which permanent rules take effect, whichever is sooner.
7 Notwithstanding s. 227.24 (1) (a) and (3), the department is not required to provide
8 evidence that promulgating a rule under this subsection as an emergency rule is
9 necessary for the preservation of the public peace, health, safety, or welfare and is
10 not required to provide a finding of emergency for a rule promulgated under this
11 subsection.

12 (2) BACKGROUND CHECKS FOR CONGREGATE CARE WORKERS. No later than the first
13 day of the 7th month beginning after the effective date of this subsection, the
14 department of children and families, the county department as defined in s. 48.02
15 (2g), the child welfare agency, or the congregate care facility as defined in s. 48.685
16 (1) (ao) shall perform a comprehensive background check as required by s. 48.685 (2)
17 for all congregate care workers, as defined in s. 48.685 (1) (ap), who are working at
18 a congregate care facility on the effective date of this subsection.

19 (3) WISCONSIN WORKS; INTERNET SERVICE PROVIDER SUBSCRIPTIONS. Using the
20 procedure under s. 227.24, the department of children and families may promulgate
21 the rules authorized under s. 49.148 (2) as emergency rules. Notwithstanding s.
22 227.24 (1) (a) and (3), the department of children and families is not required to
23 provide evidence that promulgating a rule under this subsection as an emergency
24 rule is necessary for the preservation of the public peace, health, safety, or welfare

SENATE BILL 59**SECTION 9106**

1 and is not required to provide a finding of emergency for a rule promulgated under
2 this subsection.

3 (4) SEVENTEEN-YEAR-OLD JUVENILE JUSTICE AIDS, COUNTY FACILITIES, AND THE
4 COMMUNITY YOUTH AND FAMILY AIDS FORMULA. The department of children and families
5 shall consult with county representatives to determine eligible expenses to be
6 reimbursed under ss. 48.5275 and 48.5276 and on modifications to the community
7 youth and family aids formula under s. 48.526.

8 **SECTION 9107. Nonstatutory provisions; Circuit Courts.**

9 **SECTION 9108. Nonstatutory provisions; Corrections.**

10 (1) JUVENILE CORRECTIONS GRANT COMMITTEE; RECOMMENDATIONS.
11 Notwithstanding 2017 Wisconsin Act 185, section 110 (4) (e) and (f), the juvenile
12 corrections grant committee may submit an individual grant recommendation to the
13 joint committee on finance for approval before the juvenile corrections grant
14 committee submits the statewide plan to the joint committee on finance. If the
15 cochairpersons of the joint committee on finance do not notify the juvenile corrections
16 grant committee within 14 working days after the date that the grant
17 recommendation was submitted that the joint committee on finance has scheduled
18 a meeting for the purpose of reviewing the grant recommendation, the grant may be
19 awarded as proposed by the juvenile corrections grant committee. If, within 14
20 working days after the date the grant recommendation was submitted, the
21 cochairpersons of the joint committee on finance notify the juvenile corrections grant
22 committee that the joint committee on finance has scheduled a meeting for the
23 purpose of reviewing the grant recommendation, the grant may be awarded only
24 upon approval of the joint committee on finance.

25 **SECTION 9109. Nonstatutory provisions; Court of Appeals.**

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1 **SECTION 9110. Nonstatutory provisions; District Attorneys.**

2 **SECTION 9111. Nonstatutory provisions; Educational Communications**
3 **Board.**

4 **SECTION 9112. Nonstatutory provisions; Elections Commission.**

5 (1) REPORT ON VOTER REGISTRATION INFORMATION INTEGRATION. No later than July
6 1, 2020, the elections commission shall report to the appropriate standing
7 committees of the legislature, in the manner specified in s. 13.172 (3), concerning its
8 progress in initially implementing a system to ensure the complete and continuous
9 registration of all eligible electors in this state, specifically including the operability
10 and utility of information integration with the department of transportation and the
11 feasibility and desirability of integrating public information maintained by other
12 state agencies and by technical colleges with the commission's registration
13 information to enhance the completeness and accuracy of the information. At a
14 minimum, the report shall contain an assessment of the feasibility and desirability
15 of the integration of registration information with information maintained by the
16 departments of health services, children and families, workforce development,
17 revenue, safety and professional services, and natural resources; the University of
18 Wisconsin System; and the technical college system board, as well as the technical
19 colleges within each technical college district.

20 (2) VOTER IDENTIFICATION. No later than August 1, 2019, each technical college
21 in this state that is a member of and governed by the technical college system under
22 ch. 38 and each University of Wisconsin System institution shall issue student
23 identification cards that qualify as identification under s. 5.02 (6m) (f).

24 **SECTION 9113. Nonstatutory provisions; Employee Trust Funds.**

25 (1) TRANSFER OF OVERSIGHT OF GROUP DISABILITY BENEFIT INSURANCE PLANS.

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1 (a) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the group insurance board that is
3 primarily related to the group income continuation insurance plan or long-term
4 disability insurance plan, as determined by the secretary of employee trust funds,
5 is transferred to the employee trust funds board.

6 (b) *Contracts.* All contracts entered into by the group insurance board in effect
7 on the effective date of this paragraph that are primarily related to the group income
8 continuation insurance plan or long-term disability insurance plan, as determined
9 by the secretary of employee trust funds, remain in effect and are transferred to the
10 employee trust funds board. The employee trust funds board shall carry out any
11 obligations under those contracts unless modified or rescinded by the employee trust
12 funds board to the extent allowed under the contract.

13 (c) *Rules.* All rules promulgated by the group insurance board in effect on the
14 effective date of this paragraph that are primarily related to the group income
15 continuation insurance plan or long-term disability insurance plan remain in effect
16 until their specified expiration dates or until amended or repealed by the employee
17 trust funds board.

18 (d) *Pending matters.* Any matter pending with the group insurance board on
19 the effective date of this paragraph that is primarily related to the group income
20 continuation insurance plan or long-term disability insurance plan, as determined
21 by the secretary of employee trust funds, is transferred to the employee trust funds
22 board. All materials submitted to or actions taken by the group insurance board with
23 respect to the pending matter are considered as having been submitted to or taken
24 by the employee trust funds board.

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1 (2) STUDY OF FIXED-DOLLAR PREMIUM SUBSIDY MODEL. The group insurance board,
2 in consultation with the actuary selected under s. 40.03 (1) (d) to perform actuarial
3 services for the group health insurance plan, shall conduct a study of the feasibility
4 and potential cost savings associated with including a fixed-dollar employee
5 premium subsidy program in the group health insurance plan for active state
6 employees. No later than June 30, 2020, the group insurance board shall submit a
7 report of the study to the governor and the joint committee on finance.

8 (3) PRESCRIPTION DRUG POOLING STUDY. The department of employee trust funds,
9 in consultation with the department of corrections, the department of health
10 services, and the department of veterans affairs, shall study the options and
11 opportunities for cost savings to state agencies through prescription drug pooling.
12 No later than January 1, 2020, the department of employee trust funds shall submit
13 a report of the study to the governor and the appropriate standing committees of the
14 legislature, as determined by the speaker of the assembly and the president of the
15 senate, in the manner provided under s. 13.172 (3).

16 (4) PRIVATE SECTOR RETIREMENT SECURITY PLAN COMMITTEE.

17 (a) The secretary of employee trust funds shall establish a private sector
18 retirement security plan committee. The committee shall consist of the following
19 members:

- 20 1. The state treasurer.
- 21 2. One member of the employee trust funds board appointed by the governor.
- 22 3. One member of the investment board appointed by the governor.
- 23 4. Three members of the public appointed by the governor.
- 24 5. One member appointed by the speaker of the assembly.
- 25 6. One member appointed by the minority leader of the assembly.

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1 7. One member appointed by the majority leader of the senate.

2 8. One member appointed by the minority leader of the senate.

3 (b) Not less than 3 of the members appointed under par. (a) shall have at least
4 10 years of experience in making investments.

5 (c) The committee created under par. (a) shall conduct a study to determine the
6 feasibility of establishing a private retirement security plan administered by the
7 department of employee trust funds to provide retirement benefits for residents of
8 this state who choose to participate in the plan.

9 (d) No later than September 30, 2020, the committee shall submit to the
10 governor and the joint survey committee on retirement systems a report that
11 includes recommendations regarding the creation of a private sector retirement
12 security plan that is administered by the department of employee trust funds.

13 (e) The private sector retirement security plan committee terminates upon
14 submission of the report under par. (d).

15 **SECTION 9114. Nonstatutory provisions; Employment Relations**
16 **Commission.**

17 **SECTION 9115. Nonstatutory provisions; Ethics Commission.**

18 **SECTION 9116. Nonstatutory provisions; Financial Institutions.**

19 **SECTION 9117. Nonstatutory provisions; Governor.**

20 **SECTION 9118. Nonstatutory provisions; Health and Educational**
21 **Facilities Authority.**

22 **SECTION 9119. Nonstatutory provisions; Health Services.**

23 (1) DENTAL THERAPY TRAINING PROGRAM. The department of health services shall
24 award, on a competitive basis, a total of \$500,000 in fiscal year 2019-20 and
25 \$1,000,000 in fiscal year 2020-21 as onetime grants to educational institutions for

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1 costs associated with beginning a dental therapy training program. The department
2 shall establish criteria for approving and distributing grants under this subsection.

3 (2) MEDICAL ASSISTANCE REIMBURSEMENT FOR SERVICES PROVIDED THROUGH
4 TELEHEALTH. The department of health services shall develop, by rule, a method of
5 reimbursing providers under the Medical Assistance program for a service that is
6 covered by the Medical Assistance program under subch. IV of ch. 49 and that
7 satisfies any of the following:

8 (a) The service is a consultation between a provider at an originating site and
9 a provider at a remote location using a combination of interactive video, audio, and
10 externally acquired images through a networking environment.

11 (b) The service is an asynchronous transmission of digital clinical information
12 through a secure electronic system from a Medical Assistance recipient or provider
13 to a provider.

14 (3) ACADEMIC DETAILING TRAINING PROGRAM.

15 (a) In this subsection, “academic detailing” means a teaching model under
16 which health care experts are taught techniques for engaging in interactional
17 educational outreach to other health care providers and clinical staff to provide
18 information on evidence-based practices and successful therapeutic interventions
19 with the goal of improving patient care.

20 (b) The department of health services shall establish and implement a 2-year
21 academic detailing primary care clinic dementia training program in 10 primary
22 care clinics in the state through a contract with the Wisconsin Alzheimer’s Institute.

23 (c) The department shall, as part of the training program, provide primary care
24 providers with clinical training and access to educational resources on best practices
25 for diagnosis and management of common cognitive disorders, and referral

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1 strategies to dementia specialists for complicated or rare cognitive or behavioral
2 disorders.

