



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBb1479/1
ALL:all:all

**SENATE AMENDMENT 1,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2009 ASSEMBLY BILL 75**

June 17, 2009 – Offered by Senators DECKER and MILLER.

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 1, line 3: delete the material beginning with that line and ending with
page 2, line 5.
- 3 **2.** Page 2, line 11: delete the material beginning with that line and ending with
page 3, line 2.
- 4 **3.** Page 4, line 18: delete the material beginning with that line and ending with
page 5, line 2.
- 5 **4.** Page 6, line 10: delete lines 10 to 14 and substitute:
- 6 “13.48 (14) (a) In this subsection, “agency” has the meaning given for “state
7 agency” in s. 20.001 (1), except that during the period prior to July 1, 2007, and the
8 period beginning on October 27, 2007, and ending on June 30, 2009, and the period
9 beginning on the effective date of this paragraph [LRB inserts date], and ending

1 on June 30, 2011, the term does not include the Board of Regents of the University
2 of Wisconsin System.”.

3 **5.** Page 8, line 2: after that line insert:

4 “**SECTION 19gb.** 13.48 (39b) of the statutes is created to read:

5 13.48 (**39b**) DEBT INCREASE FOR CONSTRUCTION OF AN ENGINEERING EDUCATION
6 FACILITY AT MARQUETTE UNIVERSITY. (a) The legislature finds and determines that it
7 is vital for economic development in this state to ensure the availability of a sufficient
8 number of engineers to meet the needs of businesses and residents of this state. It
9 is therefore in the public interest, and it is the public policy of this state, to assist
10 private institutions in this state, including Marquette University, in the construction
11 of a facility that will be used for engineering education.

12 (b) The building commission may authorize up to \$10,000,000 of general fund
13 supported borrowing to aid in the construction of an engineering education facility
14 at Marquette University. The state funding commitment for the construction of the
15 facility shall be in the form of a construction grant to Marquette University. Before
16 approving any state funding commitment for such a facility and before awarding the
17 construction grant to Marquette University, the building commission shall
18 determine that all of the following conditions have been met:

19 1. Marquette University has secured additional funding commitments of at
20 least \$25,000,000 from nonstate revenue sources, the nonstate revenue sources are
21 reasonable and available, and the total funding commitments of the state and the
22 nonstate sources will permit Marquette University to enter into contracts for the
23 construction of the engineering education facility.

1 2. The engineering facility will not be used for the purpose of devotional
2 activities, religious worship, or sectarian instruction.

3 (c) If the building commission authorizes a construction grant to Marquette
4 University under par. (b), Marquette University shall provide the state with an
5 option to purchase the engineering education facility under the following conditions:

6 1. The option price shall be the appraised fair market value at the time that the
7 option is exercised, less a credit recognizing the amount of the state's construction
8 grant. The option shall be subject to any mortgage or other security interest of any
9 private lenders.

10 2. The option may be exercised only upon the occurrence of any of the following:

11 a. Suspension of operation of a program of engineering education at Marquette
12 University or any successor organization.

13 b. Foreclosure of the mortgage by a private lender.

14 (d) If the state does not exercise the option to purchase the engineering
15 education facility, and if the facility is sold to any 3rd party, any agreement to sell the
16 facility shall provide that the state has the right to receive an amount equal to the
17 construction grant under par. (b) from the net proceeds of any such sale after the
18 mortgage has been satisfied and all other secured debts have been paid. This right
19 shall be paramount to the right of Marquette University to the proceeds upon such
20 sale.”.

21 **6.** Page 16, line 19: delete that line.

22 **7.** Page 18, line 6: delete lines 6 to 18.

23 **8.** Page 20, line 14: delete lines 14 to 16.

24 **9.** Page 24, line 4: after that line insert:

1 “**SECTION 40w.** 15.793 of the statutes is created to read:

2 **15.793 Same; attached council. (1)** 911 COUNCIL. (a) There is created a 911
3 council attached to the public service commission under s. 15.03. The council shall
4 consist of the following members appointed for 3-year terms by the public service
5 commission:

6 1. One member recommended by the League of Wisconsin Municipalities.

7 2. One member recommended by the Wisconsin Counties Association.

8 3. One member recommended by the Wisconsin Chapter of the National
9 Emergency Number Association.

10 4. One member recommended by the Badger State Sheriff’s Association.

11 5. Two members who are representatives of commercial mobile radio service
12 providers, as defined in s. 196.01 (2g), operating in this state.

13 6. One member recommended by the Wisconsin Chapter of the Association of
14 Public Safety Communications Officials.

15 7. Two members recommended by the Wisconsin State Telecommunications
16 Association, one of whom is a representative of a local exchange carrier with fewer
17 than 50,000 access lines.

18 8. One member who is a representative of a voice over Internet protocol
19 provider.

20 9. One police chief member recommended by the Wisconsin Chiefs of Police
21 Association.

22 10. One fire chief member recommended by the Wisconsin State Fire Chiefs
23 Association.

24 11. One member recommended by the Wisconsin Emergency Management
25 Association.

1 12. One member who is a representative of the cable industry.

2 13. One member recommended by the Wisconsin Emergency Medical Services
3 Association.

4 (b) The 911 council shall meet at least twice annually. No member or staff of
5 the public service commission may serve as chairperson or vice chairperson of the 911
6 council. Members of the 911 council shall undertake their duties in a manner that
7 is competitively and technologically neutral to all service providers. The council
8 shall adopt guidelines for reimbursement of member expenses under s. 15.09 (6).

9 (c) The 911 council shall advise the public service commission administering
10 the 911 fund and on administering the 911 grant program and surcharge and
11 developing the statewide plan for enhanced 911 service under s. 256.35 (3g), on any
12 related rules, and on any other matters assigned to the council by the commission.”.

13 **10.** Page 25, line 22: delete the material beginning with that line and ending
with page 26, line 6.

14 **11.** Page 26, line 23: after that line insert:

15 “**SECTION 53n.** 16.18 (2) (f) of the statutes is created to read:

16 16.18 (2) (f) General operations.”.

17 **12.** Page 28, line 2: after that line insert:

18 “**SECTION 73L.** 16.40 (25) of the statutes is created to read:

19 16.40 (25) SUBMISSION OF AGENCY REQUESTS TO LEGISLATURE. During January of
20 the odd-numbered year, the department shall submit copies of the state agency
21 reports under s. 16.42 (1) (a) and (b) to the joint committee on finance and to the chief
22 clerk of each house of the legislature under s. 13.172 (3), for distribution to the

1 appropriate standing committees in the senate and the assembly that have
2 jurisdiction over the state agencies.”.

3 **13.** Page 28, line 22: delete the material beginning with that line and ending
with page 29, line 2.

4 **14.** Page 33, line 22: after “year” insert “for the performance of services of
agency employees who would have performed the services had they been hired or had
they not have been required to take an unpaid leave of absence”.

5 **15.** Page 40, line 16: delete the material beginning with that line and ending
with page 41, line 3.

6 **16.** Page 41, line 19: after that line insert:

7 “**SECTION 120b.** 16.957 (2) (a) (intro.) of the statutes is renumbered 16.957 (2)
8 (a) and amended to read:

9 16.957 (2) (a) *Low-income programs.* After holding a hearing, establish
10 programs to be administered by the department for awarding grants from the
11 appropriation under s. 20.505 (3) (r) to provide low-income assistance. In each fiscal
12 year, the amount awarded under this paragraph shall be sufficient to ensure that an
13 amount equal to 47% of the sum of the following, or the amount determined under
14 par. (d) 2m., is spent for weatherization and other energy conservation services:

15 **SECTION 120w.** 16.957 (2) (d) 2m. of the statutes is created to read:

16 16.957 (2) (d) 2m. In fiscal years 2009–10 and 2010–11, at the department’s
17 discretion, subtract no more than \$10,000,000 from the amount required to be spent
18 on weatherization and other energy conservation services under par. (a).

19 **SECTION 120y.** 16.957 (2) (d) 2m. of the statutes, as created by 2009 Wisconsin
20 Act (this act), is repealed.”.

1 **17.** Page 45, line 10: delete the material beginning with “between” and ending
with “entity” on line 11.

2 **18.** Page 46, line 20: delete lines 20 to 25.

3 **19.** Page 74, line 10: increase the dollar amount for fiscal year 2010–11 by
\$14,850,000 to increase funding for the purposes for which the appropriation is
made.

4 **20.** Page 95, line 1: after that line insert:
5 “(q) Environmental education SEG A 74,800 97,600”.

6 **21.** Page 95, line 3: increase the dollar amount for fiscal year 2009–10 by
\$40,278,000 and increase the dollar amount for fiscal year 2010–11 by \$221,000,000
to increase funding for the purposes for which the appropriation is made.

7 **22.** Page 95, line 5: increase the dollar amount for fiscal year 2010–11 by
\$11,431,000 to increase funding for the purpose for which the appropriation is made.

8 **23.** Page 96, line 2: after that line insert:
9 “(ch) Full-time open enrollment; sup-
10 plement GPR S -0- -0-”.

11 **24.** Page 96, line 23: increase the dollar amount for fiscal year 2010–11 by
\$3,000,000 to increase funding for the purpose for which the appropriation is made.

12 **25.** Page 98, line 8: after that line insert:
13 “(a) Youth safety grant GPR A 55,000 55,000”.

14 **26.** Page 103, line 24: after that line insert:

1 “(rm) Environmental program grants
2 and scholarships SEG A 200,000 200,000”.

3 **27.** Page 104, line 1: increase the dollar amount for fiscal year 2009–10 by
\$110,000 and increase the dollar amount for fiscal year 2010–11 by \$110,000 for the
purpose for which the appropriation is made.

4 **28.** Page 107, line 1: delete “A” and substitute “B”.

5 **29.** Page 117, line 14: after that line insert:

6 “(dx) Solid waste management – clean
7 sweep programs SEG A 77,200 77,200”.

8 **30.** Page 119, line 10: decrease the dollar amount for fiscal year 2009–10 by
\$14,100 and decrease the dollar amount for fiscal year 2010–11 by \$14,100 for the
purpose of decreasing funding for the payment of overtime to wardens.

9 **31.** Page 119, line 10: delete “training”.

10 **32.** Page 119, line 12: decrease the dollar amount for fiscal year 2009–10 by
\$6,000 and decrease the dollar amount for fiscal year 2010–11 by \$6,000 for the
purpose of decreasing funding for the payment of overtime to wardens.

11 **33.** Page 119, line 16: decrease the dollar amount for fiscal year 2009–10 by
\$1,500 and decrease the dollar amount for fiscal year 2010–11 by \$1,500 for the
purpose of decreasing funding for the payment of overtime to wardens.

12 **34.** Page 120, line 18: decrease the dollar amount for fiscal year 2009–10 by
\$5,500 and decrease the dollar amount for fiscal year 2010–11 by \$5,500 for the
purpose of decreasing funding for the payment of overtime to wardens.

1 **35.** Page 120, line 20: decrease the dollar amount for fiscal year 2009–10 by
\$1,600 and decrease the dollar amount for fiscal year 2010–11 by \$1,600 for the
purpose of decreasing funding for the payment of overtime to wardens.

2 **36.** Page 121, line 5: decrease the dollar amount for fiscal year 2009–10 by
\$90,300 and decrease the dollar amount for fiscal year 2010–11 by \$90,300 for the
purpose of decreasing funding for the payment of overtime to wardens.

3 **37.** Page 130, line 5: increase the dollar amount for fiscal year 2009–10 by
\$2,500,000 and increase the dollar amount for fiscal year 2010–11 by \$2,500,000 to
increase funding for the purpose for which the appropriation is made.

4 **38.** Page 152, line 8: increase the dollar amount for fiscal year 2009–10 by
\$57,000 and increase the dollar amount for fiscal year 2010–11 by \$124,400 for the
purpose of increasing funding for facilities costs for state traffic patrol posts in the
cities of Tomah and Spooner.

5 **39.** Page 154, line 3: decrease the dollar amount for fiscal year 2009–10 by
\$1,757,300 and decrease the dollar amount for fiscal year 2010–11 by \$898,000 for
the purpose of decreasing the authorized FTE positions for the department of
transportation by 23.1 SEG positions for driver card issuance.

6 **40.** Page 154, line 18: increase the dollar amount for fiscal year 2009–10 by
\$28,300 and increase the dollar amount for fiscal year 2010–11 by \$38,700 for the
purpose of of increasing funding for facilities costs for state traffic patrol posts in the
cities of Tomah and Spooner.

7 **41.** Page 162, line 3: after that line insert:

1 “(kp) American Indian juvenile place-
2 ments PR-S C -0- -0-”.

3 **42.** Page 165, line 11: after that line insert:

4 “(dj) Dental health clinic grant GPR A 600,000 -0-”.

5 **43.** Page 167, line 3: after that line insert:

6 “(kf) American Indian diabetes pre-
7 vention and control PR-S A 25,000 25,000”.

8 **44.** Page 169, line 2: decrease the dollar amount for fiscal year 2010–11 by
\$185,800 to decrease funding for the purpose of expanding the Family Care program
to Langlade County.

9 **45.** Page 169, line 2: increase the dollar amount for fiscal year 2009–10 by
\$3,000,000 and increase the dollar amount for fiscal year 2010–11 by \$3,000,000 for
to increase funding for the purposes for which the appropriation is made.

10 **46.** Page 169, line 2: increase the dollar amount for fiscal year 2009–10 by
\$1,301,300 and increase the dollar amount for fiscal year 2010–11 by \$1,296,300 for
the purpose of increasing funding for benefits under section 49.46 (2) (b) 6. e. of the
statutes.

11 **47.** Page 172, line 3: decrease the dollar amount for fiscal year 2009–10 by
\$2,113,500 and decrease the dollar amount for fiscal year 2010–11 by \$1,966,500 for
to decrease funding for the purposes for which the appropriation is made.

12 **48.** Page 175, line 11: increase the dollar amount for fiscal year 2009–10 by
\$27,300 and increase the dollar amount for fiscal year 2010–11 by \$61,700 to increase
funding for the purpose of expanding the Family Care program to Langlade County.

1 **69.** Page 272, line 5: after that line insert:

2 “**SECTION 225d.** 20.155 (3) (r) of the statutes is created to read:

3 20.155 (3) (r) *Enhanced 911 grants.* From the 911 fund, all moneys received
4 under s. 256.35 (3g) (a) 4. a. to award grants under and administer the requirements
5 of s. 256.35 (3g). In a fiscal year, no more than 1 percent of the moneys received under
6 s. 256.35 (3g) (a) 4. a. may be used for administrative purposes.”.

7 **70.** Page 272, line 9: delete “(6).” and substitute “(6).”.

8 **71.** Page 272, line 9: after that line insert:

9 “**SECTION 225L.** 20.155 (3) (t) of the statutes, as created by 2009 Wisconsin Act
10 (this act), is repealed.”.

11 **72.** Page 276, line 7: after that line insert:

12 “**SECTION 240b.** 20.255 (1) (q) of the statutes is created to read:

13 20.255 (1) (q) *Environmental education.* From income and interest in the
14 normal school fund, the amounts in the schedule for an environmental education
15 consultant in the department.”.

16 **73.** Page 276, line 11: after that line insert:

17 “**SECTION 242d.** 20.255 (2) (ch) of the statutes is created to read:

18 20.255 (2) (ch) *Full-time open enrollment; supplement.* A sum sufficient for
19 payments to school districts under s. 118.51 (16) (e).”.

20 **74.** Page 277, line 17: after that line insert:

21 “**SECTION 249m.** 20.255 (3) (a) of the statutes is created to read:

22 20.255 (3) (a) *Youth safety grant.* The amounts in the schedule for a grant to
23 a nonprofit organization under s. 115.28 (56).”.

1 **75.** Page 279, line 1: delete lines 1 to 3 and substitute “sale of real property
during the period before July 1, 2007, and the period beginning on October 27, 2007,
and ending on June 30, 2009, and the period beginning on the effective date of this
paragraph [LRB inserts date], and ending on June 30, 2011, to be used for the
operation.”.

2 **76.** Page 280, line 6: delete lines 6 to 8 and substitute “sale of real property
during the period beginning on October 27, 2007, and ending on June 30, 2009, and
the period beginning on the effective date of this paragraph [LRB inserts date],
and ending on June 30, 2011, to be used for the operation, maintenance, and capital”.

3 **77.** Page 281, line 8: delete lines 8 and 9 and substitute “~~period prior to July
1, 2007,~~ and the period beginning on October 27, 2007, and ending on June 30, 2009,
and the period beginning on the effective date of this paragraph [LRB inserts
date], and ending on June 30, 2011, to be used for general operations. In fiscal years
2007–08.”.

4 **78.** Page 281, line 22: delete lines 22 to 24 and substitute “the period
beginning on October 27, 2007, and ending on June 30, 2009, and the period
beginning on the effective date of this paragraph [LRB inserts date], and ending
on June 30, 2011, to be used for general operations. In fiscal year 2008–09.”.

5 **79.** Page 282, line 8: delete lines 8 to 14 and substitute:

6 “20.285 (1) (j) *Gifts and donations.* All moneys received from gifts, grants,
7 bequests and devises, except moneys received from the sale of real property during
8 ~~the period before July 1, 2007,~~ and the period beginning on October 27, 2007, and
9 ending on June 30, 2009, and the period beginning on the effective date of this
10 paragraph [LRB inserts date], and ending on June 30, 2011, to be administered

1 and expended in accordance with the terms of the gift, grant, bequest or devise to
2 carry out the purposes for which made and received.”.

3 **80.** Page 283, line 5: delete lines 5 to 11 and substitute:

4 “20.285 (1) (ka) *Sale of real property*. All net proceeds from the sale of real
5 property by the board under s. 36.34, 1969 stats., and s. 36.33, except net proceeds
6 received during the period before July 1, 2007, and the period beginning on October
7 27, 2007, and ending on June 30, 2009, and the period beginning on the effective date
8 of this paragraph ... [LRB inserts date], and ending on June 30, 2011, to be used for
9 the purposes of s. 36.34, 1969 stats., and s. 36.33, including the expenses enumerated
10 in s. 13.48 (2) (d) incurred in selling the real property under those sections.”.

11 **81.** Page 284, line 11: after that line insert:

12 “SECTION 261w. 20.285 (1) (rm) of the statutes is created to read:

13 20.285 (1) (rm) *Environmental program grants and scholarships*. From income
14 and interest in the normal school fund, the amounts in the schedule for grants and
15 scholarships under s. 36.49.”.

16 **82.** Page 286, line 19: after that line insert:

17 “SECTION 269g. 20.370 (2) (dx) of the statutes is created to read:

18 20.370 (2) (dx) *Solid waste management — clean sweep programs*. From the
19 agricultural management fund, the amounts in the schedule for administration of
20 the waste collection grants under ss. 287.16 and 287.17.”.

21 **83.** Page 286, line 19: after that line insert:

22 “SECTION 270m. 20.370 (3) (aq) of the statutes is amended to read:

23 20.370 (3) (aq) *Law enforcement — snowmobile enforcement and safety*
24 *training*. The amounts in the schedule from the snowmobile account in the

1 conservation fund for state law enforcement operations under ss. 350.055, 350.12 (4)
2 (a) 2m., 3., and 3m., and 350.155 and, for safety training and fatality reporting, and
3 for the funding for a snowmobile rail crossing under 2009 Wisconsin Act ... (this act),
4 section 9137 (6x).

5 **SECTION 270p.** 20.370 (3) (aq) of the statutes, as affected by 2009 Wisconsin Act
6 (this act), is repealed and recreated to read:

7 20.370 (3) (aq) *Law enforcement — snowmobile enforcement and safety*
8 *training.* The amounts in the schedule from the snowmobile account in the
9 conservation fund for state law enforcement operations under ss. 350.055, 350.12 (4)
10 (a) 2m., 3., and 3m., and 350.155 and for safety training and fatality reporting.”.

11 **84.** Page 287, line 11: after “state” insert “research by the department
concerning invasive species that are aquatic species, for”.

12 **85.** Page 287, line 12: delete “aquatic species” and substitute “aquatic
species”.

13 **86.** Page 288, line 8: after that line insert:

14 “**SECTION 275fn.** 20.370 (4) (mi) of the statutes is amended to read:

15 20.370 (4) (mi) *General program operations — private and public sources.*
16 From the general fund, all moneys not otherwise appropriated that are received from
17 private or public sources, other than state agencies and the federal government, for
18 facilities, materials or services provided by the department relating to the
19 management of the state’s water resources and the state’s fishery resources and all
20 moneys required under s. 283.31 (8) (c) to be credited to this appropriation to pay for
21 expenses associated with those facilities, materials or services.”.