3 (d) The department shall ensure that the training program under this
4 subsection includes at least the following three components:

5 1. The most current research on effective clinical treatments and practices is
6 systematically evaluated by the academic detailing team.

7 2. Information gathered and evaluated under subd. 1. is packaged into an
8 easily accessible format that is clinically relevant, rigorously sourced, and
9 compellingly formatted.

10 3. Training is provided for clinicians to serve as academic detailers that equips
11 them with clinical expertise and proficiency in conducting an interactive educational
12 exchange to facilitate individualized learning among participating primary care
13 practitioners in the target clinics.

14 (4) CHILDLESS ADULTS DEMONSTRATION PROJECT. The department of health
15 services shall submit any necessary request to the federal department of health and
16 human services for a state plan amendment or waiver of federal Medicaid law or to
17 modify or withdraw from any waiver of federal Medicaid law relating to the childless
18 adults demonstration project under s. 49.45 (23), 2017 stats., to reflect the
19 incorporation of recipients of Medical Assistance under the demonstration project
20 into the BadgerCare Plus program under s. 49.471 and the termination of the
21 demonstration project.

22 (5) CHILDLESS ADULTS DEMONSTRATION PROJECT REFORM WAIVER. The department
23 of health services may submit a request to the federal department of health and
24 human services to modify or withdraw the waiver granted under s. 49.45 (23) (g),
25 2017 stats.

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1 (6) EVIDENCE-BASED ORAL HEALTH GRANTS AND SEAL-A-SMILE PROGRAM.

2 Notwithstanding s. 250.10 (1m) (b), in fiscal year 2019-20, the department of health
3 services shall, from the appropriation under s. 20.435 (1) (de), award to qualified
4 applicants grants totaling \$50,000 for fluoride varnish and other evidence-based
5 oral health activities, \$525,000 for school-based preventive dental services, and
6 \$100,000 for school-based restorative dental services.

7 (7) PRESCRIPTION DRUG IMPORTATION PROGRAM. The department of health services
8 shall submit the first report required under s. 250.048 (5) by the next January 1 or
9 July 1, whichever is earliest, that is at least 180 days after the date the prescription
10 drug importation program is fully operational under s. 250.048 (4). The department
11 of health services shall include in the first 3 reports submitted under s. 250.048 (5)
12 information on the implementation of the audit functions under s. 250.048 (1) (n).

13 (8) COMMUNITY-BASED DOULAS. From the appropriation under s. 20.435 (4) (bm),
14 the department of health services shall in fiscal year 2019-20 allocate \$192,000 to
15 public or private entities, American Indian tribes or tribal organizations, or
16 community-based organizations for grants for community-based doulas. The
17 recipients of the grants shall use the moneys to identify and train local community
18 workers to mentor pregnant women.

19 (9) DENTAL SERVICES UNDER MEDICAL ASSISTANCE. During the 2019-21 fiscal
20 biennium, the department of health services shall allocate a total of \$2,000,000 in the
21 2019-20 fiscal year and \$3,000,000 in the 2020-21 fiscal year from all funding
22 sources to increase reimbursement rates for dental services that are covered under
23 the Medical Assistance program under subch. IV of ch. 49 and that are provided to
24 recipients of Medical Assistance who have disabilities.

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1 (10) INFANT MORTALITY PREVENTION PROGRAM. The department of health services
2 shall allocate 5.0 FTE positions that are authorized for the department of health
3 services to staff an infant mortality prevention program. The department of health
4 services shall report in its 2021-23 budget request any necessary budget
5 adjustments to reflect this allocation of positions.

6 (11) MEDICAL ASSISTANCE REIMBURSEMENT RATE INCREASE FOR DIRECT CARE. The
7 department of health services shall increase the Medical Assistance rates paid for
8 direct care to nursing facilities and intermediate care facilities for persons with an
9 intellectual disability with a 1 percent annual rate increase related to an increase
10 in acuity of patients in those facilities and an additional 1.5 percent annual rate
11 increase to support staff in those facilities who perform direct care.

12 (12) MEDICAL ASSISTANCE REIMBURSEMENT RATE INCREASE FOR DIRECT CARE IN
13 PERSONAL CARE AGENCIES. The department of health services shall increase the
14 Medical Assistance rates paid for direct care to agencies that provide personal care
15 services 1.5 percent annually to support staff in those agencies who perform direct
16 care.

17 **SECTION 9120. Nonstatutory provisions; Higher Educational Aids**
18 **Board.**

19 **SECTION 9121. Nonstatutory provisions; Historical Society.**

20 **SECTION 9122. Nonstatutory provisions; Housing and Economic**
21 **Development Authority.**

22 **SECTION 9123. Nonstatutory provisions; Office of Commissioner of**
23 **Insurance.**

24 (1) PRESCRIPTION DRUG COST SURVEY. The commissioner of insurance shall
25 conduct a statistically-valid survey of pharmacies in this state regarding whether

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1 the pharmacy agreed to not disclose that customer drug benefit cost sharing exceeds
2 the cost of the dispensed drug.

3 **SECTION 9124. Nonstatutory provisions; Investment Board.**

4 **SECTION 9125. Nonstatutory provisions; Joint Committee on Finance.**

5 **SECTION 9126. Nonstatutory provisions; Judicial Commission.**

6 **SECTION 9127. Nonstatutory provisions; Justice.**

7 (1) TRANSFER OF OFFICE OF SCHOOL SAFETY.

8 (a) *Tangible personal property.* On the effective date of this paragraph, all
9 tangible personal property of the department of justice that is primarily related to
10 the duties of the office of school safety, as determined by the state superintendent of
11 public instruction, is transferred to the department of public instruction.

12 (b) *Contracts.* All contracts entered into by the department of justice in effect
13 on the effective date of this paragraph that are primarily related to the duties of the
14 office of school safety, as determined by the state superintendent of public
15 instruction, remain in effect and are transferred to the department of public
16 instruction. The department of public instruction shall carry out any obligations
17 under those contracts unless modified or rescinded by the department of public
18 instruction to the extent allowed under the contract.

19 (c) *Rules and orders.* All rules promulgated by the department of justice in
20 effect on the effective date of this paragraph that are primarily related to the duties
21 of the office of school safety, as determined by the state superintendent of public
22 instruction, remain in effect until their specified expiration dates or until amended
23 or repealed by the department of public instruction. All orders issued by the
24 department of justice in effect on the effective date of this paragraph that are
25 primarily related to the duties of the office of school safety, as determined by the state

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1 superintendent of public instruction, remain in effect until their specified expiration
2 dates or until modified or rescinded by the department of public instruction.

3 (2) DIVERSION PILOT PROGRAM. From the appropriation under s. 20.455 (2) (en),
4 the department of justice shall establish a diversion pilot program for nonviolent
5 offenders to be diverted to a treatment program and under the program shall allocate
6 \$250,000 in each fiscal year of the 2019-21 biennium to law enforcement agencies
7 in cities of the first class.

8 **SECTION 9128. Nonstatutory provisions; Legislature.**

9 **SECTION 9129. Nonstatutory provisions; Lieutenant Governor.**

10 **SECTION 9130. Nonstatutory provisions; Local Government.**

11 **SECTION 9131. Nonstatutory provisions; Military Affairs.**

12 (1) WASHINGTON ISLAND DISASTER ASSISTANCE. From the appropriation under s.
13 20.465 (3) (s), the department of military affairs shall pay to the Washington Island
14 Electric Cooperative utility up to \$1,000,000 in each fiscal year of the 2019-21 fiscal
15 biennium for costs incurred for disaster relief. The Washington Island Electric
16 Cooperative utility shall pay 30 percent of the reasonable and necessary costs
17 incurred for the disaster relief, and the department shall pay the remaining costs up
18 to \$1,000,000 in each fiscal year of the 2019-21 fiscal biennium.

19 (2) EMERGENCY COMMUNICATIONS.

20 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
21 liabilities of the department of military affairs primarily relating to Next Generation
22 911, the statewide public safety interoperable communication system, or the
23 interoperability council, as determined by the secretary of administration, become
24 the assets and liabilities of the department of transportation.

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1 (b) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the department of military affairs
3 primarily relating to Next Generation 911, the statewide public safety interoperable
4 communication system, or the interoperability council, as determined by the
5 secretary of administration, becomes the personal property of the department of
6 transportation.

7 (c) *Pending matters.* Any matter pending with the department of military
8 affairs primarily relating to Next Generation 911, the statewide public safety
9 interoperable communication system, or the interoperability council, as determined
10 by the secretary of administration, on the effective date of this paragraph is
11 transferred to the department of transportation. All materials submitted to or
12 actions taken by the department of military affairs are considered as having been
13 submitted to or taken by the department of transportation.

14 (d) *Contracts.* All contracts entered into by the department of military affairs
15 primarily relating to Next Generation 911, the statewide public safety interoperable
16 communication system, or the interoperability council, as determined by the
17 secretary of administration, in effect on the effective date of this paragraph remain
18 in effect and are transferred to the department of transportation. The department
19 of transportation shall carry out any obligations under those contracts unless
20 modified or rescinded to the extent allowed under the contract.

SECTION 9132. Nonstatutory provisions; Natural Resources

22 (1) TRANSFER OF ABANDONED UNDERGROUND PETROLEUM STORAGE TANK REMOVAL
23 PROGRAM.

24 (a) *Positions and employees.* On the effective date of this paragraph, 1.0 FTE
25 position, and all incumbent employees holding that position, in the department of

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1 natural resources primarily related to the underground petroleum storage tank
2 removal program, as determined by the secretary of administration, are transferred
3 to the department of agriculture, trade and consumer protection.

4 (b) *Employee status.* Employees transferred under paragraph (a) have all the
5 rights and the same status under ch. 230 in the department of agriculture, trade and
6 consumer protection that they enjoyed in the department of natural resources
7 immediately before the transfer. Notwithstanding s. 230.28 (4), no employee so
8 transferred who has attained permanent status in class is required to serve a
9 probationary period.

10 (c) *Contracts.* All contracts entered into by the department of natural resources
11 primarily related to the abandoned underground petroleum storage tank removal
12 program, as determined by the secretary of administration, that are in effect on the
13 effective date of this paragraph remain in effect and are transferred to the
14 department of agriculture, trade and consumer protection. The department of
15 agriculture, trade and consumer protection shall carry out any obligations under
16 those contracts unless modified or rescinded by that department to the extent
17 allowed under the contract.

18 (d) *Tangible personal property.* On the effective date of this paragraph, all
19 tangible personal property, including records, of the department of natural resources
20 primarily related to the abandoned underground petroleum storage tank removal
21 program, as determined by the secretary of administration, is transferred to the
22 department of agriculture, trade and consumer protection.

23 (e) *Pending matters.* Any matter pending with the department of natural
24 resources primarily relating to the abandoned underground petroleum storage tank
25 removal program, as determined by the secretary of administration, on the effective

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1 date of this paragraph is transferred to the department of agriculture, trade and
2 consumer protection. All materials submitted to or actions taken by the department
3 of natural resources with respect to the pending matter are considered as having
4 been submitted to or taken by the department of agriculture, trade and consumer
5 protection.

6 (f) *Assets and liabilities.* The assets and liabilities of the department of natural
7 resources primarily relating to the abandoned underground petroleum storage tank
8 removal program, as determined by the secretary of administration, become the
9 assets and liabilities of the department of agriculture, trade and consumer protection
10 on the effective date of this paragraph.

11 (2) BUREAU OF NATURAL RESOURCES SCIENCE. The department of natural
12 resources shall convert the existing office of applied science into the bureau of
13 natural resources science created under s. 15.345 (9).

SECTION 9133. Nonstatutory provisions; Public Defender Board.**SECTION 9134. Nonstatutory provisions; Public Instruction.**

16 (1) SECONDARY GUARANTEE.

17 (a) Notwithstanding s. 121.07 (7) (b), for the purpose of setting the secondary
18 guaranteed valuation per member in the 2019-2020 school year, the department of
19 public instruction shall treat the appropriation under s. 20.255 (2) (ac) as if
20 \$75,000,000 were appropriated in the 2018-19 fiscal year.

21 (b) Notwithstanding s. 121.07 (7) (b), for the purpose of setting the secondary
22 guaranteed valuation per member in the 2020-21 school year, the department of
23 public instruction shall treat the appropriation under s. 20.255 (2) (ac) as if an
24 additional \$1,090,000,000 were appropriated in the 2020-21 fiscal year.

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1 (2) AFTER-SCHOOL PROGRAM GRANTS; EMERGENCY RULES. The department of public
2 instruction may promulgate emergency rules under s. 227.24 to implement and
3 administer s. 115.446. Notwithstanding s. 227.24 (1) (c) and (2), emergency rules
4 promulgated under this subsection remain in effect until July 1, 2020, or the date on
5 which permanent rules take effect, whichever is sooner. Notwithstanding s. 227.24
6 (1) (a) and (3), the department is not required to provide evidence that promulgating
7 a rule under this subsection as an emergency rule is necessary for the preservation
8 of the public peace, health, safety, or welfare and is not required to provide a finding
9 of emergency for a rule promulgated under this subsection.

10 (3) SPECIAL NEEDS SCHOLARSHIP PAYMENTS BASED ON ACTUAL COSTS; 2019-20 SCHOOL
11 YEAR. If before the effective date of this subsection, the department of public
12 instruction made a scholarship payment to a private school for a child with a
13 disability the amount of which is based on a financial statement submitted to the
14 department under s. 115.7915 (4c), 2017 stats., the department of public instruction
15 shall consider the amount paid to the private school as an installment payment of
16 the amount for the 2019-20 school year under s. 115.7915 (4m) (a) 4. The department
17 of public instruction shall adjust the remaining installment payments under s.
18 115.7915 (4m) (b) to ensure that the private school receives the total scholarship
19 amount for the 2019-20 school year under s. 115.7915 (4m) (a) 4. for the child with
20 a disability for whom the private school submitted a financial statement under s.
21 115.7915 (4c), 2017 stats., in the 2018-19 school year.

22 **SECTION 9135. Nonstatutory provisions; Public Lands, Board of**
23 **Commissioners of.**

24 **SECTION 9136. Nonstatutory provisions; Public Service Commission.**

25 (1) BROADBAND REPORT.

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1 (a) In this subsection:

2 1. "Underserved" has the meaning given in s. 196.504 (1) (b).

3 2. "Unserved" has the meaning given in s. 196.504 (1) (c).

4 (b) No later than June 30, 2020, the public service commission and the
5 department of administration shall jointly submit a report to the legislature in the
6 manner provided under s. 13.172 (3) and to the governor that provides all of the
7 following:

8 1. Updates on emerging broadband technologies and how they can be used to
9 provide broadband service to state residents.

10 2. Recommendations on how to provide incentives to broadband providers to
11 serve underserved or unserved areas of the state.

12 3. Proposals on how existing state agency technology, resources, or a
13 combination of technology and resources can be leveraged to serve underserved or
14 unserved areas of the state.

15 (2) OFFICE OF ENERGY INNOVATION.

16 (a) *Definitions.* In this subsection:

17 1. "Commission" means the public service commission.

18 2. "Department" means the department of administration.

19 3. "Focus on energy programs" means the statewide energy efficiency and
20 renewable resource programs established under s. 196.374 (2) (a) 1.

21 4. "Office" means the office of energy innovation in the commission.

22 (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and
23 liabilities of the commission primarily relating to the office, except for assets and
24 liabilities primarily relating to focus on energy programs, as determined by the
25 secretary of administration, become the assets and liabilities of the department.

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1 (c) *Employee transfers.* On the effective date of this paragraph, 5.0 FTE FED
2 positions, and the incumbent employees holding those positions, in the commission
3 who perform duties primarily related to the office, except for duties primarily
4 relating to focus on energy programs, as determined by the secretary of
5 administration, are transferred to the department.

6 (d) *Employee status.* Employees transferred under par. (c) have all the rights
7 and the same status under ch. 230 in the department that they enjoyed in the
8 commission immediately before the transfer. Notwithstanding s. 230.28 (4), no
9 employee so transferred who has attained permanent status in class is required to
10 serve a probationary period.

11 (e) *Tangible personal property.* On the effective date of this paragraph, all
12 tangible personal property, including records, of the commission primarily relating
13 to the office, except for property primarily relating to focus on energy programs, as
14 determined by the secretary of administration, becomes the personal property of the
15 department.

16 (f) *Pending matters.* Any matter pending with the commission primarily
17 relating to the office, except for matters primarily relating to focus on energy
18 programs, as determined by the secretary of administration, on the effective date of
19 this paragraph is transferred to the department. All materials submitted to or
20 actions taken by the commission are considered as having been submitted to or taken
21 by the department.

22 (g) *Contracts.* All contracts entered into by the commission primarily relating
23 to the office, except for contracts primarily relating to focus on energy programs, as
24 determined by the secretary of administration, in effect on the effective date of this
25 paragraph remain in effect and are transferred to the department. The department

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1 shall carry out any obligations under those contracts unless modified or rescinded
2 to the extent allowed under the contract.

3 (h) *Rules and orders.* All rules promulgated by the commission under s.
4 196.025 (7), 2017 stats., in effect on the effective date of this paragraph remain in
5 effect until their specified expiration dates or until amended or repealed by the
6 department. All orders issued by the commission under s. 196.025 (7), 2017 stats.,
7 in effect on the effective date of this paragraph remain in effect until their specified
8 expiration dates or until modified or rescinded by the department.

9 **SECTION 9137. Nonstatutory provisions; Revenue.**

10 (1) INVENTORY TAX IMPOSED ON VAPOR PRODUCTS. On the effective date of this
11 subsection, an inventory tax is imposed upon vapor products, as defined under s.
12 139.75 (14), that are held in inventory for sale or resale in the possession of
13 distributors or retailers. Any person who is in possession of any vapor products shall
14 pay the tax at the rate of 71 percent of the manufacturer's list price, as defined under
15 s. 139.75 (5b). Any person liable for this tax shall determine the number of vapor
16 products in the person's possession on the effective date of this subsection, and shall
17 file a return, and pay the tax due, no later than the 30th day after the effective date
18 of this subsection.

19 **SECTION 9138. Nonstatutory provisions; Safety and Professional**
20 **Services.**

21 (1) DENTAL THERAPIST LICENSURE.

22 (a) When the first individual becomes licensed as a dental therapist in this
23 state under s. 447.04 (1m), the dentistry examining board shall send a notice to the
24 legislative reference bureau for publication in the Wisconsin Administrative
25 Register.

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1 (b) 1. The dentistry examining board shall promulgate emergency rules under
2 s. 227.24 that are necessary to implement the licensure of dental therapist under this
3 act. Notwithstanding s. 227.24 (1) (c) and (2), emergency rules promulgated under
4 this subdivision remain in effect for 2 years, or until the date on which permanent
5 rules take effect, whichever is sooner. Notwithstanding s. 227.24 (1) (a) and (3), the
6 board is not required to provide evidence that promulgating a rule under this
7 subdivision as an emergency rule is necessary for the preservation of the public
8 peace, health, safety, or welfare and is not required to provide a finding of emergency
9 for a rule promulgated under this subdivision.

10 2. The dentistry examining board shall present a statement of scope for
11 permanent and emergency rules required to implement the licensure of dental
12 therapist under this act to the department of administration under s. 227.135 (2) no
13 later than the 30th day after the effective date of this subdivision. Notwithstanding
14 s. 227.135 (2), if the governor does not disapprove the statement of scope by the 30th
15 day after the statement is presented to the department of administration, the
16 statement is considered to be approved by the governor.

17 3. The dentistry examining board shall submit a proposed emergency rule
18 required to implement the licensure of dental therapist under this act to the governor
19 for approval under s. 227.24 (1) (e) 1g. no later than the 150th day after the effective
20 date of this subdivision. Notwithstanding s. 227.24 (1) (e) 1g., if the governor does
21 not reject the proposed emergency rule by the 14th day after the rule is submitted
22 to the governor in final draft form, the rule is considered to be approved by the
23 governor.

24 4. The dentistry examining board shall submit a proposed permanent rule
25 required to implement the licensure of dental therapist under this act to the governor

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1 for approval under s. 227.185 no later than the 365th day after the effective date of
2 this subdivision. Notwithstanding s. 227.185, if the governor does not reject that
3 proposed permanent rule by the 30th day after the rule is submitted to the governor
4 in final draft form, the rule is considered to be approved by the governor.

5 **SECTION 9139. Nonstatutory provisions; Secretary of State.**

6 **SECTION 9140. Nonstatutory provisions; State Fair Park Board.**

7 **SECTION 9141. Nonstatutory provisions; Supreme Court.**

8 **SECTION 9142. Nonstatutory provisions; Technical College System.**

9 **SECTION 9143. Nonstatutory provisions; Tourism.**

10 **SECTION 9144. Nonstatutory provisions; Transportation.**

11 (1) INITIAL SHARING OF REGISTRATION INFORMATION. Notwithstanding ss. 85.61
12 (1), 110.09 (2), 342.06 (1) (eg), and 343.14 (2j), the department of transportation shall
13 enter into and begin transferring information under a revised agreement with the
14 elections commission administrator pursuant to s. 85.61 (1), no later than the first
15 day of the 4th month beginning after the effective date of this subsection.

16 (2) HARBOR ASSISTANCE GRANTS PRIORITY. In the 2019-21 fiscal biennium, when
17 making grant awards from the appropriations under ss. 20.395 (2) (cq) and 20.866
18 (2) (uv) for the harbor assistance program under s. 85.095, notwithstanding the
19 eligibility criteria under s. 85.095, the department of transportation shall give
20 priority to municipalities in which a shipbuilder in this state is conducting
21 operations.