22 **87.** Page 294, line 18: after that line insert:

1 **“SECTION 295j.** 20.395 (3) (cr) of the statutes is amended to read:

2 20.395 (3) (cr) *Southeast Wisconsin freeway rehabilitation, state funds.* As a
3 continuing appropriation, the amounts in the schedule for rehabilitation of
4 southeast Wisconsin freeways, including reconstruction and interim repair of the
5 Marquette interchange in Milwaukee County, and for the ~~grant~~ grants under s. 84.03
6 (3) (a) and (5). This paragraph does not apply to the installation, replacement,
7 rehabilitation, or maintenance of highway signs, traffic control signals, highway
8 lighting, pavement markings, or intelligent transportation systems, unless
9 incidental to rehabilitation of southeast Wisconsin freeways. No moneys may be
10 encumbered from this appropriation account after June 30, 2011. Notwithstanding
11 s. 20.001 (3) (c), any unencumbered balance in this appropriation account on July 1,
12 2011, shall be transferred to the appropriation account under par. (cq).”

13 **88.** Page 303, line 19: after that line insert:

14 **“SECTION 319e.** 20.410 (3) (kp) of the statutes is created to read:

15 20.410 (3) (kp) *American Indian juvenile placements.* All moneys transferred
16 from the appropriation account under s. 20.437 (1) (kz), to be used for out-of-home
17 placements of American Indian juveniles under s. 938.34.”

18 **89.** Page 305, line 6: after that line insert:

19 **“SECTION 326p.** 20.435 (1) (dj) of the statutes is created to read:

20 20.435 (1) (dj) *Dental health clinic grant.* The amounts in the schedule for the
21 grant under 2009 Wisconsin Act (this act), section 9122 (5px).

22 **SECTION 326r.** 20.435 (1) (dj) of the statutes, as created by 2009 Wisconsin Act
23 (this act), is repealed.”

24 **90.** Page 306, line 20: after that line insert:

1 “**SECTION 330r.** 20.435 (1) (kf) of the statutes is created to read:

2 20.435 (1) (kf) *American Indian diabetes prevention and control.* The amounts
3 in the schedule for activities under s. 250.20 (6) to prevent and control diabetes
4 among American Indians. All moneys transferred from the appropriation account
5 under s. 20.505 (8) (hm) 24. shall be credited to this appropriation account.
6 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
7 shall revert to the appropriation account under s. 20.505 (8) (hm).”.

8 **91.** Page 325, line 19: delete “50.031,” and substitute “50.031.”

9 **92.** Page 328, line 22: after that line insert:

10 “**SECTION 428v.** 20.435 (7) (bk) of the statutes is created to read:

11 20.435 (7) (bk) *Mental disease supplemental payments.* The amounts in the
12 schedule for the payments under 2009 Wisconsin Act (this act), section 9122 (5r).

13 **SECTION 428x.** 20.435 (7) (bk) of the statutes, as created by 2009 Wisconsin Act
14 (this act), is repealed.”.

15 **93.** Page 338, line 2: delete “courts.” and substitute “courts and for the purpose
of transferring an amount to be determined by the secretary of administration, not
to exceed \$50,000 in each fiscal year, to the appropriation account under s. 20.410 (3)
(kp).”.

16 **94.** Page 341, line 1: delete lines 1 to 20.

17 **95.** Page 354, line 25: after that line insert:

18 “**SECTION 542p.** 20.475 (1) (s) of the statutes is created to read:

19 20.475 (1) (s) *Salaries and fringe benefits; public benefits.* From the utility
20 public benefits fund, the amounts in the schedule for salaries and fringe benefits of

1 district attorneys and state employees of the office of the district attorney and for
2 payments under s. 978.045 (2) (b).

3 **SECTION 542s.** 20.475 (1) (s) of the statutes, as created by 2009 Wisconsin Act
4 (this act), is repealed.”.

5 **96.** Page 358, line 6: delete lines 6 to 9.

6 **97.** Page 362, line 15: after that line insert:

7 “**SECTION 587d.** 20.505 (8) (hm) 24. of the statutes is created to read:

8 20.505 (8) (hm) 24. The amount transferred to s. 20.435 (1) (kf) shall be the
9 amount in the schedule under s. 20.435 (1) (kf).”.

10 **98.** Page 362, line 16: delete that line and substitute:

11 “**SECTION 589b.** 20.511 (1) (b) of the statutes is amended to read:

12 20.511 (1) (b) *Election-related cost reimbursement.* ~~A sum sufficient~~
13 Biennially, the amounts in the schedule to reimburse municipalities for claims
14 allowed under s. 5.68 (7).

15 **SECTION 589e.** 20.511 (1) (be) of the statutes is amended to read:

16 20.511 (1) (be) *Investigations.* ~~A sum sufficient~~ The amounts in the schedule
17 for the purpose of financing the costs of investigations authorized by the board of
18 potential violations of chs. 5 to 12, subch. III of ch. 13, and subch. III of ch. 19.”.

19 **99.** Page 364, line 13: delete “*regional transit KRM*” and substitute
20 “southeastern regional transit”.

20 **100.** Page 365, line 7: delete lines 7 to 11.

21 **101.** Page 368, line 24: delete “*transit KRM*” and substitute “Southeastern
regional transit”.

1 **102.** Page 369, line 1: delete “regional transit KRM” and substitute
“southeastern regional transit”.

2 **103.** Page 369, line 8: after that line insert:

3 “**SECTION 632gb.** 20.855 (4) (fg) of the statutes is created to read:

4 20.855 (4) (fg) *Transfer to the transportation fund.* The amounts in the
5 schedule to be transferred to the transportation fund.”.

6 **104.** Page 371, line 21: after “(bh),” insert “(bi),”.

7 **105.** Page 381, line 10: after that line insert:

8 “**SECTION 655tm.** 20.866 (2) (zci) of the statutes is created to read:

9 20.866 (2) (zci) *Debt increase for construction of an engineering education*
10 *facility at Marquette University.* From the capital improvement fund, a sum
11 sufficient for the building commission to provide a grant to Marquette University, to
12 aid in the construction of an engineering education facility. The state may contract
13 public debt in an amount not to exceed \$10,000,000 for this purpose.”.

14 **106.** Page 385, line 18: after that line insert:

15 “**SECTION 657m.** 20.867 (3) (bi) of the statutes is created to read:

16 20.867 (3) (bi) *Debt increase for construction of an engineering education*
17 *facility at Marquette University.* A sum sufficient to reimburse s. 20.866 (1) (u) for
18 the payment of principal and interest costs incurred in financing the construction of
19 an engineering education facility at Marquette University, to make the payments
20 determined by the building commission under s. 13.488 (1) (m) that are attributable
21 to the proceeds of obligations incurred in financing the project, and to make
22 payments under an agreement or ancillary arrangement entered into under s. 18.06
23 (8) (a).”.

1 **107.** Page 387, line 21: delete the material beginning with that line and
ending with page 388, line 13.

2 **108.** Page 392, line 15: after that line insert:

3 “SECTION 665s. 25.17 (1) (kb) of the statutes is created to read:
4 25.17 (1) (kb) 911 fund (s. 25.985);”.

5 **109.** Page 392, line 15: after that line insert:

6 “SECTION 665s. 24.80 of the statutes is amended to read:

7 **24.80 Normal school fund.** The lands and moneys described in s. 24.79, not
8 being granted for any other specified purpose, accrue to the school fund under article
9 X, section 2, of the constitution; and having been found unnecessary for the support
10 and maintenance of common schools, are appropriated to the support and
11 maintenance of state universities and suitable libraries and apparatus therefor, and
12 to that end are set apart and denominated the “Normal School Fund”. All lands,
13 moneys, loans, investments and securities set apart to the normal school fund and
14 all swamp lands and income and interest received on account of the capital of that
15 fund constitute a separate and perpetual fund. All Except as provided in ss. 20.255
16 (1) (q) and 20.285 (1) (rm), all income and interest from the normal school fund shall
17 be paid into the general fund as general purpose revenue. Normal school fund
18 income, interest and revenues do not include expenses deducted from gross receipts
19 permitted under ss. 24.04 (2), 24.53 and 24.62 (1).”.

20 **110.** Page 392, line 17: after that line insert:

21 “SECTION 665w. 25.17 (1) (ku) of the statutes, as created by 2009 Wisconsin Act
22 (this act), is repealed.”.

23 **111.** Page 392, line 20: after that line insert:

1 “**SECTION 667m.** 25.18 (3) of the statutes is created to read:

2 25.18 (3) Notwithstanding s. 19.45 (4), investment board employees may
3 disclose information to other investment board employees who are also students
4 participating in a program in the School of Business at the University of
5 Wisconsin–Madison related to applied securities analysis, or participating in a
6 comparable program, if the only use of the information unrelated to investment
7 board purposes would be for purposes related to the program.”.

8 **112.** Page 394, line 10: after that line insert:

9 “**SECTION 675m.** 25.40 (1) (a) 27. of the statutes is created to read:

10 25.40 (1) (a) 27. Moneys received under s. 344.63 (1) (d) that are deposited in
11 a trust account for the benefit of the depositors and claimants.”.

12 **113.** Page 394, line 11: delete lines 11 and 12.

13 **114.** Page 396, line 6: after that line insert:

14 “**SECTION 681i.** 25.985 of the statutes is created to read:

15 **25.985 911 fund.** There is established a separate nonlapsible trust fund
16 designated as the 911 fund, consisting of deposits by the public service commission
17 under s. 256.35 (3g) (a) 4. a.”.

18 **115.** Page 396, line 11: after that line insert:

19 “**SECTION 682L.** 25.99 of the statutes, as created by 2009 Wisconsin Act (this
20 act), is repealed.”.

21 **116.** Page 397, line 8: delete lines 8 to 13.

22 **117.** Page 399, line 17: delete “research” and substitute “research by the
department concerning invasive species that are aquatic species and for”.

23 **118.** Page 400, line 4: delete lines 4 to 16.

1 **119.** Page 402, line 16: delete “research” and substitute “research by the
2 department concerning invasive species that are aquatic species and for”.

3 **120.** Page 403, line 18: delete “\$11.25” and substitute “\$14.25”.

4 **121.** Page 410, line 17: delete the material beginning with that line and
5 ending with page 411, line 21.

6 **122.** Page 413, line 13: after that line insert:

7 “SECTION 738s. 36.11 (55) of the statutes is created to read:

8 36.11 (55) REVIEW OF SYSTEM CONTRACTS WITH RESEARCH COMPANIES. The board
9 shall review any contract submitted by the system under s. 946.13 (12) (b) 2. b. to
10 determine whether entering into the contract would constitute a violation of s.
11 946.13 (1). The board shall complete the review and, if the board determines that
12 entering into the contract would constitute a violation of s. 946.13 (1), notify the
13 system of its determination within 45 days after the date of submittal.”.

14 **123.** Page 414, line 13: delete lines 13 to 25.

15 **124.** Page 417, line 16: after that line insert:

16 “SECTION 747rm. 36.49 of the statutes is created to read:

17 **36.49 Environmental program grants and scholarships.** From the
18 appropriation under s. 20.285 (1) (rm), the board shall annually do the following:

19 (1) Make need-based grants totaling \$100,000 to students who are members
20 of underrepresented groups and who are enrolled in a program leading to a
21 certificate or a bachelor’s degree from the Nelson Institute for Environmental
22 Studies at the University of Wisconsin-Madison.

1 (2) Provide annual scholarships totaling \$100,000 to students enrolled in the
2 sustainable management degree program through the University of
3 Wisconsin–Extension.”.

4 **125.** Page 419, line 3: delete lines 3 to 14.

5 **126.** Page 436, line 3: delete lines 3 to 12.

6 **127.** Page 441, line 6: before “632.895” insert “632.885”.

7 **128.** Page 441, line 11: after “632.855,” insert “632.885”.

8 **129.** Page 452, line 24: delete “\$1,296,500 in each fiscal year and,” and
9 substitute “\$1,365,500 in each fiscal year and,”.

10 **130.** Page 453, line 2: delete “2010–11, and” and substitute “2010–11”.

11 **131.** Page 453, line 3: delete lines 3 to 5 and substitute “for services for
12 juveniles placed at the Mendota”.

13 **132.** Page 456, line 20: delete that line.

14 **133.** Page 457, line 16: delete that line.

15 **134.** Page 501, line 22: delete “and” and substitute “and”.

16 **135.** Page 501, line 24: delete the material beginning with “and” and ending
17 with “Inc.” on page 502, line 1.

18 **136.** Page 524, line 11: after that line insert:

19 “**SECTION 1051n.** 48.648 of the statutes is created to read:

48.648 Foster children’s bill of rights. (1) The department and all county
departments and licensed child welfare agencies shall respect the rights of all foster
children. These rights shall include the right to all of the following:

- 1 (a) Live in a safe, healthy, and comfortable home where the foster child is
2 treated with respect.
- 3 (b) Be free from physical, sexual, emotional, or other abuse or corporal
4 punishment.
- 5 (c) Receive adequate and healthy food and adequate clothing.
- 6 (d) Receive medical, dental, vision, and mental health services.
- 7 (e) Be free from the administration of medication or chemical substances,
8 unless authorized by a physician.
- 9 (f) Contact family members, unless prohibited by court order.
- 10 (g) Visit and contact siblings, unless prohibited by court order.
- 11 (h) Contact the department, a county department, or a licensed child welfare
12 agency regarding violations of rights, to speak to representatives of those agencies
13 confidentially, and to be free from threats or punishments for making complaints.
- 14 (i) Make and receive confidential telephone calls and send and receive
15 confidential mail and electronic mail, if electronic mail is available at the foster
16 child's placement.
- 17 (j) Attend religious services and activities of the foster child's choice.
- 18 (k) Manage personal income, consistent with the foster child's age and
19 developmental level, unless prohibited by the foster child's case plan.
- 20 (L) Not be locked in any room.
- 21 (m) Attend school and participate in extracurricular, cultural, and personal
22 enrichment activities, consistent with the foster child's age and developmental level.
- 23 (n) Work as permitted under state and federal law and to develop job skills at
24 an age-appropriate level.

1 (o) Have social contacts with people outside of the child welfare system, such
2 as teachers, church members, mentors, and friends.

3 (p) Attend court hearings and speak to the judge.

4 (q) Have storage space for private use.

5 (r) Review the foster child’s permanency plan if he or she is over 12 years of age
6 and to receive information about that permanency plan and any changes to that
7 permanency plan.

8 (s) Be free from unreasonable searches of personal belongings.

9 (t) Have fair and equal access to all available services, placement, care,
10 treatment, and benefits, and to not be subjected to discrimination or harassment on
11 the basis of actual or perceived race, ethnicity, ancestry, national origin, religion, sex,
12 sexual orientation, mental or physical disability, or human immunodeficiency virus
13 status.

14 (u) Have access, if 16 years of age or over, to information regarding the
15 educational options available, including the prerequisites for vocational and
16 postsecondary education options and information regarding financial aid for
17 postsecondary education.

18 **(2)** When a child is placed in a foster home, the department, county
19 department, or licensed child welfare agency placing the child shall provide the child
20 with a written copy of the foster children’s bill of rights in the child’s primary
21 language, if possible, and shall inform the child of the rights provided by the foster
22 children’s bill of rights orally using language or means that are appropriate to the
23 child’s age and developmental level and that ensure that the child understands the
24 meaning of the bill of rights.

25 **SECTION 1051o.** 48.649 of the statutes is created to read:

1 **48.649 Foster parent's bill of rights.** (1) The department and all county
2 departments and licensed child welfare agencies shall respect the rights of all foster
3 parents. These rights shall include the right to all of the following:

4 (a) Be treated with dignity, respect, and consideration as a professional
5 member of the child welfare team.

6 (b) Be given training prior to receiving children in the home and appropriate
7 ongoing training to meet the foster parent's needs and improve the foster parent's
8 skills.

9 (c) Be informed of how to contact the appropriate agency in order to receive
10 information on and assistance in accessing supportive services for a foster child in
11 the foster parent's care.

12 (d) Receive timely financial reimbursement commensurate with the care needs
13 of a foster child in the foster parent's care as specified in the foster child's permanency
14 plan.

15 (e) Be provided a clear, written understanding of the permanency plan and case
16 plan of a child placed in the foster parent's care to the extent that those plans concern
17 the placement of the foster child in the foster parent's home.

18 (f) Be provided a fair, timely, and impartial investigation of complaints
19 concerning the foster parent's licensure, to be provided with the opportunity to have
20 a person of the foster parent's choosing present during the investigation, and to be
21 provided due process during the investigation.

22 (g) Receive information that is necessary and relevant to the care of a foster
23 child placed in the foster parent's care at any time during which the foster child is
24 placed with the foster parent.

1 (h) Be notified of scheduled meetings and provided with information relating
2 to the case management of a foster child placed in the foster parent’s care in order
3 to actively participate in the case planning and decision-making process regarding
4 the foster child.

5 (i) Be informed of decisions regarding a foster child placed in the foster parent’s
6 care made by the court or the agency responsible for the care and placement of the
7 foster child.

8 (j) Provide input concerning the case plan of a foster child placed in the foster
9 parent’s care and to have that input given full consideration in the same manner as
10 information presented by any other professional member of the child welfare team
11 and to communicate with other professionals who work with the foster child within
12 the context of the child welfare team, including therapists, physicians, and teachers.

13 (k) Be given, in a timely and consistent manner, any information a case worker
14 has regarding a foster child placed in the foster parent’s care and the child’s family
15 that is pertinent to the care and needs of the foster child and to the making of a case
16 plan for the foster child.

17 (L) Be given clear instruction on the disclosure of information concerning a
18 foster child placed in the foster parent’s care and the foster child’s family.

19 (m) Be given reasonable written notice of any changes to the permanency plan
20 of a foster child placed in the foster parent’s care, plans to remove a foster child from
21 the foster parent’s home, and the reasons for removing the foster child, except under
22 circumstances when the foster child is in imminent risk of harm.

23 (n) Be notified in a timely and complete manner of all court hearings and of the
24 rights of the foster parent at the hearing.

1 (o) Be considered as a placement option when a foster child who was formerly
2 placed with the foster parent reenters foster care, if that placement is consistent with
3 the best interest of the child and of any other children in the home.

4 (p) Have timely access to any administrative or judicial appeal processes and
5 to be free from acts of harassment and retaliation by any other party when exercising
6 the right to appeal.

7 (2) The department, county department, or licensed child welfare agency shall
8 provide a foster parent with a written copy of the foster parent’s bill of rights in his
9 or her primary language, if possible, when the department, county department, or
10 licensed child welfare agency issues or renews a foster care license.”.

11 **137.** Page 527, line 3: delete “48.658” and substitute “48.659”.

12 **138.** Page 527, line 4: delete “**48.658**” and substitute “**48.659**”.

13 **139.** Page 529, line 2: delete “and treatment foster parents”.

14 **140.** Page 529, line 4: delete “or treatment foster care”.

15 **141.** Page 559, line 16: delete the material beginning with that line and
ending with page 560, line 12.

16 **142.** Page 563, line 12: after that line insert:

17 “**SECTION 1161c.** 49.147 (4m) of the statutes is created to read:

18 49.147 (4m) SUBSIDIZED PRIVATE SECTOR EMPLOYMENT. (a) Subject to pars. (b) and
19 (cm), the department shall establish and administer a subsidized private sector
20 employment program, under which participants shall be paid the benefits under s.
21 49.148 (1) (d) for work in projects that the department determines would serve a
22 useful public purpose or projects the cost of which is partially or wholly offset by
23 revenue generated from such projects. An individual may participate in a project

1 under this subsection for a maximum of 6 months, with an opportunity for an
2 extension.

3 (b) Subject to par. (cm), the department shall begin operating the program
4 under this subsection only if all of the following occur:

5 1. The secretary structures the subsidized private sector employment program
6 in such a manner that the total cost for a participant in the program under this
7 subsection does not exceed what the total cost would be for the participant in the
8 community service job program administered under sub. (4).

9 2. The secretary determines that the cash flow to a participant in the subsidized
10 private sector employment program under this subsection, including the advance
11 payment of any tax credit, is not less than what the cash flow would be to the
12 participant in the community service job program administered under sub. (4).

13 3. The secretary determines that administering the subsidized private sector
14 employment program in the manner provided under this subsection is permitted
15 under federal law or under a waiver, or an amendment to a waiver, approved by the
16 federal department of health and human services for the operation of Wisconsin
17 Works.