22 (3) STATEWIDE PUBLIC SAFETY INTEROPERABLE COMMUNICATIONS SYSTEM. No later
23 than June 30, 2020, the department of transportation shall issue a request for
24 proposals for a statewide public safety interoperable communications system to be
25 deployed on existing tower sites. Notwithstanding s. 16.75 (1) and (2m), from the

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1 appropriation under s. 20.395 (5) (dq), the department of transportation may expend
2 not more than \$500,000 to enter into a contract with an organization to provide
3 professional consulting services related to development of bidder qualifications and
4 technical requirements for the request for proposals issued under this subsection.

5 **SECTION 9145. Nonstatutory provisions; Treasurer.**

6 **SECTION 9146. Nonstatutory provisions; University of Wisconsin**
7 **Hospitals and Clinics Authority; Medical College of Wisconsin.**

8 **SECTION 9147. Nonstatutory provisions; University of Wisconsin**
9 **System.**

10 (1) RESIDENT UNDERGRADUATE TUITION. Notwithstanding s. 36.27 (1) (a), the
11 Board of Regents of the University of Wisconsin System may not charge resident
12 undergraduates enrolled in an institution or college campus in the 2019-20 or
13 2020-21 academic year more in academic fees than it charged resident
14 undergraduates enrolled in that institution or college campus in the 2018-19
15 academic year.

16 (2) SUPPLEMENTAL PAY PLANS.

17 (a) *Definition.* In this subsection, “board” means the Board of Regents of the
18 University of Wisconsin System.

19 (b) *University of Wisconsin System.* During the 2019-21 fiscal biennium, the
20 board may provide supplemental pay plans for all of its employees, other than
21 employees assigned to the University of Wisconsin–Madison. The supplemental pay
22 plans shall be in addition to any pay plan approved under s. 230.12 (3) (e) 1.

23 (c) *University of Wisconsin–Madison.* During the 2019-21 fiscal biennium, the
24 chancellor of the University of Wisconsin–Madison may provide supplemental pay
25 plans for all employees assigned to the University of Wisconsin–Madison. The

SENATE BILL 59**SECTION 9147**

1 supplemental pay plans shall be in addition to any pay plan approved under s. 230.12
2 (3) (e) 1. The chancellor shall submit the plans allowed under this paragraph to the
3 board and may implement the plans only with the approval of the board.

4 (d) *Prohibitions.* The board may not request supplemental funding under s.
5 20.928 to pay the costs of the plans allowed under pars. (b) and (c), and the board,
6 under s. 16.42, may not request any funding of increases in salary and fringe benefit
7 costs provided in these plans.

8 (e) *Funding.* In each fiscal year of the 2019-21 fiscal biennium,
9 notwithstanding s. 36.112 (4), instead of allocating \$26,250,000 of the amount
10 appropriated under s. 20.285 (1) (a) as specified in s. 36.112 (4), the board may
11 allocate all or a portion of that amount to fund the supplemental pay plans allowed
12 under pars. (b) and (c). If the board allocates a portion of that amount for
13 supplemental pay plans, the board shall allocate the remainder to distribute to
14 institutions under the formula under s. 36.112 (3) (b).

15 (3) STUDENT SUCCESS AND ATTAINMENT. From the appropriation under s. 20.285
16 (1) (a), the Board of Regents of the University of Wisconsin System shall allocate
17 \$20,000,000 in fiscal year 2019-20 and \$25,000,000 in fiscal year 2020-21 to advance
18 student success and attainment.

SECTION 9148. Nonstatutory provisions; Veterans Affairs.

19 (1) ELIMINATION OF THE VETERANS MORTGAGE LOAN REPAYMENT FUND. On the
20 effective date of this subsection, the assets and liabilities of the veterans mortgage
21 loan repayment fund become the assets and liabilities of the veterans trust fund.
22

**SECTION 9149. Nonstatutory provisions; Wisconsin Economic
23 Development Corporation.****SECTION 9150. Nonstatutory provisions; Workforce Development.**

SENATE BILL 59**SECTION 9150**

1 (1) TRANSFER OF WORKER'S COMPENSATION ADJUDICATORY FUNCTIONS.

2 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
3 liabilities of the division of hearings and appeals in the department of administration
4 that are primarily related to worker's compensation matters, as determined by the
5 secretary of administration, shall become the assets and liabilities of the department
6 of workforce development.

7 (b) *Positions and employees.* On the effective date of this paragraph, all
8 positions and all incumbent employees holding those positions in the division of
9 hearings and appeals in the department of administration performing duties that
10 are primarily related to worker's compensation matters, as determined by the
11 secretary of administration, are transferred to the department of workforce
12 development.

13 (c) *Employee status.* Employees transferred under par. (b) have all the rights
14 and the same status under ch. 230 in the department of workforce development that
15 they enjoyed in the division of hearings and appeals in the department of
16 administration immediately before the transfer. Notwithstanding s. 230.28 (4), no
17 employee so transferred who has attained permanent status in class is required to
18 serve a probationary period.

19 (d) *Tangible personal property.* On the effective date of this paragraph, all
20 tangible personal property, including records, of the the division of hearings and
21 appeals in the department of administration that is primarily related to worker's
22 compensation matters, as determined by the secretary of administration, is
23 transferred to the department of workforce development.

24 (e) *Pending matters.* Any worker's compensation matter pending with the
25 division of hearings and appeals in the department of administration on the effective

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1 date of this paragraph, as determined by the secretary of administration, is
2 transferred to the department of workforce development. All materials submitted
3 to or actions taken by the division of hearings and appeals in the department of
4 administration with respect to the pending matter are considered as having been
5 submitted to or taken by the department of workforce development.

6 (f) *Contracts*. All contracts entered into by the division of hearings and appeals
7 in the department of administration in effect on the effective date of this paragraph
8 that are primarily related to worker's compensation matters, as determined by the
9 secretary of administration, remain in effect and are transferred to the department
10 of workforce development. The department of workforce development shall carry out
11 any obligations under those contracts unless modified or rescinded by the
12 department of workforce development to the extent allowed under the contract.

13 (g) *Rules and orders*. All rules promulgated by the division of hearings and
14 appeals in the department of administration in effect on the effective date of this
15 paragraph that are primarily related to worker's compensation matters, as
16 determined by the secretary of administration, remain in effect until their specified
17 expiration dates or until amended or repealed by the department of workforce
18 development. All orders issued by the division of hearings and appeals in the
19 department of administration in effect on the effective date of this paragraph that
20 are primarily related to worker's compensation matters, as determined by the
21 secretary of administration, remain in effect until their specified expiration dates or
22 until modified or rescinded by the department of workforce development.

23 (2) MINIMUM WAGE STUDY COMMITTEE.

24 (a) The secretary of workforce development shall establish a minimum wage
25 study committee under s. 15.04 (1) (c). The committee shall consist of the following:

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- 1 1. Five members appointed by the governor.
- 2 2. One member appointed by the speaker of the assembly.
- 3 3. One member appointed by the minority leader of the assembly.
- 4 4. One member appointed by the majority leader of the senate.
- 5 5. One member appointed by the minority leader of the senate.

6 (b) The committee created under par. (a) shall study options to achieve a \$15
7 per hour minimum wage and other options to increase compensation for workers in
8 this state.

9 (c) No later than October 1, 2020, the committee created under par. (a) shall
10 submit to the governor and the appropriate standing committees of the legislature
11 in the manner provided under s. 13.172 (3) a report that includes recommendations
12 regarding the options for achieving a \$15 per hour minimum wage and other means
13 of increasing worker compensation in this state.

14 (d) The minimum wage study committee terminates upon submission of the
15 report under par. (c).

16 (3) UNEMPLOYMENT INSURANCE; WORK SEARCH AND REGISTRATION WAIVERS. The
17 department of workforce development shall submit a notice to the legislative
18 reference bureau for publication in the Wisconsin Administrative Register when the
19 department determines that the department has rules in place under s. 108.14 (27)
20 to define suitable work.

21 (4) UNEMPLOYMENT INSURANCE; WORK SEARCH AND REGISTRATION WAIVERS. The
22 department of workforce development shall submit a notice to the legislative
23 reference bureau for publication in the Wisconsin Administrative Register when the
24 department determines that the department has any rules in place under s. 108.04
25 (2) (b) that are necessary to provide waivers from the registration for work

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1 requirement under s. 108.04 (2) (a) 2. and the work search requirement under s.
2 108.04 (2) (a) 3.

3 **SECTION 9151. Nonstatutory provisions; Other.**

4 (1) STUDENT LOAN REFINANCING STUDY COMMITTEE.

5 (a) There is created the student loan refinancing study committee to study the
6 creation and administration of a bonding authority for the refinancing of student
7 loans in this state in order to ease the burden of student loan debt for this state's
8 residents.

9 (b) The student loan refinancing study committee shall consist of the following
10 members:

- 11 1. The secretary of financial institutions.
- 12 2. The state treasurer.
- 13 3. The executive secretary of the higher educational aids board.

14 (c) No later than October 1, 2020, the student loan refinancing study committee
15 shall submit to the governor and to the chief clerk of each house of the legislature,
16 for distribution to the appropriate standing committees under s. 13.172 (3), a report
17 that includes all of the following:

- 18 1. Recommendations regarding the corporate and legal structure of the
19 refinancing entity, including governance.
- 20 2. A profile of the loan portfolio, projected start-up and operational costs,
21 estimated staffing needs, underwriting requirements, and other information
22 pertinent to the creation of a refinancing entity that can offer interest rate savings
23 to this state's student loan debtors.

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1 3. An assessment of the feasibility of and options for offering protections to
2 borrowers refinancing student debt through the refinancing entity that are similar
3 to the protections under federal student loan programs.

4 (d) The department of financial institutions shall pay the administrative
5 expenses of the student loan refinancing study committee, not exceeding a total of
6 \$50,000, from the appropriation account under s. 20.144 (1) (g).

7 (e) The student loan refinancing study committee terminates upon the
8 submission of the report under par. (c).

9 **SECTION 9201. Fiscal changes; Administration.**

10 (1) FEDERAL E-RATE TRANSFERS. There is transferred from the appropriation
11 account under s. 20.505 (4) (mp) to the universal service fund \$6,900,000 in fiscal
12 year 2019-20 and \$17,300,000 in fiscal year 2020-21.

13 **SECTION 9202. Fiscal changes; Agriculture, Trade and Consumer**
14 **Protection.**

15 **SECTION 9203. Fiscal changes; Arts Board.**

16 **SECTION 9204. Fiscal changes; Building Commission.**

17 **SECTION 9205. Fiscal changes; Child Abuse and Neglect Prevention**
18 **Board.**

19 **SECTION 9206. Fiscal changes; Children and Families.**

20 **SECTION 9207. Fiscal changes; Circuit Courts.**

21 **SECTION 9208. Fiscal changes; Corrections.**

22 **SECTION 9209. Fiscal changes; Court of Appeals.**

23 **SECTION 9210. Fiscal changes; District Attorneys.**

24 **SECTION 9211. Fiscal changes; Educational Communications Board.**

25 **SECTION 9212. Fiscal changes; Elections Commission.**

SENATE BILL 59**SECTION 9213**

1 **SECTION 9213. Fiscal changes; Employee Trust Funds.**

2 **SECTION 9214. Fiscal changes; Employment Relations Commission.**

3 **SECTION 9215. Fiscal changes; Ethics Commission.**

4 **SECTION 9216. Fiscal changes; Financial Institutions.**

5 **SECTION 9217. Fiscal changes; Governor.**

6 **SECTION 9218. Fiscal changes; Health and Educational Facilities**

7 **Authority.**

8 **SECTION 9219. Fiscal changes; Health Services.**

9 **SECTION 9220. Fiscal changes; Higher Educational Aids Board.**

10 **SECTION 9221. Fiscal changes; Historical Society.**

11 **SECTION 9222. Fiscal changes; Housing and Economic Development**

12 **Authority.**

13 **SECTION 9223. Fiscal changes; Insurance.**

14 **SECTION 9224. Fiscal changes; Investment Board.**

15 **SECTION 9225. Fiscal changes; Joint Committee on Finance.**

16 **SECTION 9226. Fiscal changes; Judicial Commission.**

17 **SECTION 9227. Fiscal changes; Justice.**

18 (1) DEOXYRIBONUCLEIC ACID ANALYSIS SURCHARGES TRANSFER. There is transferred
19 from the appropriation account under s. 20.455 (2) (Lp) to the appropriation account
20 under s. 20.455 (2) (hd) \$750,000 in each year of the 2019-21 fiscal biennium.

21 (2) UNSPENT LAW ENFORCEMENT OVERTIME GRANT MONEYS. On the effective date
22 of this subsection, the unencumbered balance in the appropriation account under s.
23 20.455 (2) (jc), 2017 stats., immediately before the effective date of this subsection,
24 is transferred to the appropriation account under s. 20.455 (3) (i).

25 **SECTION 9228. Fiscal changes; Legislature.**

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1 **SECTION 9229. Fiscal changes; Lieutenant Governor.**

2 **SECTION 9230. Fiscal changes; Local Government.**

3 **SECTION 9231. Fiscal changes; Military Affairs.**

4 **SECTION 9232. Fiscal changes; Natural Resources.**

5 **SECTION 9233. Fiscal changes; Public Defender Board.**

6 **SECTION 9234. Fiscal changes; Public Instruction.**

7 **SECTION 9235. Fiscal changes; Public Lands, Board of Commissioners**
8 **of.**

9 **SECTION 9236. Fiscal changes; Public Service Commission.**

10 **SECTION 9237. Fiscal changes; Revenue.**

11 **SECTION 9238. Fiscal changes; Safety and Professional Services.**

12 (1) CHIROPRACTIC EXAMINATION APPROPRIATION. The unencumbered balance in
13 the appropriation account under s. 20.165 (1) (gc), 2017 stats., is transferred to the
14 appropriation account under s. 20.165 (1) (g).

15 **SECTION 9239. Fiscal changes; Secretary of State.**

16 **SECTION 9240. Fiscal changes; State Fair Park Board.**

17 **SECTION 9241. Fiscal changes; Supreme Court.**

18 **SECTION 9242. Fiscal changes; Technical College System.**

19 **SECTION 9243. Fiscal changes; Tourism.**

20 **SECTION 9244. Fiscal changes; Transportation.**

21 **SECTION 9245. Fiscal changes; Treasurer.**

22 **SECTION 9246. Fiscal changes; University of Wisconsin Hospitals and**
23 **Clinics Authority; Medical College of Wisconsin.**

24 **SECTION 9247. Fiscal changes; University of Wisconsin System.**

25 **SECTION 9248. Fiscal changes; Veterans Affairs.**

SENATE BILL 59**SECTION 9249**

1 **SECTION 9249. Fiscal changes; Wisconsin Economic Development**
2 **Corporation.**

3 **SECTION 9250. Fiscal changes; Workforce Development.**

4 **SECTION 9251. Fiscal changes; Other.**

5 **SECTION 9301. Initial applicability; Administration.**

6 **SECTION 9302. Initial applicability; Agriculture, Trade and Consumer**
7 **Protection.**

8 **SECTION 9303. Initial applicability; Arts Board.**

9 **SECTION 9304. Initial applicability; Building Commission.**

10 **SECTION 9305. Initial applicability; Child Abuse and Neglect**
11 **Prevention Board.**

12 **SECTION 9306. Initial applicability; Children and Families.**

13 (1) BACKGROUND CHECKS FOR CONGREGATE CARE WORKERS. The treatment of s.
14 48.685 (2) (b) (intro.), (ba), (bb), (bg), and (d), (4m) (b) (intro.), (c), and (d), (5m), and
15 (8) first applies to a congregate care worker, as defined in s. 48.685 (1) (ap), on the
16 following dates:

17 (a) For a congregate care worker who is hired by or enters into a contract with
18 a congregate care facility, as defined in s. 46.685 (1) (ao), on the day after the effective
19 date of this paragraph, on the day after the effective date of this paragraph.

20 (b) For a congregate care worker who is employed at or under contract with a
21 congregate care facility, as defined in s. 48.685 (1) (ao), on the effective date of this
22 paragraph, on the earlier of the following:

23 1. The first day of the 7th month beginning after the effective date of this
24 subdivision.

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1 2. The date on which the congregate care worker's criminal background check
2 under SECTION 9106 (2) is complete.

3 **SECTION 9307. Initial applicability; Circuit Courts.**

4 **SECTION 9308. Initial applicability; Corrections.**

5 (1) AGE OF ADULT JURISDICTION. The treatment of ss. 48.02 (1d) and (2), 48.44,
6 48.45 (1) (a) and (am) and (3), 118.163 (4), 125.07 (4) (d) and (e) 1., 125.085 (3) (bt),
7 165.83 (1) (c) 1. and 2., 301.12 (2m) and (14) (a), 302.31 (7), 938.02 (1) and (10m),
8 938.12 (2), 938.18 (2), 938.183 (3), 938.255 (1) (intro.), 938.34 (8), 938.343 (2), 938.344
9 (3), 938.35 (1m), 938.355 (4) (b) and (4m) (a), 938.39, 938.44, 938.45 (1) (a) and (3),
10 938.48 (4m) (title), (a), and (b) and (14), 938.57 (3) (title), (a) (intro.), 1., and 3., and
11 (b), 939.632 (1) (e) 1. and 3., 946.50 (intro.), 948.01 (1), 948.11 (2) (am) (intro.), 948.45
12 (1), 948.60 (2) (d), 948.61 (4), 961.455 (title), (1), and (2), 961.46 (by SECTION 2224),
13 961.573 (2), 961.574 (2), 961.575 (1), (2), and (3), and 990.01 (3) and (20), subch. IX
14 (title) of ch. 48, and subch. IX (title) of ch. 938 first applies to a violation of a criminal
15 law, civil law, or municipal ordinance allegedly committed on the effective date of this
16 subsection.

17 **SECTION 9309. Initial applicability; Court of Appeals.**

18 **SECTION 9310. Initial applicability; District Attorneys.**

19 **SECTION 9311. Initial applicability; Educational Communications**
20 **Board.**

21 **SECTION 9312. Initial applicability; Elections Commission.**

22 (1) REDISTRICTING. The treatment of ss. 3.002 (intro.), (1m), and (2), 3.004 (2),
23 subch. I of ch. 4, 5.15 (4) (a), 13.49, and 20.765 (3) (bd) first applies to redistricting
24 plans based on the 2020 decennial federal census.

25 **SECTION 9313. Initial applicability; Employee Trust Funds.**

SENATE BILL 59**SECTION 9313**

1 (1) WRS TEACHER ANNUITANTS. The treatment of ss. 40.22 (1), (2m) (intro.), (2r)
2 (intro.), and (3) (intro.) and 40.26 (6) first applies to participants under the Wisconsin
3 Retirement System who terminate employment on the effective date of this
4 subsection.

5 **SECTION 9314. Initial applicability; Employment Relations**
6 **Commission.**

7 **SECTION 9315. Initial applicability; Ethics Commission.**

8 **SECTION 9316. Initial applicability; Financial Institutions.**

9 **SECTION 9317. Initial applicability; Governor.**

10 **SECTION 9318. Initial applicability; Health and Educational Facilities**
11 **Authority.**

12 **SECTION 9319. Initial applicability; Health Services.**

13 (1) MENDOTA JUVENILE TREATMENT CENTER. The treatment of ss. 46.057 (1m)
14 and 938.357 (3) (a), (c), and (d), with respect to a county department's supervision of
15 a juvenile, first applies to a juvenile adjudicated delinquent by the court of the county
16 and placed at that county's secured residential care center for children and youth
17 under s. 938.34 (4m) on the effective date of this subsection.

18 (2) ELIMINATION OF BIRTH COST RECOVERY. The treatment of ss. 49.45 (19) (a) and
19 (c), 49.855 (3) (with respect to the elimination of statutory reference to court
20 authority to issue new orders for birth expenses) and (4m) (b), 767.805 (4) (d), and
21 767.89 (3) (e) first applies to an order or judgment relating to paternity issued on the
22 effective date of this subsection.

23 **SECTION 9320. Initial applicability; Higher Educational Aids Board.**

SENATE BILL 59**SECTION 9320**

1 (1) MINORITY TEACHER LOAN PROGRAM; SUNSET. The treatment of s. 39.40 (5) first
2 applies to loan applications received by the higher educational aids board on the
3 effective date of this subsection.

4 **SECTION 9321. Initial applicability; Historical Society.**

5 **SECTION 9322. Initial applicability; Housing and Economic**
6 **Development Authority.**

7 **SECTION 9323. Initial applicability; Insurance.**

8 (1) COVERAGE OF INDIVIDUALS WITH PREEXISTING CONDITIONS, ESSENTIAL HEALTH
9 BENEFITS, AND PREVENTIVE SERVICES.