18 (c) 1. If the secretary of children and families determines that a waiver, or an
19 amendment to a waiver, is necessary to administer the subsidized private sector
20 employment program in the manner provided under this subsection, the secretary
21 of children and families shall no later than September 30, 2009, request the waiver
22 or the amendment to the waiver from the secretary of the federal department of
23 health and human services to permit the secretary of children and families to
24 administer the subsidized private sector employment program in the manner
25 provided under this subsection.

1 2. If the secretary determines that administering the subsidized private sector
2 employment program in the manner provided under this subsection would
3 necessitate changes in the federal Temporary Assistance for Needy Families block
4 grant program legislation under 42 USC 601 et seq., the secretary shall pursue the
5 necessary changes to the federal legislation.

6 (cm) 1. Except as provided in subd. 2., the department may not begin operating
7 the program under this subsection before January 1, 2011.

8 2. If the department determines that a waiver, an amendment to a waiver, or
9 changes in the federal Temporary Assistance for Needy Families block grant
10 program legislation are necessary for administering the subsidized private sector
11 employment program in the manner provided under this section, the department
12 may not begin operating the program under this subsection before the later of the
13 following:

14 a. The waiver or waiver amendment is approved and in effect or the federal
15 legislation changes are adopted and in effect, or both, whichever is applicable.

16 b. January 1, 2011.

17 (d) 1. The department shall promulgate rules for the establishment and
18 administration of the program under this subsection.

19 2. The department may promulgate emergency rules under s. 227.24 for the
20 establishment and administration of this subsection for the period before the
21 effective date of any permanent rules promulgated under subd. 1., but not to exceed
22 the period authorized under s. 227.24 (1) (c) and (2). Notwithstanding s. 227.24 (1)
23 (a), (2) (b), and (3), the department is not required to provide evidence that
24 promulgating a rule under this subdivision as an emergency rule is necessary for the

1 preservation of the public peace, health, safety, or welfare and is not required to
2 provide a finding of emergency for a rule promulgated under this subdivision.”.

3 **143.** Page 564, line 13: after that line insert:

4 “SECTION 1172c. 49.148 (1) (intro.) of the statutes is amended to read:

5 49.148 (1) BENEFIT AND WAGE LEVELS FOR PARTICIPANTS IN EMPLOYMENT POSITIONS.

6 (intro.) A participant in a Wisconsin ~~works~~ Works employment position shall receive
7 the following wages or benefits:”.

8 **144.** Page 564, line 23: after that line insert:

9 “SECTION 1173c. 49.148 (1) (d) of the statutes is created to read:

10 49.148 (1) (d) *Subsidized private sector employment.* 1. In this paragraph,
11 “benefits” means compensation in the form of the state or federal minimum wage,
12 whichever is higher.

13 2. For a participant in subsidized private sector employment under s. 49.147
14 (4m), a monthly grant of not more than \$25, as well as benefits for each hour actually
15 worked in subsidized private sector employment, up to 20 hours per week.”.

16 **145.** Page 573, line 1: delete lines 1 to 10.

17 **146.** Page 578, line 21: delete that line and substitute:

18 “49.155 (6g) AUTHORIZED CHILD CARE HOURS. (a) 1. In this paragraph,
19 “department” means the department or the county department or agency
20 determining and authorizing the amount of child care for which an individual may
21 receive a subsidy under this section.

22 2. Except as provided in subd. 3., the department shall authorize no more than
23 12 hours of child care per day per child.

1 3. The department may authorize more than 12 hours, not exceeding 16 hours,
2 of child care per day for a child whose parent provides written documentation of work
3 or transportation requirements that exceed 12 hours in a day.

4 4. If the authorized hours of child care per day for a child will be reduced from
5 more than 12 to 12 or less because the child’s parent does not provide the written
6 documentation required under subd. 3., the department shall provide to the child’s
7 parent who is receiving the subsidy under this section and to the child’s child care
8 provider 4 weeks’ notice of the reduction in authorized hours before actually reducing
9 the child’s authorized hours.

10 (am) If’.

11 **147.** Page 579, line 9: delete “parents” and substitute “parent who is receiving
the subsidy under this section”.

12 **148.** Page 579, line 16: delete “(a)” and substitute “(am)”.

13 **149.** Page 579, line 19: delete “parents” and substitute “parent who is
receiving the subsidy under this section”.

14 **150.** Page 581, line 6: after that line insert:

15 “**SECTION 1216k.** 49.162 of the statutes is created to read:

16 **49.162 Transitional jobs demonstration project.** (1) In this section,
17 “Wisconsin Works” has the meaning given in s. 49.141 (1) (p).

18 (2) Subject to sub. (3) (b), the department shall conduct a demonstration
19 project, beginning on January 1, 2010, that offers transitional jobs to low-income
20 adults. To be eligible to participate in the demonstration project, an individual must
21 satisfy all of the following criteria:

22 (a) Be at least 21 but not more than 64 years of age.

1 (b) Be ineligible for Wisconsin Works.

2 (c) Have an annual household income that is below 150 percent of the poverty
3 line.

4 (d) Be unemployed for at least 4 weeks.

5 (e) Be ineligible to receive unemployment insurance benefits.

6 **(3)** (a) The department shall provide up to 2,500 transitional jobs under the
7 demonstration project. The jobs shall be allocated among Milwaukee County, Dane
8 County, Racine County, Kenosha County, Rock County, Brown County, and other
9 regions of the state, as determined by the department, in the same proportion as the
10 total number of Wisconsin Works participants are allocated among those counties
11 and other regions as of June 30, 2009.

12 (b) The department shall seek federal funds to pay for the cost of operating the
13 demonstration project, and may conduct the project only to the extent that the
14 department obtains federal funds.

15 (c) The department shall promulgate rules for the operation of the
16 demonstration project under this section.”.

17 **151.** Page 596, line 3: delete lines 3 to 14.

18 **152.** Page 609, line 13: after that line insert:

19 “**SECTION 1292n.** 49.45 (6u) (am) (intro.) of the statutes is amended to read:
20 49.45 **(6u)** (am) (intro.) Notwithstanding sub. (6m), from the appropriations
21 under s. 20.435 (4) (o), and (w), for reduction of operating deficits, as defined under
22 the methodology used by the department in December 2000, incurred by a facility
23 that is established under s. 49.70 (1) or that is owned and operated by a city, village,
24 or town, and as payment to care management organizations, the department ~~may not~~

1 ~~shall~~ distribute to these facilities and to care management organizations ~~more than~~
2 ~~\$37,100,000~~ a total of \$40,100,000 in each fiscal year, ~~as determined by the~~
3 ~~department~~. The total amount that a county certifies under this subsection may not
4 exceed 100% of otherwise-unreimbursed care. In distributing funds under this
5 subsection, the department shall perform all of the following:".

6 **153.** Page 611, line 13: after that line insert:

7 "SECTION 1301c. 49.45 (24d) of the statutes is created to read:

8 49.45 (24d) PRIMARY CARE PROVIDER; MANAGED CARE ORGANIZATIONS. (a) In this
9 subsection, "managed care organization" includes a health maintenance
10 organization, a limited service health organization, and a preferred provider plan.

11 (b) In a contract with a managed care organization to provide medical
12 assistance, the department shall require the managed care organization to assign to
13 each enrollee who receives medical assistance a primary care provider.

14 (c) The managed care organization under contract under par. (b) shall pay to
15 the primary care provider a monthly fee per each patient who is a recipient of medical
16 assistance for care coordination.".

17 **154.** Page 618, line 14: after that line insert:

18 "SECTION 1313h. 49.45 (43m) of the statutes is created to read:

19 49.45 (43m) CASE MANAGEMENT FOR CHILDREN WITH MEDICALLY COMPLEX
20 CONDITIONS. The department shall provide case management services to an
21 individual who is under 19 years of age and who is a recipient of medical assistance
22 and who has a medically complex condition.".

23 **155.** Page 619, line 12: after that line insert:

24 "SECTION 1313p. 49.45 (44g) of the statutes is created to read:

1 49.45 (44g) PRENATAL CARE COORDINATION; MANAGED CARE ORGANIZATIONS. (a) In
2 this subsection, “managed care organization” includes a health maintenance
3 organization, a limited service health organization, and a preferred provider plan.

4 (b) In a contract with a managed care organization to provide medical
5 assistance, the department shall require the managed care organization to provide
6 or contract with a prenatal care coordination program to serve recipients of medical
7 assistance.

8 (c) The managed care organization under contract under par. (b) shall ensure
9 that each enrollee who is pregnant and who is a recipient of medical assistance is
10 enrolled in the prenatal care coordination program under par. (b).”.

11 **156.** Page 619, line 22: after that line insert:

12 “**SECTION 1315n.** 49.45 (50m) of the statutes is created to read:

13 49.45 (50m) CHRONIC DISEASE MANAGEMENT; MANAGED CARE ORGANIZATIONS. (a)
14 In this subsection, “managed care organization” includes a health maintenance
15 organization, a limited service health organization, and a preferred provider plan.

16 (b) In a contract with a managed care organization to provide medical
17 assistance, the department shall require the managed care organization to provide
18 a chronic disease management and case coordination program for every recipient of
19 medical assistance diagnosed with diabetes, asthma, congestive heart failure,
20 coronary artery disease, or a primary or secondary behavioral health diagnosis,
21 including substance abuse and depression.”.

22 **157.** Page 626, line 20: after that line insert:

23 “**SECTION 1337n.** 49.471 (4) (d) of the statutes is created to read:

1 49.471 (4) (d) An individual is eligible to purchase coverage of the benefits
2 described in sub. (11) for himself or herself and for his or her spouse and dependent
3 children, at the full per member per month cost of coverage, if all of the following
4 apply:

5 1. The individual lost his or her employer–sponsored health care coverage as
6 a result of his or her employer’s or former employer’s bankruptcy.

7 2. After losing his or her employer–sponsored health care coverage, the
8 individual received health care coverage through a voluntary employment benefit
9 association that was established before August 2006.

10 3. The individual is not otherwise eligible for coverage under this section.

11 4. The individual is under 65 years of age.”.

12 **158.** Page 630, line 23: after that line insert:

13 “**SECTION 1353n.** 49.471 (11c) of the statutes is created to read:

14 49.471 (11c) **PODIATRISTS’ SERVICES.** Individuals who are eligible for the
15 childless adults demonstration project under s. 49.45 (23) shall have coverage for
16 podiatrists’ services under this section in addition to any other benefits for which
17 they have coverage.”.

18 **159.** Page 635, line 14: delete “2009–10” and substitute “2009–11”.

19 **160.** Page 635, line 22: delete the material beginning with that line and
ending with page 636, line 10.

20 **161.** Page 655, line 14: delete lines 14 to 17 and substitute:

21 “**SECTION 1424y.** 51.15 (2) (intro.) of the statutes is amended to read:

22 51.15 (2) **FACILITIES FOR DETENTION.** (intro.) The law enforcement officer or
23 other person authorized to take a child into custody under ch. 48 or to take a juvenile

1 into custody under ch. 938 shall transport the individual, or cause him or her to be
2 transported, for detention, if the county department of community programs in the
3 county in which the individual is to be detained approves the need for detention, and
4 for evaluation, diagnosis, and treatment if permitted under sub. (8) to any of the
5 following facilities:”.

6 **162.** Page 671, line 22: delete the material beginning with that line and
ending with page 672, line 4.

7 **163.** Page 672, line 11: delete “KRM” and substitute “southeastern regional
transit”.

8 **164.** Page 672, line 17: delete “KRM” and substitute “SOUTHEASTERN REGIONAL
TRANSIT”.

9 **165.** Page 672, line 18: on lines 18 and 23, delete “KRM” and substitute
“southeastern regional transit”.

10 **166.** Page 673, line 14: delete “county executive of”.

11 **167.** Page 673, line 15: after “County” insert “board chairperson”.

12 **168.** Page 673, line 23: after “Milwaukee” insert “and a stop at the
intersection of Lincoln Avenue and Bay Street in the city of Milwaukee”.

13 **169.** Page 675, line 22: after that line insert:

14 **“SECTION 1449o.** 59.605 (3) (d) of the statutes is created to read:

15 59.605 (3) (d) 1. Except as provided in subd. 2., if a county imposes the sales
16 tax described under s. 77.70 (3), its operating levy shall be reduced by at least \$67
17 million, and the operating levy limit which would otherwise apply shall be reduced
18 to reflect this reduction of its operating levy, to account for the elimination of the

1 county’s need to levy for transit, parks, culture, and emergency medical services due
2 to the provision described in s. 77.70 (3).

3 2. Subdivision 1. does not apply to the extent that the operating levy rate limit
4 is exceeded under par. (a).”.

5 **170.** Page 679, line 2: after that line insert:

6 “SECTION 1459m. 62.50 (18) (a) of the statutes is renumbered 62.50 (18) and
7 amended to read:

8 62.50 (18) No chief officer of either department or member of the fire
9 department may be deprived of any salary or wages for the period of time suspended
10 preceding an investigation or trial, unless the charge is sustained. ~~Except as~~
11 ~~provided in par. (b), no~~ No member of the police force may be discharged or suspended
12 under sub. (11) or (13) without pay or benefits until the matter that is the subject of
13 the ~~discharge or~~ suspension is disposed of by the board or the time for appeal under
14 sub. (13) passes without an appeal being made.

15 SECTION 1459n. 62.50 (18) (b) of the statutes is repealed.”.

16 **171.** Page 692, line 21: before “632.895” insert “632.885”.

17 **172.** Page 696, line 10: delete “4471m” and substitute “1471m”.

18 **173.** Page 699, line 17: after that line insert:

19 “SECTION 1478k. 66.0901 (1) (a) of the statutes is amended to read:

20 66.0901 (1) (a) “Municipality” means the state or a town, city, village, school
21 district, board of school directors, sewer district, drainage district, technical college
22 district, regional transit authority created under s. 66.1039, the KRM authority
23 created under s. 59.58 (7), or other public or quasi-public corporation, officer, board,

1 or other public body charged with the duty of receiving bids for and awarding any
2 public contracts.

3 **SECTION 1478m.** 66.0901 (1) (c) of the statutes is amended to read:

4 66.0901 (1) (c) “Public contract” means a contract for or an expenditure related
5 to the construction, execution, repair, remodeling, demolition, grading, alteration,
6 painting, decorating, or improvement of a public work, land, or building or for the
7 furnishing of supplies or material of any kind, proposals for which are required to be
8 advertised for by law. A public contract does not include a contract for or an
9 expenditure related to service and maintenance work.

10 **SECTION 1478o.** 66.0901 (1) (cs) of the statutes is created to read:

11 66.0901 (1) (cs) “Service and maintenance work” means work performed
12 directly by the municipality or county on facilities or equipment that is routinely
13 performed on those facilities or equipment to prevent breakdown or deterioration,
14 including minor pavement patching, but not overlays; pavement crack filling;
15 pavement chip or slurry seal with a projected life span of not longer than 5 years; road
16 shoulder maintenance; and cleaning of drainage and sewer ditches.

17 **SECTION 1478q.** 66.0901 (1m) of the statutes is created to read:

18 66.0901 (1m) COMPETITIVE BIDDING. (a) Notwithstanding sub. (1) (a), in this
19 subsection, “municipality” does not include the state, a school district, or a board of
20 school directors, but does include a county.

21 (b) Except as provided in pars. (c) and (e), a municipality shall let all public
22 contracts on the basis of competitive bids and shall award the contract to the lowest
23 responsible bidder.

24 (c) The provisions of par. (b) do not apply if any of the following applies:

25 1. The estimated cost of the public contract is less than \$25,000.

1 2. The public contract is in response to a public emergency, as determined by
2 the governing body of the municipality. Whenever the governing body by majority
3 vote determines that an emergency no longer exists, this subdivision no longer
4 applies.

5 3. All materials for the public contract are donated or all of the labor for the
6 public contract is provided by unpaid volunteers.

7 (d) Notwithstanding sub. (6), a municipality may not subdivide a public
8 contract into more than one public contract, allocate work or workers in any manner,
9 or transfer the jurisdiction of a public contract to avoid the requirements of par. (b).

10 (e) If no responsible bid is received, the municipality may contract with another
11 municipality, other than a county, or perform the work directly without complying
12 with par. (b).

13 (f) A public contract subject to the provisions of this subsection shall meet the
14 requirements of s. 779.14 (1m) (d).”.

15 **174.** Page 699, line 17: after that line insert:

16 “SECTION 1478t. 66.0903 (1) (am) of the statutes is created to read:

17 66.0903 (1) (am) “Bona fide economic benefit” has the meaning given in s.
18 103.49 (1) (am).”.

19 **175.** Page 699, line 17: after that line insert:

20 “SECTION 1478r. 66.0903 (1) (a) of the statutes is amended to read:

21 66.0903 (1) (a) “Area” means the county in which a proposed project of public
22 works that is subject to this section is located or, if the department determines that
23 there is insufficient wage data in that county, “area” means those counties that are
24 contiguous to that county or, if the department determines that there is insufficient

1 wage data in those counties, “area” means those counties that are contiguous to those
2 counties or, if the department determines that there is insufficient wage data in those
3 counties, “area” means the entire state or, if the department is requested to review
4 a determination under sub. (3) (br), “area” means the city, village or town in which
5 a proposed project of public works that is subject to this section is located.”.

6 **176.** Page 699, line 23: after “includes” insert “a local public body and
corporate created by constitution, statute, ordinance, rule, or order, including
specifically”.

7 **177.** Page 699, line 24: after “66.1039” insert “or the southeastern regional
transit authority created under s. 59.58 (7)”.

8 **178.** Page 699, line 24: after that line insert:

9 “**SECTION 1478x.** 66.0903 (1) (dr) of the statutes is created to read:

10 66.0903 (1) (dr) “Minor service and maintenance work” means a project of
11 public works that is limited to minor crack filling, chip or slurry sealing, or other
12 minor pavement patching, not including overlays, that has a projected life span of
13 no longer than 5 years; the depositing of gravel on an existing gravel road applied
14 solely to maintain the road; road shoulder maintenance; cleaning of drainage or
15 sewer ditches or structures; or any other limited, minor work on public facilities or
16 equipment that is routinely performed to prevent breakdown or deterioration.”.

17 **179.** Page 699, line 25: after that line insert:

18 “**SECTION 1479p.** 66.0903 (1) (g) 1. of the statutes is amended to read:

19 66.0903 (1) (g) 1. Except as provided in subd. 2., “prevailing wage rate” for any
20 trade or occupation engaged in the erection, construction, remodeling, repairing or
21 demolition, or improvement of any project of public works in any area means the

1 hourly basic rate of pay, plus the hourly contribution for health insurance benefits,
2 vacation benefits, pension benefits, and any other bona fide economic benefit, paid
3 directly or indirectly, for a majority of the hours worked in the trade or occupation
4 on projects in the area.

5 **SECTION 1479r.** 66.0903 (1) (g) 2. of the statutes is amended to read:

6 66.0903 (1) (g) 2. If there is no rate at which a majority of the hours worked in
7 the trade or occupation on projects in the area is paid, “prevailing wage rate” for any
8 trade or occupation engaged in the erection, construction, remodeling, repairing or,
9 demolition, or improvement of any project of public works in any area means the
10 average hourly basic rate of pay, weighted by the number of hours worked, plus the
11 average hourly contribution, weighted by the number of hours worked, for health
12 insurance benefits, vacation benefits, pension benefits, and any other bona fide
13 economic benefit, paid directly or indirectly for all hours worked at the hourly basic
14 rate of pay of the highest-paid 51% of hours worked in that trade or occupation on
15 projects in that area.

16 **SECTION 1479t.** 66.0903 (1) (h) of the statutes is created to read:

17 66.0903 (1) (h) “Project of public works” means a project involving the erection,
18 construction, repair, remodeling, demolition, or improvement, including any
19 alteration, painting, decorating, or grading, of a public facility, including land, a
20 building, or other infrastructure.”.

21 **180.** Page 700, line 1: after that line insert:

22 “**SECTION 1480b.** 66.0903 (1) (im) of the statutes is created to read:

23 66.0903 (1) (im) “Supply and installation contract” means a contract under
24 which the material is installed by the supplier, the material is installed by means of

1 simple fasteners or connectors such as screws or nuts and bolts and no other work
2 is performed on the site of the project of public works, and the total labor cost to
3 install the material does not exceed 20 percent of the total cost of the contract.”.

4 **181.** Page 700, line 4: delete “remodeled, repaired, or demolished” and
substitute “repaired, remodeled, demolished, or improved”.

5 **182.** Page 700, line 6: delete “or bridge construction” and substitute “bridge,
6 building, or other infrastructure”.

6 **183.** Page 700, line 7: delete that line and substitute:

7 “(b) A project erected, constructed, repaired, remodeled,”.