10 (a) For policies and plans containing provisions inconsistent with these
11 sections, the treatment of ss. 40.51 (8) and (8m), 66.0137 (4), 120.13 (2) (g), 185.983
12 (1) (intro.), 609.713, 609.847, 625.12 (1) (a) and (e) and (2), 625.15 (1), 628.34 (3) (a),
13 632.728, 632.746 (1) (a) and (b), (2) (a), (c), (d), and (e), (3) (a) and (d) 1., 2., and 3.,
14 (5), and (8) (a) (intro.), 632.748 (2), 632.76 (2) (a) and (ac) 1., 2., and 3., 632.795 (4)
15 (a), 632.895 (8) (d), (13m), (14) (a) 1. i., j., and k. to o., (b), (c) and (d) 3., (14m), (16m)
16 (b), and (17) (b) 2. and (c), and 632.897 (11) (a) first applies to policy or plan years
17 beginning on January 1 of the year following the year in which this paragraph takes
18 effect, except as provided in par. (b).

19 (b) For policies and plans that are affected by a collective bargaining agreement
20 containing provisions inconsistent with these sections, the treatment of ss. 40.51 (8)
21 and (8m), 66.0137 (4), 120.13 (2) (g), 185.983 (1) (intro.), 609.713, 609.847, 625.12 (1)
22 (a) and (e) and (2), 625.15 (1), 628.34 (3) (a), 632.728, 632.746 (1) (a) and (b), (2) (a),
23 (c), (d), and (e), (3) (a) and (d) 1., 2., and 3., (5), and (8) (a) (intro.), 632.748 (2), 632.76
24 (2) (a) and (ac) 1., 2., and 3., 632.795 (4) (a), 632.895 (8) (d), (13m), (14) (a) 1. i., j., and
25 k. to o., (b), (c) and (d) 3., (14m), (16m) (b), and (17) (b) 2. and (c), and 632.897 (11)

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1 (a) first applies to policy or plan years beginning on the effective date of this
2 paragraph or on the day on which the collective bargaining agreement is entered
3 into, extended, modified, or renewed, whichever is later.

4 **SECTION 9324. Initial applicability; Investment Board.**

5 **SECTION 9325. Initial applicability; Joint Committee on Finance.**

6 **SECTION 9326. Initial applicability; Judicial Commission.**

7 **SECTION 9327. Initial applicability; Justice.**

8 **SECTION 9328. Initial applicability; Legislature.**

9 **SECTION 9329. Initial applicability; Lieutenant Governor.**

10 **SECTION 9330. Initial applicability; Local Government.**

11 (1) TAX INCREMENTAL DISTRICT PROJECT PLANS; ALTERNATIVE FINANCIAL SCENARIOS.

12 The treatment of s. 66.1105 (4) (f) first applies to a tax incremental district that is
13 created on October 1, 2019, or whose project plan is amended on October 1, 2019.

14 (2) TAX INCREMENTAL DISTRICT FINANCING; LIMITATION ON CASH GRANTS. The

15 treatment of s. 66.1105 (2) (f) 2. d. first applies to a tax incremental district that is
16 created on October 1, 2019, or whose project plan is amended on October 1, 2019.

17 **SECTION 9331. Initial applicability; Military Affairs.**

18 **SECTION 9332. Initial applicability; Natural Resources.**

19 **SECTION 9333. Initial applicability; Public Defender Board.**

20 **SECTION 9334. Initial applicability; Public Instruction.**

21 (1) STATE AID. The treatment of ss. 20.255 (2) (ac), 121.004 (7) (c) 1. a. and 2.,
22 121.07 (6) (d), and 121.105 (1), (2) (am) 1. and 2. (intro.), and (5), the renumbering
23 and amendment of s. 121.07 (8), and the creation of s. 121.07 (8) (a) and (b) first apply
24 to the distribution of school aid in, and the calculation of revenue limits for, the
25 2020-21 school year.

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1 (2) HIGH-COST TRANSPORTATION AID. The treatment of s. 121.59 (2) (intro.), (2m)
2 (a) (intro.), 1., and 2. and (b), and (3) first applies to aid paid in the 2019-20 school
3 year.

4 (3) STATE AID FOR SUMMER CLASS TRANSPORTATION. The treatment of s. 121.58 (4)
5 first applies to state aid for transportation paid in the 2019-20 school year.

6 (4) PARENTAL CHOICE PROGRAMS; PROGRAM CAPS. The treatment of ss. 118.60 (3)
7 (am) and (ar) (intro.) and 5. and 119.23 (3) (ar), the renumbering and amendment of
8 s. 118.60 (3) (ar) 3. and 4., and the creation of s. 118.60 (3) (ar) 3. a. and b. and 4. a.
9 and b. first apply to an application to attend in a private school under s. 118.60 or
10 119.23 in the 2020-21 school year.

11 (5) PARENTAL CHOICE PROGRAMS; TRANSFERRING APPLICANTS BETWEEN PROGRAMS.
12 The treatment of ss. 118.60 (4v) (b), (c), and (d) and 119.23 (4v) (b), (c), (d), and (e) first
13 applies to counting pupils for the pupil participation limits under s. 118.60 (2) (be)
14 and the program caps under ss. 118.60 (2) (bh) 2. a. and b. and 119.23 (2) (b) for the
15 2020-21 school year.

16 (6) GRANTS FOR NATIONAL TEACHER CERTIFICATION OR MASTER EDUCATOR LICENSURE.
17 The renumbering and amendment of s. 115.42 (1) and (2) (c) and the creation of s.
18 115.42 (1c) and (2) (c) 1. b. and 2. first apply to grants awarded in the 2019-20 school
19 year.

20 (7) SUMMER SCHOOL GRANT PROGRAM. The treatment of s. 115.447 (2) (intro.) first
21 applies to the 2019-20 school year.

22 (8) ADDITIONAL SPECIAL EDUCATION AID. The treatment of ss. 20.255 (2) (bd) and
23 115.881 (2) and (3) first applies to aid paid in the 2019-20 school year.

24 **SECTION 9335. Initial applicability; Public Lands, Board of**
25 **Commissioners of.**

SENATE BILL 59**SECTION 9336**

1 **SECTION 9336. Initial applicability; Public Service Commission.**

2 **SECTION 9337. Initial applicability; Revenue.**

3 (1) REAL PROPERTY TAX ASSESSMENTS. The treatment of ss. 70.03 (1) and 70.32
4 (1), (1b), and (1d) first applies to the property tax assessments as of January 1, 2020.

5 (2) INCLUSION OF LOW-INCOME HOUSING CREDIT IN INCOME. The treatment of ss.
6 71.05 (6) (a) 15., 71.21 (4) (a), 71.26 (2) (a) 4., 71.34 (1k) (g), and 71.45 (2) (a) 10. first
7 applies to taxable years beginning on January 1, 2019.

8 (3) WHEFA BONDS, TAX EXEMPTION. The treatment of ss. 71.05 (1) (c) 14., 71.26
9 (1m) (o), and 71.45 (1t) (n) first applies to taxable years beginning on January 1 of
10 the year in which this subsection takes effect, except that if this subsection takes
11 effect after July 31 the treatment of ss. 71.05 (1) (c) 14., 71.26 (1m) (o), and 71.45 (1t)
12 (n) first applies to taxable years beginning on January 1 of the year following the year
13 in which this subsection takes effect.

14 (4) NET OPERATING LOSSES. The treatment of ss. 71.05 (8) (a), (b) 2., and (c) and
15 71.80 (25) (b) and the renumbering and amendment of ss. 71.05 (8) (b) 1. and 71.80
16 (25) (a) first apply to taxable years beginning after December 31, 2018.

17 (5) TAX-ADVANTAGED FIRST-TIME HOME BUYER ACCOUNTS. The treatment of ss.
18 71.05 (6) (a) 29. and (b) 54. and 55., 71.10 (4) (k) and (10), and 71.83 (1) (ch) first
19 applies to taxable years beginning on January 1, 2020.

20 (6) MOVING EXPENSES DEDUCTION. The treatment of ss. 71.01 (8j), 71.05 (6) (a)
21 30., 71.21 (7), 71.26 (3) (e) 4., 71.34 (1k) (o), and 71.45 (2) (a) 20. first applies to taxable
22 years beginning on January 1, 2019.

23 **SECTION 9338. Initial applicability; Safety and Professional Services.**

24 **SECTION 9339. Initial applicability; Secretary of State.**

25 **SECTION 9340. Initial applicability; State Fair Park Board.**

SENATE BILL 59**SECTION 9341**

1 **SECTION 9341. Initial applicability; Supreme Court.**

2 **SECTION 9342. Initial applicability; Technical College System.**

3 (1) REVENUE LIMITS. The treatment of s. 38.16 (3) (be) first applies to revenue
4 increases in the 2019-20 school year.

5 (2) NONRESIDENT TUITION EXEMPTION. The treatment of s. 38.22 (6) (e) first
6 applies to persons who enroll for the semester or session following the effective date
7 of this subsection.

8 **SECTION 9343. Initial applicability; Tourism.**

9 **SECTION 9344. Initial applicability; Transportation.**

10 (1) REGISTRATION FEES BASED ON GROSS WEIGHT. The treatment of s. 341.25 (2)
11 (a) to (q) first applies to an application for registration received by the department
12 of transportation on the effective date of this subsection.

13 (2) DRIVER'S CARDS. The treatment of ss. 66.1011 (1), 66.1201 (2m) (by SECTION
14 815), 66.1213 (3) (by SECTION 817), 66.1301 (2m) (by SECTION 819), 66.1333 (3) (e) 2.
15 (by SECTION 822), 86.195 (5) (c), 106.50 (1), (1m) (h) (by SECTION 1346) and (nm), and
16 (5m) (f) 1., 106.52 (3) (a) 1., 2., 3., 4., and 5., 111.31 (1), (2), and (3), 111.321, 194.025,
17 224.77 (1) (o), 230.01 (2) (b), 230.18, 234.29 (by SECTION 1861), 343.03 (3m), 343.14
18 (2j), 343.165 (1) (c) and (e), (3) (b) and (c), (4) (b) and (d), and (7) (a) (intro.) and (c),
19 343.17 (3) (a) 16., 343.20 (1) (a) and (f), (1m), and (2) (a), 343.50 (3) (a) and (b), (5) (b),
20 (bm), and (c), (6), (8) (c) 6., and (10) (c), 452.14 (3) (n), and 632.35, the renumbering
21 and amendment of s. 343.14 (2) (br) and (es), and the creation of s. 343.14 (2) (br) 2.
22 and (es) 2m. first apply to applications received by the department of transportation
23 on the effective date of this subsection.

24 **SECTION 9345. Initial applicability; Treasurer.**

SENATE BILL 59**SECTION 9346**

1 **SECTION 9346. Initial applicability; University of Wisconsin Hospitals**
2 **and Clinics Authority; Medical College of Wisconsin.**

3 **SECTION 9347. Initial applicability; University of Wisconsin System.**

4 (1) DENTIST LOAN ASSISTANCE PROGRAM. The treatment of s. 36.60 (2) (a) 2. and
5 (4m) (intro.) first applies to dentists whose applications for the program under s.
6 36.60 are received on the effective date of this subsection.