8 **184.** Page 700, line 8: after “demolished” insert “, or improved”.

9 **185.** Page 700, line 9: delete “66.0301 (2) or 83.035” and substitute “66.0301
10 (2), 83.03, 83.035, or 86.31 (2) (b)”.

10 **186.** Page 700, line 11: delete that line and substitute:

11 “(c) A project in which the completed facility is leased,”.

12 **187.** Page 700, line 14: delete that line and substitute “erection, construction,
13 repair, remodeling, demolition, or improvement of the facility.”.

13 **188.** Page 700, line 15: after “street,” insert “bridge,”.

14 **189.** Page 700, line 16: delete that line and substitute “road, street, bridge,
15 sanitary sewer, or water main is acquired by, or dedicated to, a local governmental
unit, including”.

15 **190.** Page 700, line 17: delete “(2) for ownership” and substitute “(2), for
ownership or maintenance”.

1 **191.** Page 700, line 18: delete the material beginning with that line and
ending with page 701, line 6 and substitute:

2 “**SECTION 1480e.** 66.0903 (3) (am) of the statutes is amended to read:

3 66.0903 (3) (am) A local governmental unit, before making a contract ~~by direct~~
4 ~~negotiation~~ or soliciting bids on a contract, for the erection, construction, remodeling,
5 repairing ~~or~~, demolition, or improvement of any project of public works, ~~including a~~
6 ~~highway, street or bridge construction project~~, shall apply to the department to
7 determine the prevailing wage rate for each trade or occupation required in the work
8 contemplated under contemplation in the area in which the work is to be done. The
9 department shall conduct investigations and hold public hearings as necessary to
10 define the trades or occupations that are commonly employed on projects of public
11 works that are subject to this section and to inform itself as to the prevailing wage
12 rates in all areas of the state for those trades or occupations, in order to determine
13 the prevailing wage rate for each trade or occupation. The department shall issue
14 its determination within 30 days after receiving the request and shall file the
15 determination with the requesting local governmental unit.

16 **SECTION 1480g.** 66.0903 (3) (ar) of the statutes is amended to read:

17 66.0903 (3) (ar) The department shall, by January 1 of each year, compile the
18 prevailing wage rates for each trade or occupation in each area. The compilation
19 shall, in addition to the current prevailing wage rates, include future prevailing
20 wage rates when those prevailing wage rates can be determined for any trade or
21 occupation in any area and shall specify the effective date of those future prevailing
22 wage rates. If a ~~construction~~ project of public works extends into more than one area
23 there shall be but one standard of prevailing wage rates for the entire project.”.

1 **192.** Page 700, line 24: delete “project is located” and substitute “work is to
2 be done”.

3 **193.** Page 701, line 13: after that line insert:

4 “**SECTION 1481f.** 66.0903 (3) (br) of the statutes is amended to read:

5 66.0903 (3) (br) In addition to the recalculation under par. (bm), the local
6 governmental unit that requested the determination under this subsection may
7 request a review of any portion of a determination within 30 days after the date of
8 issuance of the determination if the local governmental unit submits evidence with
9 the request showing that the prevailing wage rate for any given trade or occupation
10 included in the determination does not represent the prevailing wage rate for that
11 trade or occupation in the city, village, or town in which the proposed project of public
12 works is located. That evidence shall include wage rate information for the contested
13 trade or occupation on at least 3 similar projects located in the city, village, or town
14 where the proposed project of public works is located and on which some work has
15 been performed during the current survey period and which were considered by the
16 department in issuing its most recent compilation under par. (ar). The department
17 shall affirm or modify the determination within 15 days after the date on which the
18 department receives the request for review.”.

19 **194.** Page 701, line 18: after “project” insert “of public works”.

20 **195.** Page 702, line 8: after that line insert:

21 “**SECTION 1481j.** 66.0903 (4) (a) 1. of the statutes is amended to read:

22 66.0903 (4) (a) 1. All laborers, workers, mechanics, and truck drivers employed
23 on the site of a project of public works that is subject to this section.

24 **SECTION 1481L.** 66.0903 (4) (a) 2. of the statutes is amended to read:

1 66.0903 (4) (a) 2. All laborers, workers, mechanics, and truck drivers employed
2 in the manufacturing or furnishing of materials, articles, supplies, or equipment on
3 the site of a project of public works that is subject to this section or from a facility
4 dedicated exclusively, or nearly so, to a project of public works that is subject to this
5 section by a contractor, subcontractor, agent, or other person performing any work
6 on the site of the project.

7 **SECTION 1481m.** 66.0903 (4) (b) 1. of the statutes is amended to read:

8 66.0903 (4) (b) 1. The laborer, worker, mechanic, or truck driver is employed
9 to go to the source of mineral aggregate such as sand, gravel, or stone that is to be
10 immediately incorporated into the work, and not stockpiled or further transported
11 by truck, pick up that mineral aggregate, and deliver that mineral aggregate to the
12 site of a project of public works that is subject to this section by depositing the
13 material substantially in place, directly or through spreaders from the transporting
14 vehicle.

15 **SECTION 1481n.** 66.0903 (4) (b) 2. of the statutes is amended to read:

16 66.0903 (4) (b) 2. The laborer, worker, mechanic, or truck driver is employed
17 to go to the site of a project of public works that is subject to this section, pick up
18 excavated material or spoil from the site of the project, and transport that excavated
19 material or spoil away from the site of the project.”.

20 **196.** Page 702, line 9: delete lines 9 to 14.

21 **197.** Page 703, line 7: delete lines 7 and 8 and substitute:

22 “**SECTION 1482j.** 66.0903 (5) (c) of the statutes is created to read:

23 66.0903 (5) (c) Minor service or maintenance work, warranty work, or work
24 under a supply and installation contract.

1 **SECTION 1482L.** 66.0903 (8) of the statutes is amended to read:

2 66.0903 (8) POSTING. For the information of the employees working on the
3 project of public works, the prevailing wage rates determined by the department or
4 exempted local governmental unit, the prevailing hours of labor, and the provisions
5 of subs. (10) (a) and (11) (a) shall be kept posted by the local governmental unit in at
6 least one conspicuous and easily accessible place on the site of the project or, if there
7 is no common site on the project, at the place normally used by the local
8 governmental unit to post public notices.

9 **SECTION 1482n.** 66.0903 (9) (b) of the statutes is amended to read:

10 66.0903 (9) (b) Upon completion of a project of public works and before
11 receiving final payment for his or her work on the project, each agent or
12 subcontractor shall furnish the contractor with an affidavit stating that the agent
13 or subcontractor has complied fully with the requirements of this section. A
14 contractor may not authorize final payment until the affidavit is filed in proper form
15 and order.

16 **SECTION 1482p.** 66.0903 (9) (c) of the statutes is amended to read:

17 66.0903 (9) (c) Upon completion of a project of public works and before receiving
18 final payment for his or her work on the project, each contractor shall file with the
19 local governmental unit authorizing the work an affidavit stating that the contractor
20 has 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

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 **SECTION 1483d.** 66.0903 (10) (a) of the statutes is amended to read:

8 66.0903 (10) (a) Each contractor, subcontractor, or contractor's or
9 subcontractor's agent performing work on a project of public works that is subject to
10 this section shall keep full and accurate records clearly indicating the name and
11 trade or occupation of every person performing the work described in sub. (4) and an
12 accurate record of the number of hours worked by each of those persons and the
13 actual wages paid for the hours worked.”.

14 **198.** Page 703, line 16: delete lines 16 and 17 and substitute “apply to a
contractor, subcontractor, or agent if all persons employed by the contractor,
subcontractor, or agent who are performing the work described in sub. (4) are covered
under a collective bargaining agreement and the wage rates for those persons under
the collective bargaining agreement are not less than the prevailing wage rate. In
that case, the contractor,”.

15 **199.** Page 703, line 19: delete “the collective bargaining agreement” and
substitute “all collective bargaining agreements that are pertinent to the project of
public works”.

16 **200.** Page 704, line 4: after that line insert:

17 **SECTION 1483h.** 66.0903 (10) (b) of the statutes is amended to read:

1 66.0903 (10) (b) The department or the contracting local governmental unit
2 may demand and examine, and every contractor, subcontractor, and contractor’s or
3 subcontractor’s agent shall keep, and furnish upon request by the department or
4 local governmental unit, copies of payrolls and other records and information
5 relating to the wages paid to persons performing the work described in sub. (4) for
6 work to which this section applies. The department may inspect records in the
7 manner provided in ch. 103. Every contractor, subcontractor, or agent performing
8 work on a project of public works that is subject to this section is subject to the
9 requirements of ch. 103 relating to the examination of records.”.

10 **201.** Page 704, line 8: after “project” insert “of public works”.

11 **202.** Page 704, line 24: after that line insert:

12 “**SECTION 1484f.** 66.0903 (11) (a) of the statutes is renumbered 66.0903 (11) (a)
13 1. and amended to read:

14 66.0903 (11) (a) 1. Any contractor, subcontractor, or contractor’s or
15 subcontractor’s agent who fails to pay the prevailing wage rate determined by the
16 department under sub. (3) or who pays less than 1.5 times the hourly basic rate of
17 pay for all hours worked in excess of the prevailing hours of labor is liable to any
18 affected employee in the amount of his or her unpaid wages or his or her unpaid
19 overtime compensation and in an additional equal amount as liquidated damages.
20 ~~An action to recover the liability may be maintained in any court of competent~~
21 ~~jurisdiction by any~~ as provided under subd. 2., 3., or 4., whichever is applicable.

22 3. In addition to or in lieu of recovering the liability specified in subd. 1. as
23 provided in subd. 2., any employee for and in behalf of that employee and other
24 employees similarly situated. may commence an action to recover that liability in

1 any court of competent jurisdiction. In an action that is commenced before the end
2 of any period specified by the department under subd. 2., if the court finds that a
3 contractor, subcontractor, or contractor's or subcontractor's agent has failed to pay
4 the prevailing wage rate determined by the department under sub. (3) or has paid
5 less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
6 prevailing hours of labor, the court shall order the contractor, subcontractor, or agent
7 to pay to any affected employee the amount of his or her unpaid wages or his or her
8 unpaid overtime compensation and an additional amount equal to 100 percent of the
9 amount of those unpaid wages or that unpaid overtime compensation as liquidated
10 damages.

11 5. No employee may be a party plaintiff to ~~the~~ an action under subd. 3. or 4.
12 unless the employee consents in writing to become a party and the consent is filed
13 in the court in which the action is brought. Notwithstanding s. 814.04 (1), the court
14 shall, in addition to any judgment awarded to the plaintiff, allow reasonable attorney
15 fees and costs to be paid by the defendant.

16 **SECTION 1485g.** 66.0903 (11) (a) 2. of the statutes is created to read:

17 66.0903 (11) (a) 2. If the department determines upon inspection under sub.
18 (10) (b) or (c) that a contractor, subcontractor, or contractor's or subcontractor's agent
19 has failed to pay the prevailing wage rate determined by the department under sub.
20 (3) or has paid less than 1.5 times the hourly basic rate of pay for all hours worked
21 in excess of the prevailing hours of labor, the department shall order the contractor
22 to pay to any affected employee the amount of his or her unpaid wages or his or her
23 unpaid overtime compensation and an additional amount equal to 100 percent of the
24 amount of those unpaid wages or that unpaid overtime compensation as liquidated
25 damages within a period specified by the department in the order.

1 **SECTION 1485g.** 66.0903 (11) (a) 4. of the statutes is created to read:

2 66.0903 (11) (a) 4. In an action that is commenced after the end of any period
3 specified by the department under subd. 2., if the court finds that a contractor,
4 subcontractor, or contractor’s or subcontractor’s agent has failed to pay the
5 prevailing wage rate determined by the department under sub. (3) or has paid less
6 than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
7 prevailing hours of labor, the court shall order the contractor, subcontractor, or agent
8 to pay to any affected employee the amount of his or her unpaid wages or his or her
9 unpaid overtime compensation and an additional amount equal to 200 percent of the
10 amount of those unpaid wages or that unpaid overtime compensation as liquidated
11 damages.”.

12 **203.** Page 704, line 24: after that line insert:

13 “**SECTION 1484t.** 66.0903 (11) (b) 2. of the statutes is amended to read:

14 66.0903 (11) (b) 2. Whoever induces any person who seeks to be or is employed
15 on any project of public works that is subject to this section to give up, waive, or
16 return any part of the wages to which the person is entitled under the contract
17 governing the project, or who reduces the hourly basic rate of pay normally paid to
18 a person for work on a project that is not subject to this section during a week in which
19 the person works both on a project of public works that is subject to this section and
20 on a project that is not subject to this section, by threat not to employ, by threat of
21 dismissal from employment, or by any other means is guilty of an offense under s.
22 946.15 (1).

23 **SECTION 1484v.** 66.0903 (11) (b) 3. of the statutes is amended to read:

1 66.0903 (11) (b) 3. Any person employed on a project of public works that is
2 subject to this section who knowingly permits a contractor, subcontractor, or
3 contractor’s or subcontractor’s agent to pay him or her less than the prevailing wage
4 rate set forth in the contract governing the project, who gives up, waives, or returns
5 any part of the compensation to which he or she is entitled under the contract, or who
6 gives up, waives, or returns any part of the compensation to which he or she is
7 normally entitled for work on a project that is not subject to this section during a
8 week in which the person works both on a project of public works that is subject to
9 this section and on a project that is not subject to this section, is guilty of an offense
10 under s. 946.15 (2).”.

11 **204.** Page 705, line 2: after “project” insert “of public works”.

12 **205.** Page 705, line 8: after “project” insert “of public works”.

13 **206.** Page 705, line 13: after that line insert:

14 “**SECTION 1486f.** 66.0903 (12) (d) of the statutes is amended to read:

15 66.0903 (12) (d) Any person submitting a bid or negotiating a contract on a
16 project of public works that is subject to this section shall, on the date the person
17 submits the bid or negotiates the contract, identify any construction business in
18 which the person, or a shareholder, officer or partner of the person, if the person is
19 a business, owns, or has owned at least a 25% interest on the date the person submits
20 the bid or negotiates the contract or at any other time within 3 years preceding the
21 date the person submits the bid or negotiates the contract, if the business has been
22 found to have failed to pay the prevailing wage rate determined under sub. (3) or to
23 have paid less than 1.5 times the hourly basic rate of pay for all hours worked in
24 excess of the prevailing hours of labor.”.

1 **207.** Page 706, line 2: after that line insert:

2 “(am) “Bona fide economic benefit” has the meaning given in s. 103.49 (1)
3 (am).”.

4 **208.** Page 706, line 4: delete lines 4 to 19 and substitute:

5 “(c) “Direct financial assistance” means moneys, in the form of a grant or other
6 agreement or included as part of a contract, cooperative agreement, or any other
7 arrangement, including a redevelopment agreement under s. 66.1333 (5), economic
8 development agreement, contract under s. 66.1105 (3), or assistance provided under
9 s. 66.1109, that a local governmental unit directly provides or otherwise directly
10 makes available to assist in the erection, construction, repair, remodeling,
11 demolition, or improvement of a private facility. “Direct financial assistance” does
12 not include any of the following:

13 1. A public works contract, a supply procurement contract, a contract of
14 insurance or guaranty, a collective bargaining agreement, or any other contract
15 under which moneys are not directly provided or otherwise directly made available
16 for that assistance.

17 2. Any moneys allocated by the city of Milwaukee for the purchase of public
18 access easements that are located entirely in the Milwaukee Riverwalk Site Plan
19 Review Overlay District established by the city of Milwaukee, as amended to June
20 1, 2009, or for the construction of dockwalls, walkways, plazas, parks, private
21 roadways open to the public, or similar improvements, or for any other public
22 infrastructure improvements, that are located entirely in that district, if the work
23 on those improvements is subject to s. 66.0903 or is exempted from that section under
24 s. 66.0903 (6).”.

1 **209.** Page 706, line 22: after that line insert:

2 “(fm) “Minor service and maintenance work” means a publicly funded private
3 construction project that is limited to minor crack filling, chip or slurry sealing, or
4 other minor pavement patching, not including overlays, that has a projected life span
5 of no longer than 5 years; the depositing of gravel on an existing gravel road applied
6 solely to maintain the road; road shoulder maintenance; cleaning of drainage or
7 sewer ditches or structures; or any other limited, minor work on private facilities or
8 equipment that is routinely performed to prevent breakdown or deterioration.”.

9 **210.** Page 706, line 25: delete “or”.

10 **211.** Page 707, line 1: after “demolition” insert “, or improvement”.

11 **212.** Page 707, line 8: delete “or”.

12 **213.** Page 707, line 9: after “demolition” insert “, or improvement”.

13 **214.** Page 707, line 16: delete lines 16 to 18.

14 **215.** Page 707, line 19: delete “unit.” and substitute:

15 “(i) “Publicly funded private construction project” means a construction project
16 in which the developer, investor, or owner of the project receives direct financial
17 assistance from a local governmental unit for the erection, construction, repair,
18 remodeling, demolition, or improvement, including any alteration, painting,
19 decorating, or grading, of a private facility, including land, a building, or other
20 infrastructure.”.

21 **216.** Page 707, line 20: delete “that is subject to s 66.0903” and substitute “,
as defined in s. 66.0903 (1) (h),”.

22 **217.** Page 708, line 1: delete “facility” and substitute “residential property”.

1 **218.** Page 708, line 2: after that line insert:

2 “(im) “Supply and installation contract” means a contract under which the
3 material is installed by the supplier, the material is installed by means of simple
4 fasteners or connectors such as screws or nuts and bolts and no other work is
5 performed on the site of the publicly funded private construction project, and the
6 total labor cost to install the material does not exceed 20 percent of the total cost of
7 the contract.”.

8 **219.** Page 708, line 6: delete “or demolition” and substitute “, demolition, or
improvement”.

9 **220.** Page 709, line 9: delete “section.” and substitute “section in the
performance of erection, construction, remodeling, repair, demolition, or
improvement activities for which direct financial assistance is received.”.

10 **221.** Page 709, line 11: after “equipment” insert “for which direct financial
assistance is received”.

11 **222.** Page 710, line 9: delete lines 9 to 12.

12 **223.** Page 710, line 20: delete “project is located” and substitute “work is to
be done”.

13 **224.** Page 711, line 3: after “providing” insert “direct”.

14 **225.** Page 712, line 25: delete that line and substitute:

15 “(c) Minor service or maintenance work, warranty work, or work under a supply
16 and installation contract.”.

17 **226.** Page 715, line 1: delete lines 1 and 2 and substitute “apply to a
contractor, subcontractor, or agent if all persons employed by the contractor,

subcontractor, or agent who are performing the work described in sub. (3) are covered under a collective bargaining agreement and the wage rates for those persons under the collective bargaining agreement are not less than the prevailing wage rate. In that case, the contractor,”.

1 **227.** Page 715, line 4: delete “the collective bargaining agreement” and substitute “all collective bargaining agreements that are pertinent to the project”.

2 **228.** Page 715, line 15: after “providing” insert “direct”.

3 **229.** Page 717, line 1: delete lines 1 to 13 and substitute:

4 “(9) LIABILITY AND PENALTIES. (a) 1. Any contractor, subcontractor, or
5 contractor’s or subcontractor’s agent who fails to pay the prevailing wage rate
6 determined by the department under sub. (4) or who pays less than 1.5 times the
7 hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor
8 is liable to any affected employee in the amount of his or her unpaid wages or his or
9 her unpaid overtime compensation and in an additional amount as liquidated
10 damages as provided in subd. 2., 3., or 4., whichever is applicable.

11 2. If the department determines upon inspection under sub. (8) (b) or (c) that
12 a contractor, subcontractor, or contractor’s or subcontractor’s agent has failed to pay
13 the prevailing wage rate determined by the department under sub. (4) or has paid
14 less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
15 prevailing hours of labor, the department shall order the contractor to pay to any
16 affected employee the amount of his or her unpaid wages or his or her unpaid
17 overtime compensation and an additional amount equal to 100 percent of the amount
18 of those unpaid wages or that unpaid overtime compensation as liquidated damages
19 within a period specified by the department in the order.

1 3. In addition to or in lieu of recovering the liability specified in subd. 1. as
2 provided in subd. 2., any employee for and in behalf of that employee and other
3 employees similarly situated may commence an action to recover that liability in any
4 court of competent jurisdiction. In an action that is commenced before the end of any
5 period specified by the department under subd. 2., if the court finds that a contractor,
6 subcontractor, or contractor's or subcontractor's agent has failed to pay the
7 prevailing wage rate determined by the department under sub. (4) or has paid less
8 than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
9 prevailing hours of labor, the court shall order the contractor, subcontractor, or agent
10 to pay to any affected employee the amount of his or her unpaid wages or his or her
11 unpaid overtime compensation and an additional amount equal to 100 percent of the
12 amount of those unpaid wages or that unpaid overtime compensation as liquidated
13 damages.

14 4. In an action that is commenced after the end of any period specified by the
15 department under subd. 2., if the court finds that a contractor, subcontractor, or
16 contractor's or subcontractor's agent has failed to pay the prevailing wage rate
17 determined by the department under sub. (4) or has paid less than 1.5 times the
18 hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor,
19 the court shall order the contractor, subcontractor, or agent to pay to any affected
20 employee the amount of his or her unpaid wages or his or her unpaid overtime
21 compensation and an additional amount equal to 200 percent of the amount of those
22 unpaid wages or that unpaid overtime compensation as liquidated damages.

23 5. No employee may be a party plaintiff to an action under subd. 3. or 4. unless
24 the employee consents in writing to become a party and the consent is filed in the
25 court in which the action is brought. Notwithstanding s. 814.04 (1), the court shall,

1 in addition to any judgment awarded to the plaintiff, allow reasonable attorney fees
2 and costs to be paid by the defendant.”.

3 **230.** Page 717, line 23: delete “both on a” and substitute “both on a publicly
funded private construction”.

4 **231.** Page 718, line 8: delete “both on a” and substitute “both on a publicly
funded private construction”.

5 **232.** Page 721, line 20: delete the material beginning with “(a)” and ending
with “County” on line 25.

6 **233.** Page 723, line 4: after that line insert:

7 “(e) *Chequamegon Bay regional transit authority.* 1. The Chequamegon Bay
8 regional transit authority, a public body corporate and politic and a separate
9 governmental entity, is created if the governing bodies of the counties of Ashland and
10 Bayfield each adopt a resolution authorizing that county to become a member of the
11 authority and each resolution is ratified by the electors at a referendum held in each
12 county. Once created, this authority shall consist of the counties of Ashland and
13 Bayfield and any municipality located in whole or in part within these counties.
14 Once created, this authority may transact business and exercise any powers granted
15 to it under this section.

16 2. The jurisdictional area of the authority created under this subsection is the
17 combined territorial boundaries of the counties of Ashland and Bayfield.”.

18 **234.** Page 723, line 7: delete “(b)” and substitute “(c) 5.”.

19 **235.** Page 723, line 12: delete lines 12 to 18.

1 **236.** Page 724, line 4: after “authority,” insert “or from a city within the
jurisdictional area of the authority other than a city from which a member is
appointed under subd. 2. or 4.”.

2 **237.** Page 724, line 5: after “Association.” insert “A member appointed under
this subdivision may not serve more than one consecutive term. Board membership
under this subdivision shall follow a rotating order of succession and every village
or city eligible to have a member appointed from that village or city shall have such
a member appointed before any village or city has an opportunity to have another
member appointed under this subdivision.”.

3 **238.** Page 724, line 5: after that line insert:

4 “(f) 1. If an authority is created under sub. (2) (e), the board of directors of the
5 authority shall be determined by resolution of the governing bodies of the counties
6 of Ashland and Bayfield, except that all of the following shall apply:

7 a. The board of directors shall consist of not more than 17 members.

8 b. The board of directors shall include at least 3 members each from the
9 counties of Ashland and Bayfield, appointed by the county executive and approved
10 by the county board.

11 c. The board of directors shall include at least one member from the most
12 populous city of each county that is a member, appointed by the mayor of the city and
13 approved by the common council of the city.

14 d. The board of directors shall include at least one member from the authority’s
15 jurisdictional area, appointed by the governor.

16 2. If the governing bodies of the counties of Ashland and Bayfield are unable
17 to agree upon a composition of the board of directors as specified in subd. 1., the board

1 of directors of the authority shall be limited to the minimum members specified in
2 subd. 1. b. to d.”.

3 **239.** Page 724, line 12: after that line insert:

4 “4. The composition of the board of directors of the authority, as determined
5 under par. (f).”.

6 **240.** Page 727, line 6: delete “an advisory” and substitute “a”.

7 **241.** Page 727, line 8: after “77” insert “and the referendum is decided in the
affirmative”.

8 **242.** Page 727, line 8: delete “should” and substitute “may”.

9 **243.** Page 728, line 8: after that line insert:

10 “4. Notwithstanding subd. 1., an authority created under sub. (2) (e) may not
11 impose the taxes authorized under subd. 1. unless the authorizing resolution under
12 sub. (2) (e) 1., as well as the referendum question on the referendum ballot specified
13 in sub. (2) (e) 1., clearly identifies the maximum rate of the taxes that may be imposed
14 by the authority under subd. 1.”.

15 **244.** Page 728, line 9: delete lines 9 to 11.

16 **245.** Page 729, line 3: delete “subs. (4) and (4m),” and substitute “sub. (4),”.

17 **246.** Page 734, line 13: delete “sub. (15),” and substitute “subs. (15) and
(15m),”.

18 **247.** Page 734, line 13: delete the material beginning with “Except” and
ending with “rates” on line 14 and substitute “Rates”.

19 **248.** Page 735, line 13: delete lines 13 to 21.

20 **249.** Page 735, line 21: after that line insert:

1 “(15m) DANE COUNTY HIGHWAY PROJECTS. An authority created under sub. (2)
2 (b) may transfer revenues from taxes imposed by the authority under sub. (4) (s) to
3 any political subdivision within the authority’s jurisdictional area to fund highway
4 projects within the authority’s jurisdictional area. If any transfer is made under this
5 subsection, the authority’s board shall determine the recipients and amounts of all
6 such transfers.”.

7 **250.** Page 736, line 2: after that line insert:

8 “**SECTION 1488s.** 66.1103 (2) (k) 20. of the statutes is amended to read:

9 66.1103 (2) (k) 20. A shopping center, or an office building, convention or trade
10 center, hotel, motel or other nonresidential facility, which is located in or adjacent to
11 a blighted area as defined by s. 66.1105 (2) (a) ~~(ae)~~, 66.1331 (3) (a) or 66.1333 (2m)
12 (b) or in accordance with a redevelopment plan or urban renewal plan adopted under
13 s. 66.1331 (5) or 66.1333 (6).

14 **SECTION 1488u.** 66.1105 (2) (a) of the statutes is renumbered 66.1105 (2) (ae).

15 **SECTION 1488uc.** 66.1105 (2) (ab) of the statutes is created to read:

16 66.1105 (2) (ab) “Affordable housing” means housing that costs a household no
17 more than 30 percent of the household’s gross monthly income.

18 **SECTION 1488ue.** 66.1105 (2) (bq) of the statutes is created to read:

19 66.1105 (2) (bq) “Household” means an individual and his or her spouse and all
20 minor dependents.”.

21 **251.** Page 736, line 7: after that line insert:

22 “**SECTION 1489e.** 66.1105 (6) (c) of the statutes is amended to read:

23 66.1105 (6) (c) Except for tax increments allocated under par. (d), (dm), (e), ~~or~~
24 (f), or (g) all tax increments received with respect to a tax incremental district shall,

1 upon receipt by the city treasurer, be deposited into a special fund for that district.
2 The city treasurer may deposit additional moneys into such fund pursuant to an
3 appropriation by the common council. No moneys may be paid out of such fund
4 except to pay project costs with respect to that district, to reimburse the city for such
5 payments, to pay project costs of a district under par. (d), (dm), (e), ~~or (f)~~, or (g) or to
6 satisfy claims of holders of bonds or notes issued with respect to such district. Subject
7 to par. (d), (dm), (e), ~~or (f)~~, or (g), moneys paid out of the fund to pay project costs with
8 respect to a district may be paid out before or after the district is terminated under
9 sub. (7). Subject to any agreement with bondholders, moneys in the fund may be
10 temporarily invested in the same manner as other city funds if any investment
11 earnings are applied to reduce project costs. After all project costs and all bonds and
12 notes with respect to the district have been paid or the payment thereof provided for,
13 subject to any agreement with bondholders, if there remain in the fund any moneys
14 that are not allocated under par. (d), (dm), (e), ~~or (f)~~, or (g), they shall be paid over to
15 the treasurer of each county, school district or other tax levying municipality or to
16 the general fund of the city in the amounts that belong to each respectively, having
17 due regard for that portion of the moneys, if any, that represents tax increments not
18 allocated to the city and that portion, if any, that represents voluntary deposits of the
19 city into the fund.

20 **SECTION 1489i.** 66.1105 (6) (g) of the statutes is created to read:

21 66.1105 (6) (g) 1. After the date on which a tax incremental district created by
22 a city pays off the aggregate of all of its project costs, and notwithstanding the time
23 at which such a district would otherwise be required to terminate under sub. (7), a
24 city may extend the life of the district for one year if the city does all of the following:

1 a. The city adopts a resolution extending the life of the district for a specified
2 number of months. The resolution shall specify how the city intends to improve its
3 housing stock, as required in subd. 3.

4 b. The city forwards a copy of the resolution to the department of revenue,
5 notifying the department that it must continue to authorize the allocation of tax
6 increments to the district under par. (a).

7 2. If the department of revenue receives a notice described under subd. 1. b.,
8 it shall continue authorizing the allocation of tax increments to the district under
9 par. (a) during the district’s life, as extended by the city, as if the district’s costs had
10 not been paid off and without regard to whether any of the time periods specified in
11 par. (a) 2. to 8. would otherwise require terminating the allocation of such
12 increments.

13 3. If a city receives tax increments as described in subd. 2., the city shall use
14 at least 75 percent of the increments received to benefit affordable housing in the city.
15 The remaining portion of the increments shall be used by the city to improve the city’s
16 housing stock.”.

17 **252.** Page 750, line 5: delete “the occupied” and substitute “the”.

18 **253.** Page 752, line 10: after “is” insert “owned by a benevolent association
and”.

19 **254.** Page 752, line 10: delete “RETIREMENT” and substitute “BENEVOLENT
RETIREMENT”.

20 **255.** Page 752, line 14: delete “160” and substitute “100”.

21 **256.** Page 752, line 20: delete the material beginning with “For” and ending
with “excluded.” on line 22.

1 **257.** Page 753, line 13: after that line insert:

2 “**SECTION 1520f.** 70.32 (2) (c) 1g. of the statutes is amended to read:

3 70.32 (2) (c) 1g. “Agricultural land” means land, exclusive of buildings and
4 improvements and the land necessary for their location and convenience, that is
5 devoted primarily to agricultural use, as defined by rule, not including any land that
6 is platted or zoned for residential, commercial, or industrial use.”.

7 **258.** Page 753, line 14: delete lines 14 to 18.

8 **259.** Page 772, line 18: delete “KRM” and substitute “southeastern regional
transit”.

9 **260.** Page 773, line 21: delete lines 21 to 25 and substitute:

10 “**SECTION 1543.** 71.05 (6) (b) 9. of the statutes is amended to read:

11 71.05 (6) (b) 9. On farm assets held more than one year and on all farm assets
12 acquired from a decedent, to the extent that they are not subtracted under subd. 10.,
13 60% of the capital gain as computed under the ~~internal revenue code~~ Internal
14 Revenue Code, not including capital gains for which the federal tax treatment is
15 determined under section 406 of P.L. 99-514; not including amounts treated as
16 ordinary income for federal income tax purposes because of the recapture of
17 depreciation or any other reason; and not including amounts treated as capital gain
18 for federal income tax purposes from the sale or exchange of a lottery prize. In this
19 subdivision, “farm assets” mean livestock, farm equipment, farm real property, and
20 farm depreciable property. For purposes of this subdivision, the capital gains and
21 capital losses for all assets shall be netted before application of the percentage.”.

22 **261.** Page 774, line 1: delete lines 1 to 5.

23 **262.** Page 774, line 5: after that line insert:

1 “**SECTION 1543c.** 71.05 (6) (b) 32. (intro.) of the statutes is amended to read:

2 71.05 **(6)** (b) 32. (intro.) An amount paid into a college savings account, as
3 described in s. 14.64, if the beneficiary of the account is one of the following: the
4 claimant; the claimant’s child ~~and the claimant’s dependent who is claimed under~~
5 ~~section 151 (c) of the Internal Revenue Code~~; the claimant’s grandchild; the
6 claimant’s great-grandchild; or the claimant’s niece or nephew; calculated as
7 follows:

8 **SECTION 1543cc.** 71.05 (6) (b) 32. a. of the statutes is amended to read:

9 71.05 **(6)** (b) 32. a. An amount equal to not more than \$3,000 per beneficiary,
10 by each contributor, or \$1,500 by each contributor who is married and files
11 separately, to an account for each year to which the claim relates, except that the total
12 amount for which a deduction may be claimed under this subdivision and under
13 subd. 33., per beneficiary by any claimant may not exceed \$3,000 each year, or \$1,500
14 each year by any claimant who is married and files separately. In the case of a
15 married couple filing a joint return, the total deduction under this subdivision and
16 under subd. 33., per beneficiary by the married couple may not exceed \$3,000 each
17 year. In the case of divorced parents, the total deduction under this subdivision and
18 under subd. 33., per beneficiary by the formerly married couple, may not exceed
19 \$3,000, and the maximum amount that may be deducted by each former spouse is
20 \$1,500, unless the divorce judgment specifies a different division of the \$3,000
21 maximum that may be claimed by each former spouse.

22 **SECTION 1543ce.** 71.05 (6) (b) 33. (intro.) of the statutes is amended to read:

23 71.05 **(6)** (b) 33. (intro.) An amount paid into a college tuition and expenses
24 program, as described in s. 14.63, if the beneficiary of the account is one of the
25 following: the claimant; the claimant’s child ~~and the claimant’s dependent who is~~

1 ~~claimed under section 151 (c) of the Internal Revenue Code; the claimant's~~
2 ~~grandchild; the claimant's great-grandchild; or the claimant's niece or nephew;~~
3 ~~calculated as follows:~~

4 **SECTION 1543cg.** 71.05 (6) (b) 33. a. of the statutes is amended to read:

5 71.05 (6) (b) 33. a. An amount equal to not more than \$3,000 per beneficiary,
6 by each contributor, or \$1,500 by each contributor who is married and files
7 separately, to an account for each year to which the claim relates, except that the total
8 amount for which a deduction may be claimed under this subdivision and under
9 subd. 32., per beneficiary by any claimant may not exceed \$3,000 each year, or \$1,500
10 each year by any claimant who is married and files separately. In the case of a
11 married couple ~~filing a joint return~~, the total deduction under this subdivision and
12 under subd. 32., per beneficiary by the married couple may not exceed \$3,000 each
13 year. In the case of divorced parents, the total deduction under this subdivision and
14 under subd. 32., per beneficiary by the formerly married couple, may not exceed
15 \$3,000, and the maximum amount that may be deducted by each former spouse is
16 \$1,500, unless the divorce judgment specifies a different division of the \$3,000
17 maximum that may be claimed by each former spouse.”.

18 **263.** Page 793, line 23: after that line insert:

19 “**SECTION 1584p.** 71.07 (9e) (g) of the statutes is created to read:

20 71.07 (9e) (g) 1. If an individual claims the credit under this subsection and
21 claims the federal advance earned income tax credit, the individual may request that
22 his or her employer add to his or her paycheck an advance payment amount
23 calculated under subd. 2.

1 2. The advance payment amount that an individual’s employer shall add to the
2 individual’s paycheck, as described in subd. 1., shall be equal to a percentage of the
3 amount that the individual’s employer adds to the individual’s paycheck as an
4 advance earned income tax credit payment under federal law. The percentage shall
5 be the same percentage as is specified in par. (af), based on the number of qualifying
6 children that the individual has.

7 3. An employer may deduct from the aggregate amount that the employer
8 would otherwise be required to withhold from employee wages and forward to the
9 department, under ss. 71.64 and 71.65, the total amount of any advance payments
10 the employer makes under subd. 2.

11 4. The department shall prepare any forms and instructions that may be
12 necessary to facilitate the addition of the advance payment amount calculated under
13 subd. 2. to an individual’s paycheck and any changes to the withholding procedures
14 as described under subd. 3.”.

15 **264.** Page 798, line 9: delete lines 9 to 13.

16 **265.** Page 836, line 25: after that line insert:

17 “**SECTION 1621eb.** 71.255 (2m) of the statutes is created to read:

18 71.255 (**2m**) ELECTION TO INCLUDE EVERY MEMBER OF COMMONLY CONTROLLED
19 GROUP. (a) The designated agent as provided in sub. (7) may elect, without first
20 obtaining written approval from the department, to include in its combined group
21 every corporation in its commonly controlled group, regardless of whether such
22 corporations are engaged in the same unitary business as the designated agent.
23 Corporations included in the combined group by operation of this election are
24 required to use combined reporting only to the extent described in sub. (2). The

1 commonly controlled group shall calculate its Wisconsin income and apportionment
2 factors as provided under subs. (3), (4), and (5), and all income of all members of the
3 commonly controlled group, whether or not such income would otherwise be subject
4 to apportionment or allocable to a particular state in the absence of an election under
5 this subsection, shall be treated as apportionable income for purposes of the
6 combined report.

7 (b) The election under this subsection shall be executed by the designated agent
8 on an original, timely filed combined report. Any corporation that becomes
9 includable in the commonly controlled group subsequent to the year of election shall
10 have waived any objection to its inclusion in the combined report.

11 (c) An election under this subsection shall be binding for and applicable to the
12 taxable year for which it is made and for the next 9 taxable years. An election may
13 be renewed for another 10 taxable years, without prior written approval from the
14 department after it has been in effect for 10 taxable years. The renewal shall be made
15 on an original, timely filed return for the first taxable year after the completion of
16 a 10-year period for which an election under this subsection was in place. An election
17 that is not renewed shall be revoked. In the case of a revocation, a new election under
18 this subsection shall not be permitted in any of the immediately following 3 taxable
19 years.

20 (d) The department shall disregard the tax effect of an election under this
21 subsection, or disallow the election, with respect to any controlled group member or
22 members for any year of the election period, if the department determines that the
23 election has the effect of tax avoidance.”

24 **266.** [Page 838, line 5](#): after that line insert:

1 “**SECTION 1621km.** 71.255 (6) (a) of the statutes, as created by 2009 Wisconsin
2 Act 2, is amended to read:

3 71.255 (6) (a) Except as provided in ~~par.~~ pars. (b) and (c), no tax credit,
4 Wisconsin net business loss carry-forward, or other post-apportionment deduction
5 earned by one member of the combined group, but not fully used by or allowed to that
6 member, may be used in whole or in part by another member of the combined group
7 or applied in whole or in part against the total income of the combined group. A
8 member of a combined group may use a carry-forward of a credit, Wisconsin net
9 business loss carry-forward, or other post-apportionment deduction otherwise
10 allowable under s. 71.26 or 71.45, that was incurred by that same member in a
11 taxable year beginning before ~~March 6~~ January 1, 2009.”.

12 **267.** Page 838, line 20: after that line insert:

13 “**SECTION 1621Ld.** 71.255 (6) (c) of the statutes is created to read:

14 71.255 (6) (c) 1. Subject to the limitations provided under s. 71.26 (3) (n), for
15 each taxable year that a corporation that is a member of a combined group has an
16 unused credit or credit carry-forward under s. 71.28 (4) or (5) or 71.47 (4) or (5), the
17 corporation may, after using that credit or credit carry-forward to offset its own tax
18 liability for the taxable year, use that credit or credit carry-forward to offset the tax
19 liability of all other members of the combined group on a proportionate basis, to the
20 extent such tax liability is attributable to the unitary business.

21 2. Unless otherwise provided by the department by rule, if the corporation may
22 no longer be included in the combined group, as determined by this section, the
23 corporation’s unused credits shall be available only to that corporation.”.

24 **268.** Page 971, line 12: delete lines 12 to 18.

1 **269.** Page 972, line 18: delete the material beginning with that line and
ending with page 973, line 10.

2 **270.** Page 987, line 24: delete the material beginning with that line and
ending with page 988, line 22.

3 **271.** Page 989, line 23: delete “**REGIONAL**” and substitute
“**SOUTHEASTERN REGIONAL**”.

4 **272.** Page 989, line 24: delete “**FEE;**” and substitute “**FEE**”.

5 **273.** Page 989, line 24: delete “**TRANSIT KRM**” and substitute “**TRANSIT**”.

6 **274.** Page 989, line 25: delete that line.