7 (2) NONRESIDENT TUITION EXEMPTION. The treatment of s. 36.27 (2) (cr) first
8 applies to persons who enroll for the semester or session following the effective date
9 of this subsection.

10 **SECTION 9348. Initial applicability; Veterans Affairs.**

11 **SECTION 9349. Initial applicability; Wisconsin Economic Development**
12 **Corporation.**

13 (1) REPORTING OF MATERIAL CHANGES TO CONTRACTS. The treatment of s. 238.116
14 first applies to contracts entered into, modified, or renewed on the effective date of
15 this subsection.

16 **SECTION 9350. Initial applicability; Workforce Development.**

17 (1) PREVAILING WAGE. The appropriate provisions regarding prevailing wage
18 first apply, with respect to a project of public works that is subject to bidding, to a
19 project for which the request for bids is issued on the effective date of this subsection
20 and, with respect to a project of public works that is not subject to bidding, to a project
21 the contract for which is entered into on the effective date of this subsection.

22 (2) DISCRIMINATION. The treatment of ss. 66.0903 (10) (d), 111.322 (2m) (c), and
23 229.8275 first applies to acts of discrimination that occur on the effective date of this
24 subsection.

SENATE BILL 59**SECTION 9350**

1 (3) UNEMPLOYMENT INSURANCE; DRUG TESTING. The treatment of ss. 108.04 (8) (b)
2 and 108.133 (4) (a) first applies to initial claims for benefits filed on the effective date
3 of this subsection.

4 (4) UNEMPLOYMENT INSURANCE; DELETION OF WAITING PERIOD. The treatment of
5 ss. 108.02 (26m) and 108.04 (3) and (11) (bm) first applies to benefit years beginning
6 on the effective date of this subsection.

7 (5) UNEMPLOYMENT INSURANCE; QUIT EXCEPTION. The treatment of s. 108.04 (7)
8 (t) 1. and 2. first applies to determinations issued under s. 108.09 on the effective date
9 of this subsection.

10 (6) UNEMPLOYMENT INSURANCE; SUITABLE WORK. The treatment of s. 108.04 (7)
11 (e) and (8) (c), (d), (dm), and (em) first applies to determinations issued under s.
12 108.09 on the effective date of this subsection.

13 (7) UNEMPLOYMENT INSURANCE; WORK SEARCH AND REGISTRATION WAIVERS. The
14 treatment of s. 108.04 (2) (a) (intro.) and 3., (b), (bb), (bd), and (bm) first applies to
15 initial claims for benefits filed on the effective date of this subsection.

16 (8) EMPLOYMENT DISCRIMINATION; CONSIDERATION OF CONVICTION RECORD. The
17 treatment of s. 111.335 (3) (a) and (ag) and (4) (b), (c) 1. (intro.), (e), and (f) 1. first
18 applies to an application for employment submitted to an employer on the effective
19 date of this subsection.

20 (9) UNEMPLOYMENT INSURANCE; SUBSTANTIAL FAULT. The treatment of s. 108.04
21 (5) (intro.) and (5g) first applies with respect to determinations issued under s.
22 108.09 on the effective date of this subsection.

23 **SECTION 9351. Initial applicability; Other.**

SENATE BILL 59**SECTION 9400**

1 **SECTION 9400. Effective dates; general.** Except as otherwise provided in
2 SECTIONS 9401 to 9451 of this act, this act takes effect on July 1, 2019, or on the day
3 after publication, whichever is later.

4 **SECTION 9401. Effective dates; Administration.**

5 (1) OFFICE OF SUSTAINABILITY AND CLEAN ENERGY. The treatment of ss. 15.105
6 (34), 16.954, 20.505 (4) (m) and (q), 20.923 (4) (c) 2m., 196.025 (7) (title) and (a) (intro.)
7 and 1., 2., and 3., and 230.08 (2) (ya) takes effect on October 1, 2019, or on the day
8 after publication, whichever is later.

9 **SECTION 9402. Effective dates; Agriculture, Trade and Consumer**
10 **Protection.**

11 **SECTION 9403. Effective dates; Arts Board.**

12 **SECTION 9404. Effective dates; Building Commission.**

13 **SECTION 9405. Effective dates; Child Abuse and Neglect Prevention**
14 **Board.**

15 **SECTION 9406. Effective dates; Children and Families.**

16 (1) ANNUAL FEE FOR RECEIVING CHILD SUPPORT OR FAMILY SUPPORT PAYMENTS. The
17 treatment of s. 767.57 (1e) (c) takes effect on January 1, 2020.

18 (2) FOSTER CARE AND KINSHIP CARE RATES. The treatment of ss. 48.57 (3m) (am)
19 (intro.) and (3n) (am) (intro.) and 48.62 (4) takes effect on January 1, 2020, or on the
20 day after publication, whichever is later.

21 **SECTION 9407. Effective dates; Circuit Courts.**

22 **SECTION 9408. Effective dates; Corrections.**

23 (1) AGE OF ADULT JURISDICTION.

24 (a) The treatment of ss. 48.02 (1d) and (2), 48.44, 48.45 (1) (a) and (am) and (3),
25 118.163 (4), 125.07 (4) (d) and (e) 1., 125.085 (3) (bt), 165.83 (1) (c) 1. and 2., 301.12

SENATE BILL 59**SECTION 9408**

1 (2m) and (14) (a), 302.31 (7), 938.02 (1) and (10m), 938.12 (2), 938.18 (2), 938.183 (3),
2 938.255 (1) (intro.), 938.34 (8), 938.343 (2), 938.344 (3), 938.35 (1m), 938.355 (4) (b)
3 and (4m) (a), 938.39, 938.44, 938.45 (1) (a) and (3), 938.48 (4m) (title), (a), and (b) (by
4 SECTION 2175) and (14) (by SECTION 2177), 938.57 (3) (title), (a) (intro.), 1., and 3., and
5 (b), 939.632 (1) (e) 1. and 3., 946.50 (intro.), 948.01 (1), 948.11 (2) (am) (intro.), 948.45
6 (1), 948.60 (2) (d), 948.61 (4), 961.455 (title), (1), and (2), 961.46 (by SECTION 2224),
7 961.573 (2), 961.574 (2), 961.575 (1), (2), and (3), and 990.01 (3) and (20), subch. IX
8 (title) of ch. 48, and subch. IX (title) of ch. 938 and SECTION 9308 (1) of this act take
9 effect on January 1, 2021.

10 (b) The treatment of ss. 938.48 (4m) (b) (by SECTION 2176) and (14) (by SECTION
11 2178) takes effect on the date specified in the notice under 2017 Wisconsin Act 185,
12 section 110 (2) (b), or on January 1, 2021, whichever is later.

13 (2) GRANDFATHERED JUVENILE DETENTION FACILITIES. The treatment of ss. 938.22
14 (2) (d) (by SECTION 2153) and 938.34 (3) (f) 1. (by SECTION 2158) takes effect on the date
15 specified in the notice under 2017 Wisconsin Act 185, section 110 (2) (b).

16 **SECTION 9409. Effective dates; Court of Appeals.**

17 **SECTION 9410. Effective dates; District Attorneys.**

18 **SECTION 9411. Effective dates; Educational Communications Board.**

19 **SECTION 9412. Effective dates; Elections Commission.**

20 **SECTION 9413. Effective dates; Employee Trust Funds.**

21 **SECTION 9414. Effective dates; Employment Relations Commission.**

22 **SECTION 9415. Effective dates; Ethics Commission.**

23 **SECTION 9416. Effective dates; Financial Institutions.**

24 **SECTION 9417. Effective dates; Governor.**

SENATE BILL 59**SECTION 9418**

1 **SECTION 9418. Effective dates; Health and Educational Facilities**
2 **Authority.**

3 **SECTION 9419. Effective dates; Health Services.**

4 (1) MENDOTA JUVENILE TREATMENT CENTER. The treatment of s. 46.057 (1) (by
5 SECTION 438) takes effect on the effective date specified in 2017 Wisconsin Act 185,
6 section 112 (1).

7 (2) MEDICAID EXPANSION. The treatment of ss. 20.435 (4) (jw) and 49.45 (23)
8 takes effect on January 1, 2020.

9 **SECTION 9420. Effective dates; Higher Educational Aids Board.**

10 **SECTION 9421. Effective dates; Historical Society.**

11 **SECTION 9422. Effective dates; Housing and Economic Development**
12 **Authority.**

13 **SECTION 9423. Effective dates; Insurance.**

14 (1) NONRESIDENT AGENT APPOINTMENT FEE. The treatment of s. 601.31 (1) (n)
15 takes effect on January 1, 2020.

16 (2) COVERAGE OF INDIVIDUALS WITH PREEXISTING CONDITIONS, ESSENTIAL HEALTH
17 BENEFITS, AND PREVENTIVE SERVICES. The treatment of ss. 40.51 (8) and (8m), 66.0137
18 (4), 120.13 (2) (g), 185.983 (1) (intro.), 609.713, 609.847, 625.12 (1) (a) and (e) and (2),
19 625.15 (1), 628.34 (3) (a), 632.728, 632.746 (1) (a) and (b), (2) (a), (c), (d), and (e), (3)
20 (a) and (d) 1., 2., and 3., (5), and (8) (a) (intro.), 632.748 (2), 632.76 (2) (a) and (ac) 1.,
21 2., and 3., 632.795 (4) (a), 632.895 (8) (d), (13m), (14) (a) 1. i., j., and k. to o., (b), (c)
22 and (d) 3., (14m), (16m) (b), and (17) (b) 2. and (c), and 632.897 (11) (a) and SECTION
23 9323 (1) of this act take effect on the first day of the 4th month beginning after
24 publication.

25 **SECTION 9424. Effective dates; Investment Board.**

SENATE BILL 59**SECTION 9425**

1 **SECTION 9425. Effective dates; Joint Committee on Finance.**

2 **SECTION 9426. Effective dates; Judicial Commission.**

3 **SECTION 9427. Effective dates; Justice.**

4 (1) OFFICE OF SCHOOL SAFETY TRANSFER. The treatment of ss. 15.253 (3), 20.455
5 (2) (f) and (im), 20.923 (4) (c) 6., 115.28 (15) (a) and (b), 118.017 (1) (a), 119.04 (1) (by
6 SECTION 1639), 165.28 (intro.), (1), (2), and (3), 165.88 (title), (1) (intro.), (a), (b), (c),
7 and (d), (2), (3), and (4), and 230.08 (2) (wc), and subch. VIII (title) of ch. 115, the
8 renumbering of subch. VII (title) of ch. 115, the creation of subch. VII (title) of ch. 115,
9 and SECTION 9127 (1) of this act take effect on January 1, 2020.

10 (2) DIVERSION PILOT PROGRAM. The repeal of s. 20.455 (2) (en) takes effect on July
11 1, 2021.