7 **275.** Page 990, line 1: before that line insert:

8 “**SECTION 1829g.** 77.02 (1) of the statutes is amended to read:

9 77.02 (1) PETITION. The owner of an entire quarter quarter section, fractional
10 lot or government lot as determined by U.S. government survey plat, excluding
11 public roads and railroad rights-of-way that may have been sold, may file with the
12 department of natural resources a petition stating that the owner believes the lands
13 therein described are more useful for growing timber and other forest crops than for
14 any other purpose, that the owner intends to practice forestry thereon, that all
15 persons holding encumbrances thereon have joined in the petition and requesting
16 that such lands be approved as “Forest Croplands” under this subchapter. Whenever
17 any such land is encumbered by a mortgage or other indenture securing any issue
18 of bonds or notes, the trustee named in such mortgage or indenture or any
19 amendment thereto may join in such petition, and such action shall for the purpose
20 of this section be deemed the action of all holders of such bonds or notes. Land for

1 which a petition is submitted under sub. (4) is exempt from the size requirements
2 specified under this subsection.

3 **SECTION 1829j.** 77.02 (3) of the statutes is amended to read:

4 77.02 (3) DECISION, COPIES. (a) After receiving all the evidence offered at any
5 hearing held on the petition and after making such independent investigation as it
6 sees fit the department shall make its findings of fact and make and enter an order
7 accordingly. If it finds that the facts give reasonable assurance that a stand of
8 merchantable timber will be developed on such descriptions within a reasonable
9 time, and that such descriptions are then held permanently for the growing of timber
10 under sound forestry practices, rather than for agricultural, mineral, shoreland
11 development of navigable waters, recreational, residential or other purposes, and
12 that all persons holding encumbrances against such descriptions have in writing
13 agreed to the petition, the order entered shall grant the request of the petitioner on
14 condition that all unpaid taxes against said descriptions be paid within 30 days
15 thereafter; otherwise the department of natural resources shall deny the request of
16 the petitioner.

17 (b) If the request of the a petitioner is granted under par. (a) or sub. (4), a copy
18 of such order shall be filed with the department of revenue, the supervisor of
19 equalization and the clerk of each town, and the order shall be recorded with the
20 register of deeds of each county, in which any of the lands affected by the order are
21 located. The register of deeds shall record the entry, transfer or withdrawal of all
22 forest croplands in a suitable manner on the county records. The register of deeds
23 may collect recording fees under s. 59.43 (2) from the owner. Any

24 (c) Except as provided in sub. (4) (b), any order of the department relating to the
25 entry of forest croplands issued on or before November 20 of any year shall take effect

1 on January 1 of the following calendar year, but all orders issued after November 20
2 shall take effect on January 1 of the calendar year following the calendar year in
3 which orders issued on or before November 20 would have been effective.

4 **SECTION 1829m.** 77.02 (4) of the statutes is created to read:

5 77.02 (4) EXEMPTION FOR CERTAIN SMALLER PARCELS. (a) A landowner of a parcel
6 that is less than a quarter quarter section in size may petition the department of
7 natural resources to allow the land to be entered as forest croplands under this
8 section. The department shall grant the petition and issue an order entering the land
9 as forest croplands if all of the following apply:

10 1. The landowner of the parcel is a nonprofit archery club.

11 2. The parcel of land was part of a quarter quarter section or lot that was
12 entered as forest croplands before January 1, 1968.

13 3. The parcel of land was divided from the section or lot and was sold to the
14 landowner before January 1, 2009.

15 (b) An order issued under par. (a) shall take effect on the date of its issuance.
16 Notwithstanding the 25-year or 50-year requirement under s. 77.03, the date for the
17 ending of a order entered under par. (a) shall be the same date as the date for the
18 ending of the order that applies to the section or lot from which the parcel was
19 divided.

20 (c) Subsections (2) and (3) (a) do not apply to a petition submitted under this
21 subsection.

22 (d) The taxes and penalties under s. 77.10 do not apply to a parcel affected by
23 an order of withdrawal if an order of entry is subsequently issued for the parcel under
24 par. (a). If an order of withdrawal is issued for such a parcel after the issuance of the
25 order for entry under par. (a), the landowner shall be liable for all withdrawal taxes

1 and penalties under s. 77.10 that would have been levied on the parcel if the parcel
2 had continuously been subject to the original order of entry issued for the entire
3 quarter quarter section or lot.

4 **SECTION 1829n.** 77.03 of the statutes is amended to read:

5 **77.03 Taxation of forest croplands.** After the filing and recording of the
6 order with the officers under s. 77.02 (3) the lands described therein shall be “Forest
7 Croplands”, on which taxes shall thereafter be payable only as provided under this
8 subchapter. The enactment of ss. 77.01 to 77.14, petition by the owner and the
9 making of the order under s. 77.02 (3) or (4) (a) shall constitute a contract between
10 the state and the owner, running with the lands, for a period of 25 or 50 years at the
11 election of the applicant at the time the petition is filed, unless withdrawn under s.
12 77.10, with privilege of renewal by mutual agreement between the owner and the
13 state, whereby the state as an inducement to owners and prospective purchasers of
14 forest croplands to come under ss. 77.01 to 77.14 agrees that, unless withdrawn
15 under s. 77.10, no change in or repeal of ss. 77.01 to 77.14 shall apply to any land then
16 accepted as forest croplands, except as the department of natural resources and the
17 owner may expressly agree in writing and except as provided in s. 77.17. If at the
18 end of the contract period the land is not designated as managed forest land under
19 subch. VI, the merchantable timber on the land shall be estimated by an estimator
20 jointly agreed upon by the department of natural resources and the owner, and if the
21 department and the owner fail to agree on an estimator, the judge of the circuit court
22 of the district in which the lands lie shall appoint a qualified forester, whose estimate
23 shall be final, and the cost thereof shall be borne jointly by the department of natural
24 resources and the owner; and the 10% severance tax paid on the stumpage thereon
25 in the same manner as if the stumpage had been cut. The owners by such contract

1 consent that the public may hunt and fish on the lands, subject to such rules as the
2 department of natural resources prescribes regulating hunting and fishing.

3 **SECTION 1829ng.** 77.04 (1) of the statutes is amended to read:

4 77.04 (1) TAX ROLL. The clerk on making up the tax roll shall enter as to each
5 forest cropland description in a special column or some other appropriate place in
6 such tax roll headed by the words "Forest Croplands" or the initials "F.C.L.", which
7 shall be a sufficient designation that such description is subject to this subchapter.
8 Such land shall thereafter be assessed and be subject to review under ch. 70, and
9 such assessment may be used by the department of revenue in the determination of
10 the tax upon withdrawal of such lands as forest croplands as provided in s. 77.10 for
11 entries prior to 1972 or for any entry under s. 77.02 (4) (a). The tax upon withdrawal
12 of descriptions entered as forest croplands after December 31, 1971, may be
13 determined by the department of revenue by multiplying the last assessed value of
14 the land prior to the time of the entry by an annual ratio computed for the state under
15 sub. (2) to establish the annual assessed value of the description. No tax shall be
16 levied on forest croplands except the specific annual taxes as provided, except that
17 any building located on forest cropland shall be assessed as personal property,
18 subject to all laws and regulations for the assessment and taxation of general
19 property.

20 **SECTION 1829nr.** 77.04 (2) of the statutes is amended to read:

21 77.04 (2) TAX PER ACRE; PAYMENT; PENALTY. The "acreage share" shall be
22 computed at the rate of 10 cents per acre on all lands entered prior to 1972 or entered
23 under s. 77.02 (4) (a). On all lands entered after December 31, 1971, the "acreage
24 share" shall be computed every 10 years to the nearest cent by the department of
25 revenue at the rate of 20 cents per acre multiplied by a ratio using the equalized value

1 of the combined residential, commercial, manufacturing, agricultural, undeveloped,
2 agricultural forest, and productive forest land classes under s. 70.32 (2) within the
3 state in 1972 as the denominator, and using equalized value for these combined land
4 classes in 1982 and every 10th year thereafter as the numerator. All owners shall
5 pay to the taxation district treasurer the acreage share on each description on or
6 before January 31. If the acreage share is not paid when due to the taxation district
7 treasurer it shall be subject to interest and penalty as provided under ss. 74.11 (11),
8 74.12 (10) and 74.47. These lands shall be returned as delinquent and a tax
9 certificate under subch. VII of ch. 74 shall be issued on them. After 2 years from the
10 date of the issuance of a tax certificate, the county clerk shall promptly take a tax
11 deed under ch. 75. On taking such deed the county clerk shall certify that fact and
12 specify the descriptions to the department of natural resources.

13 **SECTION 1829r.** 77.13 (3) of the statutes is created to read:

14 77.13 (3) Subsections (1) and (2) do not apply to any petition submitted under
15 s. 77.02 (4).”.

16 **276.** Page 994, line 5: after that line insert:

17 “**SECTION 1835dg.** 77.51 (12m) (b) 9. of the statutes, as created by 2009
18 Wisconsin Act (this act), is repealed.

19 **SECTION 1835dr.** 77.51 (12m) (b) 10. of the statutes is created to read:

20 77.51 (12m) (b) 10. The surcharges imposed under s. 256.35 (3g) (a) 1. and 2.
21 a.”.

22 **277.** Page 996, line 2: after that line insert:

23 “**SECTION 1836eg.** 77.51 (15b) (b) 9. of the statutes, as created by 2009
24 Wisconsin Act (this act), is repealed.”.

1 **SECTION 1836er.** 77.51 (15b) (b) 10. of the statutes is created to read:

2 77.51 (**15b**) (b) 10. The surcharges imposed under s. 256.35 (3g) (a) 1. and 2.
3 a.”.

4 **278.** Page 1010, line 11: after that line insert:

5 “**SECTION 1849w.** 77.54 (37) of the statutes, as affected by 2009 Wisconsin Act
6 2, is amended to read:

7 77.54 (**37**) The sales price from revenues collected under ~~s. 256.35 (3)~~ and the
8 surcharge established by rule by the public service commission under s. 256.35 (3m)
9 (f) for customers of wireless providers, as defined in s. 256.35 (3m) (a) 6.”.

10 **279.** Page 1011, line 19: after that line insert:

11 “1d. “Animals” include bacteria, viruses, and other microorganisms.”.

12 **280.** Page 1011, line 20: delete “1.” and substitute “1f.”.

13 **281.** Page 1012, line 2: after that line insert:

14 “1m “Biotechnology business” means a business, as certified by the department
15 in the manner prescribed by the department, that is primarily engaged in the
16 application of biotechnologies that use a living organism or parts of an organism to
17 produce or modify products to improve plants or animals, develop microorganisms
18 for specific uses, identify targets for small molecule pharmaceutical development, or
19 transform biological systems into useful processes and products.”.

20 **282.** Page 1012, line 19: after that line insert:

21 “3. Machines and specific processing equipment, including accessories,
22 attachments, and parts for the machines or equipment, that are used exclusively and
23 directly in raising animals that are sold primarily to a biotechnology business, a

1 public or private institution of higher education, or a governmental unit for exclusive
2 and direct use by any such entity in qualified research or manufacturing.

3 4. The items listed in sub. (3m) (a) to (m), medicines, semen for artificial
4 insemination, fuel, and electricity that are used exclusively and directly in raising
5 animals that are sold primarily to a biotechnology business, a public or private
6 institution of higher education, or a governmental unit for exclusive and direct use
7 by any such entity in qualified research or manufacturing.

8 5. Animals that are sold to a biotechnology business and used exclusively and
9 directly in qualified research in biotechnology.”.

10 **283.** Page 1020, line 10: after that line insert:

11 “SECTION 1856d. 77.70 of the statutes is renumbered 77.70 (1) and amended
12 to read:

13 77.70 (1) Any Except as provided in subs. (2) and (3), any county desiring to
14 impose county sales and use taxes under this subchapter may do so by the adoption
15 of an ordinance, stating its purpose and referring to this subchapter. The rate of the
16 tax imposed under this subsection is 0.5 percent of the gross receipts or sales price.

17 The county sales and use taxes may be imposed only for the purpose of directly
18 reducing the property tax levy and only in their entirety as provided in this
19 subchapter. That ordinance shall be effective on the first day of January, the first day
20 of April, the first day of July or the first day of October. A certified copy of that
21 ordinance shall be delivered to the secretary of revenue at least 120 days prior to its
22 effective date. The repeal of any such ordinance shall be effective on December 31.
23 A certified copy of a repeal ordinance shall be delivered to the secretary of revenue
24 at least 60 days before the effective date of the repeal.

1 **SECTION 1856e.** 77.70 (1) of the statutes, as affected by Wisconsin Acts 2 and
2 ... (this act), is repealed and recreated to read:

3 77.70 (1) Except as provided in subs. (2) and (3), any county desiring to impose
4 county sales and use taxes under this subchapter may do so by the adoption of an
5 ordinance, stating its purpose and referring to this subchapter. The rate of the tax
6 imposed under this subsection is 0.5 percent of the sales price or purchase price. The
7 county sales and use taxes may be imposed only for the purpose of directly reducing
8 the property tax levy and only in their entirety as provided in this subchapter. That
9 ordinance shall be effective on the first day of January, the first day of April, the first
10 day of July or the first day of October. A certified copy of that ordinance shall be
11 delivered to the secretary of revenue at least 120 days prior to its effective date. The
12 repeal of any such ordinance shall be effective on December 31. A certified copy of
13 a repeal ordinance shall be delivered to the secretary of revenue at least 120 days
14 before the effective date of the repeal.

15 **SECTION 1856f.** 77.70 (2) of the statutes is created to read:

16 77.70 (2) Burnett County may adopt an ordinance to increase the rate of the
17 tax imposed under sub. (1) from 0.5 percent to 1 percent, if the majority of the electors
18 of the county approve the increase at a referendum. The county may use the
19 additional revenue from the rate increase only to pay for an upgrade to radio towers
20 in order to satisfy federal communications commission requirements to update a
21 radio frequency with a narrow bandwidth no later than December 31, 2012. An
22 ordinance adopted under this subsection shall be effective on the first day of January,
23 the first day of April, the first day of July or the first day of October. A certified copy
24 of that ordinance shall be delivered to the secretary of revenue at least 120 days prior
25 to its effective date. The repeal of any such ordinance shall be effective on December

1 31. A certified copy of a repeal ordinance shall be delivered to the secretary of
2 revenue at least 120 days before the effective date of the repeal. The tax imposed
3 under this subsection may be in effect for no more than 3 years from the date on which
4 the ordinance imposing the tax takes effect.”.

5 **284.** Page 1020, line 10: after that line insert:

6 “**SECTION 1856f.** 77.70 (3) of the statutes is created to read:

7 77.70 (3) In addition to the tax imposed under sub. (1), Milwaukee County may
8 adopt an ordinance to impose a sales and use tax under this subchapter at the rate
9 of 1.0 percent of the gross receipts or sales price. The taxes may be imposed only in
10 their entirety. The county shall use 85 percent of the revenues collected under this
11 subsection for transit, parks, culture, and emergency medical services and shall not
12 levy property taxes for such purposes. If Milwaukee County imposes the taxes under
13 this subsection, it shall distribute 15 percent of the tax revenue to the municipalities
14 located in whole or in part in Milwaukee County on a per capita basis and the
15 municipalities shall use the revenue for police, fire, and emergency medical services.
16 An ordinance adopted under this subsection shall be effective on the first day of
17 January, the first day of April, the first day of July or the first day of October. A
18 certified copy of that ordinance shall be delivered to the secretary of revenue at least
19 120 days prior to its effective date. The repeal of any such ordinance shall be effective
20 on December 31. A certified copy of a repeal ordinance shall be delivered to the
21 secretary of revenue at least 120 days before the effective date of the repeal.

22 **SECTION 1856g.** 77.70 (3) of the statutes, as created by 2009 Wisconsin Act ...
23 (this act), is repealed and recreated to read:

1 77.70 (3) In addition to the tax imposed under sub. (1), Milwaukee County may
2 adopt an ordinance to impose a sales and use tax under this subchapter at the rate
3 of 1.0 percent of the sales price or purchase price. The taxes may be imposed only
4 in their entirety. The county shall use 85 percent of the revenues collected under this
5 subsection for transit, park, culture, and emergency medical services and shall not
6 levy property taxes for such purposes. If Milwaukee County imposes the taxes under
7 this subsection, it shall distribute 15 percent of the tax revenue to the municipalities
8 located in whole or in part in Milwaukee County on a per capita basis and the
9 municipalities shall use the revenue for police, fire, and emergency medical services.
10 An ordinance adopted under this subsection shall be effective on the first day of
11 January, the first day of April, the first day of July or the first day of October. A
12 certified copy of that ordinance shall be delivered to the secretary of revenue at least
13 120 days prior to its effective date. The repeal of any such ordinance shall be effective
14 on December 31. A certified copy of a repeal ordinance shall be delivered to the
15 secretary of revenue at least 120 days before the effective date of the repeal.”.

16 **285.** Page 1021, line 15: delete the material beginning with “, or 1.0” and
 ending with “(2) (a),” on line 16.

17 **286.** Page 1022, line 18: delete “rate of 0.5%” and substitute “rate of 0.5%
 rates under s. 77.70”.

18 **287.** Page 1023, line 6: delete “rate of 0.5 percent” and substitute “rates under
 s. 77.70”.

19 **288.** Page 1023, line 16: delete “rate of 0.5%” and substitute “rate of 0.5%
 rates under s. 77.70”.

- 1 **289.** Page 1024, line 7: delete “rate of 0.5 percent” and substitute “rates under
s. 77.70”.
- 2 **290.** Page 1025, line 1: delete “rate of 0.5%” and substitute “rate of 0.5% rates
under s. 77.70”.
- 3 **291.** Page 1025, line 15: delete “rate of 0.5 percent” and substitute “rates
under s. 77.70”.
- 4 **292.** Page 1026, line 2: delete “rate of 0.5 percent” and substitute “rate of 0.5
percent rates under s. 77.70”.
- 5 **293.** Page 1026, line 16: delete “rate of 0.5 percent” and substitute “rates
under s. 77.70”.
- 6 **294.** Page 1036, line 19: delete “REGIONAL TRANSIT KRM” and substitute
“SOUTHEASTERN REGIONAL TRANSIT”.
- 7 **295.** Page 1036, line 23: delete “A regional transit The KRM” and substitute
“A The southeastern regional transit”.
- 8 **296.** Page 1037, line 7: delete the material beginning with “regional” and
ending with “KRM” on line 8 and substitute “southeastern regional transit”.
- 9 **297.** Page 1037, line 13: on lines 13 and 20, delete “KRM” and substitute
“southeastern regional transit”.
- 10 **298.** Page 1038, line 1: on lines 1, 8, 9, 17 and 18, delete “KRM” and substitute
“southeastern regional transit”.
- 11 **299.** Page 1038, line 22: delete the material beginning with that line and
ending with page 1042, line 10.
- 12 **300.** Page 1047, line 16: delete “zero” and substitute “3 percent”.

1 **301.** Page 1048, line 8: after “revenue” insert “ to include only emergency
services funded from payments received under ss. 79.035 and 79.043”.

2 **302.** Page 1048, line 10: after “expenses” insert “and capital expenditures”.

3 **303.** Page 1048, line 12: after “expenses” insert “and capital expenditures”.

4 **304.** Page 1048, line 16: after “services” insert “and to ensure that excluding
one-time expenses and capital expenditures as provided in sub. (1) does not
compromise the level of service for providing emergency services”.

5 **305.** Page 1053, line 1: after “2010” insert “, and \$150,000,000 in 2011”.

6 **306.** Page 1053, line 1: delete “and \$130,000,000” and substitute “,
\$145,000,000”.

7 **307.** Page 1053, line 9: after “project.” insert “This paragraph does not apply
if this state receives federal funds that are designated by the federal government
specifically for the project covering at least \$75,000,000 of the state’s share of the cost
of the project.”.

8 **308.** Page 1053, line 14: after “than” insert “65 percent of”.

9 **309.** Page 1053, line 19: after that line insert:

10 “**SECTION 1918pb.** 84.01 (35) of the statutes is created to read:

11 84.01 (35) (a) In this subsection:

12 1. “Bikeway” has the meaning given in s. 84.60 (1) (a).

13 2. “Pedestrian way” has the meaning given in s. 346.02 (8) (a).

14 (b) Except as provided in par. (c), and notwithstanding any other provision of
15 this chapter or ch. 82, 83, or 85, the department shall ensure that bikeways and
16 pedestrian ways are established in all new highway construction and reconstruction

1 projects funded in whole or in part from state funds or federal funds appropriated
2 under s. 20.395 or 20.866.

3 (c) The department shall promulgate rules identifying exceptions to the
4 requirement under par. (b), but these rules may provide for an exception only if any
5 of the following apply:

6 1. Bicyclists or pedestrians are prohibited by law from using the highway that
7 is the subject of the project.