12 **SECTION 9428. Effective dates; Legislature.**

13 **SECTION 9429. Effective dates; Lieutenant Governor.**

14 **SECTION 9430. Effective dates; Local Government.**

15 **SECTION 9431. Effective dates; Military Affairs.**

16 **SECTION 9432. Effective dates; Natural Resources.**

17 **SECTION 9433. Effective dates; Public Defender Board.**

18 **SECTION 9434. Effective dates; Public Instruction.**

19 (1) WISCONSIN READING CORPS. The treatment of s. 20.255 (3) (fr) takes effect on
20 July 1, 2019.

21 (2) SPARSITY AID. The treatment of s. 115.436 (2) (intro.), (b), and (c) and (3) (ac),
22 (ag), and (b) takes effect on July 1, 2020.

23 (3) PERSONAL ELECTRONIC COMPUTING DEVICES; GRANT PROGRAM. The repeal of ss.
24 20.255 (2) (aw) and 115.438 takes effect on July 1, 2020.

SENATE BILL 59**SECTION 9434**

1 (4) SCHOOL PERFORMANCE IMPROVEMENT GRANTS. The treatment of s. 20.255 (2)
2 (dg) and the repeal of s. 115.387 take effect on July 1, 2020.

3 (5) SUPPLEMENTAL SPECIAL EDUCATION AID. The treatment of ss. 20.255 (2) (be),
4 115.881 (4), and 115.883 takes effect on July 1, 2020.

5 (6) TEACHER LICENSURE IN CERTAIN PRIVATE SCHOOLS. The treatment of s. 118.19
6 (1), (1b), (1c) (b) (intro.), and (3) (b) takes effect on July 1, 2022.

7 **SECTION 9435. Effective dates; Public Lands, Board of Commissioners**
8 **of.**

9 **SECTION 9436. Effective dates; Public Service Commission.**

10 (1) OFFICE OF ENERGY INNOVATION. SECTION 9136 (2) of this act takes effect on
11 October 1, 2019, or on the day after publication, whichever is later.

12 (2) TECHNICAL ASSISTANCE. The treatment of ss. 196.025 (7) (b) and (c) and
13 196.38 (title) and (3) takes effect on October 1, 2019, or on the day after publication,
14 whichever is later.

15 **SECTION 9437. Effective dates; Revenue.**

16 (1) SALES AND USE TAX EXEMPTION FOR FARM-RAISED DEER. The treatment of s.
17 77.54 (62) takes effect on the first day of the 3rd month beginning after publication.

18 (2) TOBACCO PRODUCTS TAX; VAPOR PRODUCTS AND LITTLE CIGARS. The treatment
19 of ss. 139.44 (4), 139.75 (1m), (4t), (5b), (12), and (14), 139.76 (1) and (1m), and 139.78
20 (1) and (1m), the renumbering of s. 139.83, the creation of s. 139.83 (2), and SECTION
21 9137 (1) of this act take effect on the first day of the 3rd month beginning after
22 publication.

23 (3) REPEAL OF SALES AND USE TAX EXEMPTION FOR GAME BIRDS AND CLAY PIGEONS.
24 The treatment of s. 77.54 (47) takes effect on the first day of the 3rd month beginning
25 after publication.

SENATE BILL 59**SECTION 9437**

1 (4) SALES TAX COLLECTION BY MARKETPLACE PROVIDERS. The treatment of ss.
2 66.0615 (1m) (f) 2. and (g), 77.51 (7i), (7j), (11d), (13) (intro.), (a), (c), (p) 7., and (q),
3 (13b), (14) (n) 7., and (17) (g), 77.52 (3m) and (14) (c), 77.523, 77.585 (1g) and (11),
4 77.982 (2), 77.991 (2), and 77.9951 (2) takes effect on the first day of the calendar
5 quarter that is at least 3 months after publication or, for a marketplace provider, the
6 day on which the marketplace provider is notified by the department of revenue
7 under s. 77.51 (13) (c), 2017 stats., to collect tax on sales made on behalf of 3rd-party
8 sellers, whichever is earlier.

9 (5) STATE DEBT COLLECTION; LOTTERY PAYMENTS. The treatment of ss. 71.93 (1) (d)
10 3. and 4., 565.10 (17), 565.12 (1) (intro.), and 565.30 (5) takes effect on the first day
11 of the 7th month beginning after publication.

12 **SECTION 9438. Effective dates; Safety and Professional Services.**

13 (1) DENTAL THERAPIST LICENSURE. The treatment of s. 15.405 (6) (am) takes effect
14 on the date the notice under SECTION 9138 (1) (a) of this act is published in the
15 Wisconsin Administrative Register.

16 **SECTION 9439. Effective dates; Secretary of State.**

17 **SECTION 9440. Effective dates; State Fair Park Board.**

18 **SECTION 9441. Effective dates; Supreme Court.**

19 **SECTION 9442. Effective dates; Technical College System.**

20 **SECTION 9443. Effective dates; Tourism.**

21 **SECTION 9444. Effective dates; Transportation.**

22 (1) DRIVER'S CARDS. The treatment of ss. 66.1011 (1), 66.1201 (2m) (by SECTION
23 815), 66.1213 (3) (by SECTION 817), 66.1301 (2m) (by SECTION 819), 66.1333 (3) (e) 2.
24 (by SECTION 822), 86.195 (5) (c), 106.50 (1), (1m) (h) (by SECTION 1346) and (nm), and
25 (5m) (f) 1., 106.52 (3) (a) 1., 2., 3., 4., and 5., 111.31 (1), (2), and (3), 111.321, 194.025,

SENATE BILL 59**SECTION 9444**

1 224.77 (1) (o), 230.01 (2) (b), 230.18, 234.29 (by SECTION 1861), 343.03 (3m), 343.14
2 (2j), 343.165 (1) (c) and (e), (3) (b) and (c), (4) (b) and (d), and (7) (a) (intro.) and (c),
3 343.17 (3) (a) 16., 343.20 (1) (a) and (f), (1m), and (2) (a), 343.50 (3) (a) and (b), (5) (b),
4 (bm), and (c), (6), (8) (c) 6., and (10) (c), 452.14 (3) (n), and 632.35, the renumbering
5 and amendment of s. 343.14 (2) (br) and (es), the creation of s. 343.14 (2) (br) 2. and
6 (es) 2m., and SECTION 9344 (2) of this act take effect on the first day of the 4th month
7 beginning after publication.

8 **SECTION 9445. Effective dates; Treasurer.**

9 **SECTION 9446. Effective dates; University of Wisconsin Hospitals and**
10 **Clinics Authority; Medical College of Wisconsin.**

11 **SECTION 9447. Effective dates; University of Wisconsin System.**

12 **SECTION 9448. Effective dates; Veterans Affairs.**

13 (1) GENERAL FUND SUPPLEMENT TO VETERANS TRUST FUND. The treatment of s.
14 20.485 (2) (db) takes effect on July 1, 2020.

15 **SECTION 9449. Effective dates; Wisconsin Economic Development**
16 **Corporation.**

17 **SECTION 9450. Effective dates; Workforce Development.**

18 (1) TRANSFER OF WORKER'S COMPENSATION FUNCTIONS. The treatment of ss. 40.65
19 (2) (a) and (b) 3. and 4., 102.01 (2) (ad), (ar), and (dm), 102.04 (2r) (b), 102.07 (8) (c),
20 102.11 (1) (am) 1., 102.12, 102.13 (1) (c), (d) 2., and 3., and (f), (2) (a), (3), (4), and (5),
21 102.14 (title), (1), and (2), 102.15 (1) and (2), 102.16 (1), (1m) (a), (b), and (c), (2) (a)
22 and (b), (2m) (a) and (b), and (4), 102.17 (1) (a) 1., 2., 3., and 4., (b), (c) 1., (d) 1., 2.,
23 3., and 4., (e), (f) 1., (g), and (h), (2), (2m), (2s), (7) (b) and (c), and (8), 102.175 (2) and
24 (3) (c), 102.18 (1) (b) 1., 2., and 3., (bg) 1., 2., and 3., (bp), (bw), (c), and (e), (2), (3), (4)
25 (c) 3. and (d), (5), and (6), 102.195, 102.22 (1) and (2), 102.23 (2), (3), and (5), 102.24

SENATE BILL 59**SECTION 9450**

1 (2), 102.25 (1), 102.26 (2), (3) (b) 1. and 3., and (4), 102.27 (2) (b), 102.28 (3) (c) and
2 (4) (c), 102.29 (1) (b) (intro.), (c), and (d), 102.30 (7) (a), 102.32 (1m) (intro.), (a), and
3 (c), and (d), (5), (6m), and (7), 102.33 (1) and (2) (a), (b) (intro.), 1., 2., and 4., (c), and
4 (d) 2., 102.35 (3), 102.42 (1m), (6), and (8), 102.425 (4m) (a) and (b), 102.43 (5) (b),
5 102.44 (2) and (6) (b), 102.475 (6), 102.48 (1), (2), and (3), 102.49 (3) and (6), 102.51
6 (3), (4), and (6), 102.55 (3), 102.555 (12) (a), 102.56 (1) and (2), 102.565 (1), (2), and
7 (3), 102.61 (1g) (c), (1m) (c), and (2), 102.62, 102.64 (1) and (2), 102.65 (3), 102.66 (1),
8 102.75 (1), and 227.43 (1) (bm), (2) (am), (3) (bm), and (4) (bm) and SECTION 9150 (1)
9 of this act take effect on January 1, 2020.

10 (2) UNEMPLOYMENT INSURANCE; DRUG TESTING. The treatment of ss. 108.04 (8) (a)
11 and (b), 108.133, 108.14 (8n) (e), 108.141 (7) (a), 108.16 (6m) (a), and 108.19 (1s) (a)
12 5. and SECTION 9350 (3) of this act take effect on the Sunday after publication.

13 (3) UNEMPLOYMENT INSURANCE BENEFITS; INCREASE. The treatment of s. 108.05
14 (1) (r) and (s) takes effect on the first Sunday of the 3rd month beginning after
15 publication.

16 (4) UNEMPLOYMENT INSURANCE; DELETION OF WAITING PERIOD. The treatment of
17 ss. 108.02 (26m) and 108.04 (3) and (11) (bm) and SECTION 9350 (4) of this act take
18 effect on the Sunday after publication.

19 (5) UNEMPLOYMENT INSURANCE; QUIT EXCEPTION. The treatment of s. 108.04 (7)
20 (t) 1. and 2. and SECTION 9350 (5) of this act take effect on the first Sunday after
21 publication.

22 (6) UNEMPLOYMENT INSURANCE; SUITABLE WORK. The treatment of s. 108.04 (7)
23 (e) and (8) (c), (d), (dm), and (em) and SECTION 9350 (6) of this act take effect on the
24 date the notice under SECTION 9150 (3) is published in the Wisconsin Administrative
25 Register or on January 3, 2021, whichever occurs first.