8 2. The cost of establishing bikeways or pedestrian ways would be excessively
9 disproportionate to the need or probable use of the bikeways or pedestrian ways. For
10 purposes of this subdivision, cost is excessively disproportionate if it exceeds 20
11 percent of the total project cost. The rules may not allow an exception under this
12 subdivision to be applied unless the secretary of transportation, or a designee of the
13 secretary who has knowledge of the purpose and value of bicycle and pedestrian
14 accommodations, reviews the applicability of the exception under this subdivision to
15 the particular project at issue.

16 3. Establishing bikeways or pedestrian ways would have excessive negative
17 impacts in a constrained environment.

18 4. There is an absence of need for the bikeways or pedestrian ways, as indicated
19 by sparsity of population, traffic volume, or other factors.

20 5. The community where pedestrian ways are to be located refuses to accept an
21 agreement to maintain them.”.

22 **310.** Page 1053, line 19: after that line insert:

23 “SECTION 1918gq. 84.01 (34) of the statutes is created to read:

1 84.01 (34) FARMLAND PRESERVATION EXEMPTION. Chapter 91 and ordinances
2 adopted, rules promulgated, and agreements entered into under that chapter apply
3 to the department only with respect to buildings, structures, and facilities to be used
4 for administrative or operating functions, including buildings, land, and equipment
5 to be used for the motor vehicle emission inspection and maintenance program under
6 s. 110.20.”.

7 **311.** Page 1054, line 24: after that line insert:

8 “SECTION 1918L. 84.013 (3m) (i) of the statutes is created to read:

9 84.013 (3m) (i) In conjunction with the resurfacing project on STH 102, the
10 department shall construct a bicycle and pedestrian path and bridge, including
11 lighting, along STH 102 from State Road to Fayette Avenue in the village of Rib Lake
12 in Taylor County if the village contributes at least \$60,000 to the cost of the bicycle
13 and pedestrian path project.”.

14 **312.** Page 1055, line 7: after that line insert:

15 “SECTION 1919g. 84.03 (5) of the statutes is created to read:

16 84.03 (5) GRANT TO CITY OF OAK CREEK FOR I 94 INTERCHANGE. If the department
17 constructs an interchange on I 94 at Drexel Avenue in the city of Oak Creek in
18 Milwaukee County, the department shall award a grant, from the appropriation
19 under s. 20.395 (3) (cr), in the amount of \$3,750,000 to the city of Oak Creek for the
20 city’s share of the cost of constructing this interchange.”.

21 **313.** Page 1057, line 22: after that line insert:

22 “SECTION 1924e. 84.1052 of the statutes is created to read:

23 **84.1052 Gulf War Veterans Bridge.** The department shall designate and
24 mark the bridge on USH 41 across I 94 in Milwaukee County as the “Gulf War

1 Veterans Bridge” as a living memorial to and in honor of all Wisconsin veterans,
2 living and dead, of the Gulf War.”.

3 **314.** Page 1057, line 23: delete the material beginning with that line and
ending with page 1058, line 22.

4 **315.** Page 1063, line 7: delete “KRM” and substitute “southeastern regional
transit”.

5 **316.** Page 1063, line 17: after that line insert:

6 “(am) The project is for the installation or maintenance of warning devices at
7 railroad highway crossings.”.

8 **317.** Page 1064, line 6: delete the material beginning with “the” and ending
with “(a)” on line 7 and substitute “Milwaukee County”.

9 **318.** Page 1064, line 7: delete “KRM” and substitute “southeastern regional
transit”.

10 **319.** Page 1096, line 16: delete “A farmland” and substitute “Except as
provided in s. 84.01 (34), a farmland”.

11 **320.** Page 1097, line 9: delete “A farmland” and substitute “Except as
provided in s. 84.01 (34), a farmland”.

12 **321.** Page 1166, line 11: after that line insert:

13 “**SECTION 2186w.** 103.49 (1) (am) of the statutes is created to read:

14 103.49 (1) (am) “Bona fide economic benefit” means an economic benefit for
15 which an employer makes irrevocable contributions to a trust or fund created under
16 29 USC 186 (c) (9) or to any other plan, trust, program, or fund no less often than
17 quarterly or, if an employer makes annual contributions to such a plan, trust,

1 program, or fund, for which the employer irrevocably escrows moneys at least
2 quarterly based on the employer's expected annual contribution.”.

3 **322.** Page 1166, line 11: after that line insert:

4 **“SECTION 2186t.** 103.49 (1) (a) of the statutes is amended to read:

5 103.49 (1) (a) “Area” means the county in which a proposed project of public
6 works that is subject to this section is located or, if the department determines that
7 there is insufficient wage data in that county, “area” means those counties that are
8 contiguous to that county or, if the department determines that there is insufficient
9 wage data in those counties, “area” means those counties that are contiguous to those
10 counties or, if the department determines that there is insufficient wage data in those
11 counties, “area” means the entire state or, if the department is requested to review
12 a determination under sub. (3) (c), “area” means the city, village, or town in which
13 a proposed project of public works that is subject to this section is located.

14 **SECTION 2186v.** 103.49 (1) (bg) of the statutes is amended to read:

15 103.49 (1) (bg) “Insufficient wage data” means less than 500 hours of work
16 performed in a particular trade or occupation on projects that are similar to a
17 proposed project of public works that is subject to this section.

18 **SECTION 2186x.** 103.49 (1) (bj) of the statutes is created to read:

19 103.49 (1) (bj) “Minor service and maintenance work” means a project of public
20 works that is limited to minor crack filling, chip or slurry sealing, or other minor
21 pavement patching, not including overlays, that has a projected life span of no longer
22 than 5 years cleaning of drainage or sewer ditches or structures; or any other limited,
23 minor work on public facilities or equipment that is routinely performed to prevent
24 breakdown or deterioration.”.

1 **323.** Page 1166, line 12: after that line insert:

2 “**SECTION 2187f.** 103.49 (1) (d) 1. of the statutes is amended to read:

3 103.49 (1) (d) 1. Except as provided in subd. 2., “prevailing wage rate” for any
4 trade or occupation engaged in the erection, construction, remodeling, repairing or,
5 demolition, or improvement of any project of public works in any area means the
6 hourly basic rate of pay, plus the hourly contribution for health insurance benefits,
7 vacation benefits, pension benefits, and any other bona fide economic benefit, paid
8 directly or indirectly for a majority of the hours worked in the trade or occupation on
9 projects in the area.

10 **SECTION 2187h.** 103.49 (1) (d) 2. of the statutes is amended to read:

11 103.49 (1) (d) 2. If there is no rate at which a majority of the hours worked in
12 the trade or occupation on projects in the area is paid, “prevailing wage rate” for any
13 trade or occupation engaged in the erection, construction, remodeling, repairing or,
14 demolition, or improvement of any project of public works in any area means the
15 average hourly basic rate of pay, weighted by the number of hours worked, plus the
16 average hourly contribution, weighted by the number of hours worked, for health
17 insurance benefits, vacation benefits, pension benefits, and any other bona fide
18 economic benefit, paid directly or indirectly for all hours worked at the hourly basic
19 rate of pay of the highest-paid 51% of hours worked in that trade or occupation on
20 projects in that area.

21 **SECTION 2187j.** 103.49 (1) (dm) of the statutes is created to read:

22 103.49 (1) (dm) “Project of public works” means a project involving the erection,
23 construction, repair, remodeling, demolition, or improvement, including any

1 alteration, painting, decorating, or grading, of a public facility, including land, a
2 building, or other infrastructure.”.

3 **324.** Page 1166, line 13: after that line insert:

4 “SECTION 2188e. 103.49 (1) (f) of the statutes is amended to read:

5 103.49 (1) (f) “State agency” means any office, department, independent
6 agency, institution of higher education, association, society or other body in state
7 government created or authorized to be created by the constitution or any law,
8 including the legislature and the courts. “State agency” also includes a state public
9 body and corporate created by constitution, statute, rule, or order, including
10 specifically the University of Wisconsin Hospitals and Clinics Authority, the Fox
11 River Navigational System Authority, and the Wisconsin Aerospace Authority.

12 SECTION 2188f. 103.49 (1) (fm) of the statutes is created to read:

13 103.49 (1) (fm) “Supply and installation contract” means a contract under
14 which the material is installed by the supplier, the material is installed by means of
15 simple fasteners or connectors such as screws or nuts and bolts and no other work
16 is performed on the site of the project of public works, and the total labor cost to
17 install the material does not exceed 20 percent of the total cost of the contract.”.

18 **325.** Page 1166, line 16: delete “remodeled, repaired, or demolished” and
substitute “repaired, remodeled, demolished, or improved”.

19 **326.** Page 1166, line 18: after that line insert:

20 “(a) A project erected, constructed, repaired, remodeled, demolished, or
21 improved by one state agency for another state agency under any contract or under
22 any statute specifically authorizing cooperation between state agencies.”.

23 **327.** Page 1166, line 19: delete that line and substitute:

1 “(b) A project in which the completed facility is leased,”.

2 **328.** Page 1166, line 21: delete “construction of the building” and substitute
“erection, construction, repair, remodeling, demolition, or improvement of the
facility”.

3 **329.** Page 1166, line 22: delete “(b) A road, street, sanitary sewer,” and
substitute:

4 “(c) A “sanitary sewer”.

5 **330.** Page 1166, line 23: delete that line and substitute “sanitary sewer or
water main is acquired by, or dedicated to, the state for ownership or maintenance
by”.

6 **331.** Page 1167, line 2: delete “or demolition” and substitute “demolition, or
improvement”.

7 **332.** Page 1167, line 15: after “a project” insert “of public works”.

8 **333.** Page 1167, line 23: after that line insert:

9 “**SECTION 2188k.** 103.49 (2m) (a) 1. of the statutes is amended to read:

10 103.49 (2m) (a) 1. All laborers, workers, mechanics, and truck drivers
11 employed on the site of a project of public works that is subject to this section.

12 **SECTION 2188m.** 103.49 (2m) (a) 2. of the statutes is amended to read:

13 103.49 (2m) (a) 2. All laborers, workers, mechanics, and truck drivers
14 employed in the manufacturing or furnishing of materials, articles, supplies, or
15 equipment on the site of a project of public works that is subject to this section or from
16 a facility dedicated exclusively, or nearly so, to a project of public works that is subject
17 to this section by a contractor, subcontractor, agent, or other person performing any
18 work on the site of the project.

1 **SECTION 2188p.** 103.49 (2m) (b) 1. of the statutes is amended to read:

2 103.49 **(2m)** (b) 1. The laborer, worker, mechanic, or truck driver is employed
3 to go to the source of mineral aggregate such as sand, gravel, or stone that is to be
4 immediately incorporated into the work, and not stockpiled or further transported
5 by truck, pick up that mineral aggregate, and deliver that mineral aggregate to the
6 site of a project of public works that is subject to this section by depositing the
7 material substantially in place, directly or through spreaders from the transporting
8 vehicle.

9 **SECTION 2188r.** 103.49 (2m) (b) 2. of the statutes is amended to read:

10 103.49 **(2m)** (b) 2. The laborer, worker, mechanic, or truck driver is employed
11 to go to the site of a project that is subject to this section, pick up excavated material
12 or spoil from the site of the project of public works and transport that excavated
13 material or spoil away from the site of the project.”.

14 **334.** Page 1167, line 24: delete the material beginning with that line and
ending with page 1168, line 5.

15 **335.** Page 1168, line 10: delete the material beginning with “~~work~~” and
ending with “located” on line 11 and substitute “work is to be done”.

16 **336.** Page 1168, line 13: after “projects” insert “of public works”.

17 **337.** Page 1168, line 21: after that line insert:

18 “**SECTION 2188v.** 103.49 (3) (am) of the statutes is amended to read:

19 103.49 **(3)** (am) The department shall, by January 1 of each year, compile the
20 prevailing wage rates for each trade or occupation in each area. The compilation
21 shall, in addition to the current prevailing wage rates, include future prevailing
22 wage rates when those prevailing wage rates can be determined for any trade or

1 occupation in any area and shall specify the effective date of those future prevailing
2 wage rates. If a construction project of public works extends into more than one area
3 there shall be but one standard of prevailing wage rates for the entire project.”.

4 **338.** Page 1169, line 3: after that line insert:

5 “SECTION 2189v. 103.49 (3) (c) of the statutes is amended to read:

6 103.49 (3) (c) In addition to the recalculation under par. (b), the state agency
7 that requested the determination under this subsection may request a review of any
8 portion of a determination within 30 days after the date of issuance of the
9 determination if the state agency submits evidence with the request showing that
10 the prevailing wage rate for any given trade or occupation included in the
11 determination does not represent the prevailing wage rate for that trade or
12 occupation in the city, village, or town in which the proposed project of public works
13 is located. That evidence shall include wage rate information for the contested trade
14 or occupation on at least 3 similar projects located in the city, village, or town where
15 the proposed project of public works is located on which some work has been
16 performed during the current survey period and which were considered by the
17 department in issuing its most recent compilation under par. (am). The department
18 shall affirm or modify the determination within 15 days after the date on which the
19 department receives the request for review.”.

20 **339.** Page 1169, line 16: delete lines 16 and 17 and substitute:

21 “SECTION 2190j. 103.49 (3g) (c) of the statutes is created to read:

22 103.49 (3g) (c) Minor service or maintenance work, warranty work, or work
23 under a supply and installation contract.

24 SECTION 2190n. 103.49 (4r) (b) of the statutes is amended to read:

1 103.49 (4r) (b) Upon completion of a project of public works and before
2 receiving final payment for his or her work on the project, each agent or
3 subcontractor shall furnish the contractor with an affidavit stating that the agent
4 or subcontractor has complied fully with the requirements of this section. A
5 contractor may not authorize final payment until the affidavit is filed in proper form
6 and order.

7 **SECTION 2190p.** 103.49 (4r) (c) of the statutes is amended to read:

8 103.49 (4r) (c) Upon completion of a project of public works and before receiving
9 final payment for his or her work on the project, each contractor shall file with the
10 state agency authorizing the work an affidavit stating that the contractor has
11 complied fully with the requirements of this section and that the contractor has
12 received an affidavit under par. (b) from each of the contractor's agents and
13 subcontractors. A state agency may not authorize a final payment until the affidavit
14 is filed in proper form and order. If a state agency authorizes a final payment before
15 an affidavit is filed in proper form and order or if the department determines, based
16 on the greater weight of the credible evidence, that any person performing the work
17 specified in sub. (2m) has been or may have been paid less than the prevailing wage
18 rate or less than 1.5 times the hourly basic rate of pay for all hours worked in excess
19 of the prevailing hours of labor and requests that the state agency withhold all or part
20 of the final payment, but the state agency fails to do so, the state agency is liable for
21 all back wages payable up to the amount of the final payment.

22 **SECTION 2191d.** 103.49 (5) (a) of the statutes is amended to read:

23 103.49 (5) (a) Each contractor, subcontractor, or contractor's or subcontractor's
24 agent performing work on a project of public works that is subject to this section shall
25 keep full and accurate records clearly indicating the name and trade or occupation

1 of every person performing the work described in sub. (2m) and an accurate record
2 of the number of hours worked by each of those persons and the actual wages paid
3 for the hours worked.”.

4 **340.** Page 1169, line 25: delete the material beginning with that line and
ending with page 1170, line 1, and substitute “apply to a contractor, subcontractor,
or agent if all persons employed by the contractor, subcontractor, or agent who are
performing the work described in sub. (2m) are covered under a collective bargaining
agreement and the wage rates for those persons under the collective bargaining
agreement are not less than the prevailing wage rate. In that case, the contractor,”.

5 **341.** Page 1170, line 3: delete “the collective bargaining agreement” and
substitute “all collective bargaining agreements that are pertinent to the project of
public works”.

6 **342.** Page 1170, line 13: after that line insert:

7 “**SECTION 2191h.** 103.49 (5) (b) of the statutes is amended to read:

8 103.49 (5) (b) It shall be the duty of the department to enforce this section. To
9 this end it may demand and examine, and every contractor, subcontractor, and
10 contractor’s and subcontractor’s agent shall keep, and furnish upon request by the
11 department, copies of payrolls and other records and information relating to the
12 wages paid to persons performing the work described in sub. (2m) for work to which
13 this section applies. The department may inspect records in the manner provided
14 in this chapter. Every contractor, subcontractor, or agent performing work on a
15 project of public works that is subject to this section is subject to the requirements
16 of this chapter relating to the examination of records. Section 111.322 (2m) applies

1 to discharge and other discriminatory acts arising in connection with any proceeding
2 under this section.”.

3 **343.** Page 1170, line 17: after “project” insert “of public works”.

4 **344.** Page 1171, line 8: after that line insert:

5 “SECTION 2192e. 103.49 (6m) (a) of the statutes is renumbered 103.49 (6m)
6 (am).

7 SECTION 2192f. 103.49 (6m) (ag) of the statutes is created to read:

8 103.49 (6m) (ag) 1. Any contractor, subcontractor, or contractor’s or
9 subcontractor’s agent who fails to pay the prevailing wage rate determined by the
10 department under sub. (3) or who pays less than 1.5 times the hourly basic rate of
11 pay for all hours worked in excess of the prevailing hours of labor is liable to any
12 affected employee in the amount of his or her unpaid wages or his or her unpaid
13 overtime compensation and in an additional amount as liquidated damages as
14 provided in subd. 2., 3., or 4., whichever is applicable.

15 2. If the department determines upon inspection under sub. (5) (b) or (c) that
16 a contractor, subcontractor, or contractor’s or subcontractor’s agent has failed to pay
17 the prevailing wage rate determined by the department under sub. (3) or has paid
18 less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
19 prevailing hours of labor, the department shall order the contractor to pay to any
20 affected employee the amount of his or her unpaid wages or his or her unpaid
21 overtime compensation and an additional amount equal to 100 percent of the amount
22 of those unpaid wages or that unpaid overtime compensation as liquidated damages
23 within a period specified by the department in the order.

1 3. In addition to or in lieu of recovering the liability specified in subd. 1. as
2 provided in subd. 2., any employee for and in behalf of that employee and other
3 employees similarly situated may commence an action to recover that liability in any
4 court of competent jurisdiction. In an action that is commenced before the end of any
5 period specified by the department under subd. 2., if the court finds that a contractor,
6 subcontractor, or contractor's or subcontractor's agent has failed to pay the
7 prevailing wage rate determined by the department under sub. (3) or has paid less
8 than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
9 prevailing hours of labor, the court shall order the contractor, subcontractor, or agent
10 to pay to any affected employee the amount of his or her unpaid wages or his or her
11 unpaid overtime compensation and an additional amount equal to 100 percent of the
12 amount of those unpaid wages or that unpaid overtime compensation as liquidated
13 damages.

14 4. In an action that is commenced after the end of any period specified by the
15 department under subd. 2., if the court finds that a contractor, subcontractor, or
16 contractor's or subcontractor's agent has failed to pay the prevailing wage rate
17 determined by the department under sub. (3) or has paid less than 1.5 times the
18 hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor,
19 the court shall order the contractor, subcontractor, or agent to pay to any affected
20 employee the amount of his or her unpaid wages or his or her unpaid overtime
21 compensation and an additional amount equal to 200 percent of the amount of those
22 unpaid wages or that unpaid overtime compensation as liquidated damages.

23 5. No employee may be a party plaintiff to an action under subd. 3. or 4. unless
24 the employee consents in writing to become a party and the consent is filed in the
25 court in which the action is brought. Notwithstanding s. 814.04 (1), the court shall,

1 in addition to any judgment awarded to the plaintiff, allow reasonable attorney fees
2 and costs to be paid by the defendant.”.

3 **345.** Page 1171, line 8: after that line insert:

4 “**SECTION 2192p.** 103.49 (6m) (b) of the statutes is amended to read:

5 103.49 (6m) (b) Whoever induces any person who seeks to be or is employed on
6 any project of public works that is subject to this section to give up, waive, or return
7 any part of the wages to which the person is entitled under the contract governing
8 the project, or who reduces the hourly basic rate of pay normally paid to a person for
9 work on a project that is not subject to this section during a week in which the person
10 works both on a project of public works that is subject to this section and on a project
11 that is not subject to this section, by threat not to employ, by threat of dismissal from
12 employment, or by any other means is guilty of an offense under s. 946.15 (1).

13 **SECTION 2192r.** 103.49 (6m) (c) of the statutes is amended to read:

14 103.49 (6m) (c) Any person employed on a project of public works that is subject
15 to this section who knowingly permits a contractor, subcontractor, or contractor’s or
16 subcontractor’s agent to pay him or her less than the prevailing wage rate set forth
17 in the contract governing the project, who gives up, waives, or returns any part of the
18 compensation to which he or she is entitled under the contract, or who gives up,
19 waives, or returns any part of the compensation to which he or she is normally
20 entitled for work on a project that is not subject to this section during a week in which
21 the person works both on a project of public works that is subject to this section and
22 on a project that is not subject to this section, is guilty of an offense under s. 946.15
23 (2).”.

24 **346.** Page 1171, line 11: after “project” insert “of public works”.

1 **347.** Page 1171, line 17: after “project” insert “of public works”.

2 **348.** Page 1171, line 22: after that line insert:

3 “SECTION 2194g. 103.49 (6m) (f) of the statutes is amended to read:

4 103.49 (6m) (f) Paragraph (a) (am) does not apply to any person who fails to
5 provide any information to the department to assist the department in determining
6 prevailing wage rates under sub. (3) (a) or (am).”.

7 **349.** Page 1171, line 22: after that line insert:

8 “SECTION 2194j. 103.49 (7) (d) of the statutes is amended to read:

9 103.49 (7) (d) Any person submitting a bid on a project of public works that is
10 subject to this section shall, on the date the person submits the bid, identify any
11 construction business in which the person, or a shareholder, officer, or partner of the
12 person, if the person is a business, owns, or has owned at least a 25% interest on the
13 date the person submits the bid or at any other time within 3 years preceding the date
14 the person submits the bid, if the business has been found to have failed to pay the
15 prevailing wage rate determined under sub. (3) or to have paid less than 1.5 times
16 the hourly basic rate of pay for all hours worked in excess of the prevailing hours of
17 labor.”.

18 **350.** Page 1174, line 25: after “provides” insert “direct”.

19 **351.** Page 1175, line 2: after that line insert:

20 “SECTION 2207e. 104.04 of the statutes is renumbered 104.04 (1).

21 SECTION 2207f. 104.04 (1) (title) of the statutes is created to read:

22 104.04 (1) (title) DEPARTMENT TO DETERMINE.

23 SECTION 2207g. 104.04 (2) of the statutes is created to read:

1 104.04 (2) DEPARTMENT TO REVISE. (a) In this subsection, “consumer price index”
2 means the average of the consumer price index over each 12-month period for all
3 urban consumers, U.S. city average, as determined by the bureau of labor statistics
4 in the U.S. department of labor.

5 (b) Subject to pars. (c) and (d), by September 1 of each year, the department,
6 using the procedures under s. 227.24, shall promulgate rules to revise the living
7 wages determined under sub. (1). The department shall determine those revised
8 living wages by calculating the percentage difference between the consumer price
9 index for the 12-month period ending on May 31 of the preceding year and the
10 consumer price index for the 12-month period ending on May 31 of the current year,
11 adjusting the living wages in effect on August 31 of the current year by that
12 percentage difference, and rounding that result to the nearest multiple of 5 cents,
13 except that, for a weekly living wage, the department shall round the result to the
14 nearest dollar. Notwithstanding s. 227.24 (1) (a), (2) (b), and (3), the department may
15 promulgate an emergency rule under s. 227.24 revising the living wages determined
16 under sub. (1) without providing evidence that the emergency rule is necessary to
17 preserve the public peace, health, safety, or welfare and without a finding of
18 emergency. A revised living wage determined under this paragraph shall first apply
19 to wages earned on September 1 of the year in which the living wage is revised.

20 (c) Paragraph (b) does not apply if the consumer price index for the 12-month
21 period ending on May 31 of the current year has not increased over the consumer
22 price index for the 12-month period ending on May 31 of the preceding year.

23 (d) Paragraph (b) does not preclude the department from promulgating rules
24 to increase a living wage determined under par. (b) or sub. (1).”.

1 **352.** Page 1175, line 6: delete lines 6 and 7.

2 **353.** Page 1175, line 11: delete lines 11 and 12.

3 **354.** Page 1175, line 16: delete the material beginning with that line and
ending with page 1180, line 3, and substitute:

4 “(2) APPRENTICESHIP REPORTS. (a) By no later than 15 days after the end of a
5 month in which an employer performs work on a project, the employer shall submit
6 to the department in an electronic format a report of the daily number of employees
7 employed by the employer on the project in trades that are apprenticeable under this
8 subchapter, the daily number of apprentices employed on the project, the race, sex,
9 and average age of those apprentices, and the daily number of hours worked by those
10 apprentices. The department shall post on its Internet site a running summary of
11 those reports summarizing for each month the total number of employees employed
12 on projects in this state in trades that are apprenticeable under this subchapter, the
13 total number of apprentices employed on those projects, the race, sex, and average
14 age of those apprentices, and the total number of hours worked by those apprentices.

15 (b) The department shall grant an employer a total grace period of not more
16 than 10 days in each calendar year for submitting the reports under par. (a). All
17 projects on which an employer performs work during a calendar year, whether as a
18 contractor, subcontractor, or agent of a contractor or subcontractor, are subject to a
19 single grace period under this paragraph. If an employer exceeds that grace period,
20 the employer shall forfeit, for each project on which the employer performs work
21 during the calendar year, \$1,000 for each day by which the employer exceeds the
22 grace period.

1 **(3) WAIVER.** If the department grants an exception or modification to any
2 requirement in any contract for the performance of work on a project relating to the
3 employment and training of apprentices, the department shall post that information
4 on its Internet site, together with a detailed explanation of why the exception or
5 modification was granted.

6 **(4) DEBARMENT.** (a) Except as provided under pars. (b) and (c), the department
7 shall distribute to all state agencies a list of all persons whom the department has
8 found to have exceeded the grace period under sub. (2) (b) at any time in the
9 preceding 3 years. The department shall include with any name the address of the
10 person and shall specify when the person exceeded the grace period under sub. (2)
11 (b). A state agency may not award any contract to the person unless otherwise
12 recommended by the department or unless 3 years have elapsed from the date on
13 which the department issued its findings or date of final determination by a court of
14 competent jurisdiction, whichever is later.

15 (b) The department may not include in a notification under par. (a) the name
16 of any person on the basis of having let work to a person whom the department has
17 found to have exceeded the grace period under sub. (2) (b).

18 (c) This subsection does not apply to any contractor, subcontractor, or agent
19 who in good faith on no more than 2 occasions in the same calendar year commits a
20 minor violation of sub. (2) (b), as determined on a case-by-case basis through
21 administrative hearings with all rights to due process afforded to all parties or who
22 has not exhausted or waived all appeals.

23 (d) Any person submitting a bid on a project that is subject to this section shall,
24 on the date on which the person submits the bid, identify any construction business
25 in which the person, or a shareholder, officer, or partner of the person, if the person

1 is a business, owns, or has owned at least a 25 percent interest on the date on which
2 the person submits the bid or at any other time within 3 years preceding the date on
3 which the person submits the bid, if the business has been found to have exceeded
4 the grace period under sub. (2) (b).

5 (e) The department shall promulgate rules to administer this subsection.”.

6 **355.** Page 1189, line 22: delete lines 22 to 25 and substitute:

7 “**SECTION 2225.** 111.70 (1) (ne) of the statutes is amended to read:

8 111.70 (1) (ne) “School district ~~professional~~ employee” means a municipal
9 employee ~~who is a professional employee and~~ who is employed to perform services
10 for a school district.

11 **SECTION 2225f.** 111.70 (3) (a) 4. of the statutes is amended to read:

12 111.70 (3) (a) 4. To refuse to bargain collectively with a representative of a
13 majority of its employees in an appropriate collective bargaining unit. Such refusal
14 shall include action by the employer to issue or seek to obtain contracts, including
15 those provided for by statute, with individuals in the collective bargaining unit while
16 collective bargaining, mediation or fact-finding concerning the terms and conditions
17 of a new collective bargaining agreement is in progress, unless such individual
18 contracts contain express language providing that the contract is subject to
19 amendment by a subsequent collective bargaining agreement. Where the employer
20 has a good faith doubt as to whether a labor organization claiming the support of a
21 majority of its employees in an appropriate bargaining unit does in fact have that
22 support, it may file with the commission a petition requesting an election to that
23 claim. An employer shall not be deemed to have refused to bargain until an election
24 has been held and the results thereof certified to the employer by the commission.

1 The violation shall include, though not be limited thereby, to the refusal to execute
2 a collective bargaining agreement previously agreed upon. The term of any collective
3 bargaining agreement covering municipal employees who are not school district
4 employees shall not exceed 3 years, and the term of any collective bargaining
5 agreement covering school district employees shall not exceed 4 years.”.

6 **356.** Page 1190, line 19: after “employees” insert “and shall adhere to subd.
7p. for a collective bargaining unit consisting of school district employees”.

7 **357.** Page 1190, line 20: delete the material beginning with that line and
ending with page 1192, line 18, and substitute:

8 “SECTION 2227. 111.70 (4) (cm) 5s. of the statutes is repealed.”

9 **358.** Page 1195, line 22: after that line insert:

10 “SECTION 2231p. 111.70 (4) (cm) 7p. of the statutes is created to read:

11 111.70 (4) (cm) 7p. ‘Factors for school districts.’ In making any decision under
12 the arbitration procedures authorized by this paragraph, if the decision involves a
13 collective bargaining unit consisting of school district employees, the arbitrator or
14 arbitration panel may not give weight to accumulated fund balances, and, if the
15 decision is in the favor of the labor union, the municipal employer may not use any
16 accumulated fund balance for municipal employee salaries or fringe benefits.”.

17 **359.** Page 1196, line 3: after that line insert:

18 “SECTION 2232c. 111.70 (4) (cm) 7r. k. of the statutes is created to read:

19 111.70 (4) (cm) 7r. k. Any funding limitation, funding authority, or funding
20 source when raised by either party in the arbitration.”.

21 **360.** Page 1198, line 14: delete lines 14 to 18.

22 **361.** Page 1199, line 1: delete lines 1 to 24.

1 **362.** Page 1201, line 10: delete lines 10 to 19.

2 **363.** Page 1205, line 7: delete “632.895 (14m)” and substitute “632.885”.

3 **364.** Page 1207, line 3: delete “AND ACADEMIC STAFF” and substitute “,
ACADEMIC STAFF, AND”.

4 **365.** Page 1207, line 4: before “LABOR RELATIONS” insert “RESEARCH
ASSISTANT”.

5 **366.** Page 1207, line 6: delete “and academic staff” and substitute “, academic
staff, and research assistants”.

6 **367.** Page 1208, line 15: after that line insert:

7 “(c) Research assistants.”.

8 **368.** Page 1210, line 4: after that line insert:

9 “(18m) “Research assistant” means a graduate student enrolled in the
10 University of Wisconsin System who is receiving a stipend to conduct research that
11 is primarily for the benefit of the student’s own learning and research and which is
12 independent or self-directed, mentored by a member of the faculty or academic staff.
13 “Research assistant” does not include graduate students provided fellowships,
14 scholarships, or traineeships which are distributed through other titles such as
15 advanced opportunity fellow, fellow, scholar, or trainee.”.

16 **369.** Page 1212, line 18: after that line insert:

17 “(1m) Collective bargaining units for research assistants shall be structured
18 with a collective bargaining unit for each of the following groups:

19 (a) Research assistants of the University of Wisconsin–Madison and
20 University of Wisconsin–Extension.

1 (b) Research assistants of the University of Wisconsin–Milwaukee.

2 (c) Research assistants of the Universities of Wisconsin–Eau Claire, Green
3 Bay, La Crosse, Oshkosh, Parkside, Platteville, River Falls, Stevens Point, Stout,
4 Superior, and Whitewater.”.

5 **370.** Page 1212, line 19: delete “sub. (1)” and substitute “subs. (1) and (1m)”.

6 **371.** Page 1212, line 20: after “unit” insert “and 2 or more collective
bargaining units described in sub. (1m) (a) to (c) may be combined into a single unit”.

7 **372.** Page 1213, line 23: after “sub. (1)” insert “, (1m),”.

8 **373.** Page 1213, line 25: after “sub. (1)” insert “, (1m),”.

9 **374.** Page 1219, line 24: after “academic staff” insert “or research assistants”.

10 **375.** Page 1219, line 25: after “academic staff” insert “or research assistants”.

11 **376.** Page 1232, line 24: delete the material beginning with that line and
ending with page 1233, line 5.

12 **377.** Page 1233, line 5: after that line insert:

13 “SECTION 2256d. 115.28 (56) of the statutes is created to read:

14 115.28 (56) YOUTH SAFETY GRANT. Annually award a grant to a nonprofit
15 organization for the following purposes:

16 (a) Prevent and reduce the incidence of youth violence and other delinquent
17 behavior.

18 (b) Prevent and reduce the incidence of youth alcohol and other drug use and
19 abuse.

20 (c) Prevent and reduce the incidence of child abuse and neglect.

1 (d) Prevent and reduce the incidence of nonmarital pregnancy and increase the
2 use of abstinence as a method of preventing nonmarital pregnancy.

3 (e) Increase adolescent self-sufficiency by encouraging high school graduation,
4 vocational preparedness, improved social and other interpersonal skills, and
5 responsible decision making.”.

6 **378.** Page 1234, line 2: after that line insert:

7 “SECTION 2256t. 115.436 (3) (a) (intro.), 1. and 2. of the statutes are
8 consolidated, renumbered 115.436 (3) (a) and amended to read:

9 115.436 (3) (a) Beginning in the 2008–09 2009–10 school year, from the
10 appropriation under s. 20.255 (2) (ae) and subject to par. (b), the department shall
11 pay to each school district eligible for sparsity aid ~~the following amount from the~~
12 ~~appropriation under s. 20.255 (2) (ae), subject to par. (b): 1. If less than 50 percent~~
13 ~~of the school district’s membership in the previous school year was eligible for a free~~
14 ~~or reduced-price lunch under 42 USC 1758 (b), \$150 multiplied by the membership~~
15 ~~in the previous school year. 2. If 50 percent or more of the school district’s~~
16 ~~membership in the previous school year was eligible for a free or reduced-price lunch~~
17 ~~under 42 USC 1758 (b), \$300 multiplied by the membership in the previous school~~
18 ~~year.”.~~

19 **379.** Page 1235, line 24: delete lines 24 and 25.

20 **380.** Page 1236, line 1: delete lines 1 to 7.

21 **381.** Page 1244, line 3: after that line insert:

22 “SECTION 2274t. 118.51 (16) (e) of the statutes is created to read:

23 118.51 (16) (e) If in any school year the number determined in par. (a) 2. less
24 the number determined in par. (a) 1. is greater than 10 percent of the school district’s

1 membership used to calculate general school aids in that school year, in the following
2 school year the department shall pay to the school district, from the appropriation
3 account under s. 20.255 (2) (ch), the amount determined as follows:

4 1. Subtract the number of pupils determined in par. (a) 1. for the calculation
5 under par. (e) (intro.) from the number of pupils determined in par. (a) 2 for the
6 calculation under par. (e) (intro.).

7 2. Multiply the school district's membership used for the calculation under par.
8 (e) (intro.) by 0.10.

9 3. Subtract the result under subd. 2. from the result in subd. 1.

10 4. Multiply the difference under subd. 3. by the amount under par. (a) 3. in the
11 previous school year.”.

12 **382.** Page 1244, line 10: delete “118.245,” and substitute “118.245,”.

13 **383.** Page 1250, line 10: delete “and (p)”.

14 **384.** Page 1255, line 20: delete lines 20 to 23.

15 **385.** Page 1259, line 12: delete that line and substitute:

16 “**SECTION 2296b.** 119.82 (1m) (c) of the statutes is amended to read:

17 119.82 (**1m**) (c) Has been or is being sanctioned under s. 49.26 (1) (h) ~~or is~~
18 subject to the monthly attendance requirement under s. ~~DWD 11.195 (4) (b) 2., Wis.~~
19 ~~Adm. Code.~~”.

20 **386.** Page 1259, line 16: delete “~~(ne) (nd)~~” and substitute “(ne)”.

21 **387.** Page 1260, line 3: before “632.895” insert “632.885,”.

22 **388.** Page 1261, line 23: after that line insert:

23 “**SECTION 2299g.** 121.07 (6) (e) 1. of the statutes is amended to read:

1 121.07 (6) (e) 1. For a school district created by a consolidation under s. 117.08
2 or 117.09, in the school year in which the consolidation takes effect and in each of the
3 subsequent 4 school years, the amounts under pars. (b) and (d) shall be multiplied
4 by ~~1.1~~ 1.15 and rounded to the next lowest dollar.

5 **SECTION 2299r.** 121.07 (7) (e) 1. of the statutes is amended to read:

6 121.07 (7) (e) 1. For a school district created by a consolidation under s. 117.08
7 or 117.09, in the school year in which the consolidation takes effect and in each of the
8 subsequent 4 school years, the amounts under pars. (a) to (bm) shall be multiplied
9 by ~~1.1~~ 1.15 and rounded to the next lower dollar.”.

10 **389.** Page 1263, line 19: delete the material beginning with that line and
ending with page 1264, line 12.

11 **390.** Page 1265, line 11: after “school board” insert “of the school district
operating under ch. 119”.

12 **391.** Page 1266, line 1: delete lines 1 to 9.

13 **392.** Page 1267, line 6: after “ss.” insert “118.51 (16) (e).”.

14 **393.** Page 1267, line 21: after that line insert:

15 “**SECTION 2312d.** 121.905 (1) of the statutes is amended to read:

16 121.905 (1) In this section, “revenue ceiling” means \$8,700 ~~in the 2007–08~~
17 ~~school year and \$9,000 in the 2009–10 school year and in the 2010–11 school year and~~
18 \$9,800 in any subsequent school year.”.

19 **394.** Page 1276, line 9: delete the material beginning with “This” and ending
with “years.” on line 11.

20 **395.** Page 1276, line 12: delete lines 12 to 15.

1 **396.** Page 1277, line 7: after that line insert:

2 “**SECTION 2318ed.** 125.26 (6) of the statutes is amended to read:

3 125.26 (6) Temporary Class “B” licenses may be issued to bona fide clubs, to
4 county or local fair associations or agricultural societies, to churches, lodges or
5 societies that have been in existence for at least 6 months before the date of
6 application and to posts of veterans organizations authorizing the sale of fermented
7 malt beverages at a particular picnic or similar gathering, at a meeting of the post,
8 or during a fair conducted by the fair association or agricultural society. Temporary
9 Class “B” licenses may also be issued to nonprofit organizations, as defined in s.
10 134.695 (1) (am), authorizing the sale of fermented malt beverages, including the
11 provision of fermented malt beverages free of charge, at fund-raising events. The
12 amount of the fee for the license shall be determined by the municipal governing body
13 issuing the license but may not exceed \$10. An official or body authorized by a
14 municipal governing body to issue temporary Class “B” licenses may, upon issuance
15 of any temporary Class “B” license, authorize the licensee to permit underage
16 persons to be on the premises for which the license is issued. A license issued to a
17 county or district fair licenses the entire fairgrounds where the fair is being
18 conducted and all persons engaging in retail sales of fermented malt beverages from
19 leased stands on the fairgrounds. The county or district fair to which the license is
20 issued may lease stands on the fairgrounds to persons who may engage in retail sales
21 of fermented malt beverages from the stands while the fair is being held. A municipal
22 governing body may issue a temporary Class “B” license for premises that are
23 covered by a “Class B” permit issued under s. 125.51 (5) (b) 2. if the applicant meets
24 the requirements of this subsection.

1 **SECTION 2318er.** 125.32 (3m) (h) of the statutes is created to read:

2 125.32 **(3m)** (h) Any premises for which a nonprofit organization applies for,
3 or is issued, a license under s. 125.26 (6) or 125.51 (10) for a fund-raising event.”.

4 **397.** Page 1277, line 7: after that line insert:

5 “**SECTION 2318em.** 125.27 (3) of the statutes is created to read:

6 125.27 **(3)** PERMITS FOR CERTAIN TRIBES. (a) In this subsection, “tribe” means a
7 federally recognized American Indian tribe in this state having a reservation created
8 pursuant to treaty with the United States encompassing not less than 60,000 acres
9 nor more than 70,000 acres or any business entity that is wholly owned and operated
10 by such a tribe.

11 (b) Upon application, the department shall issue a Class “B” permit to a tribe
12 that holds a valid certificate issued under s. 73.03 (50) and that is qualified under
13 s. 125.04 (5) and (6). The permit authorizes the retail sale of fermented malt
14 beverages for consumption on or off the premises where sold.

15 (c) A tribe holding a permit under par. (a) may sell beverages containing less
16 than 0.5% of alcohol by volume without obtaining a license under s. 66.0433 (1).

17 (d) Except as provided in this subsection, all sections of this chapter applying
18 to Class “B” licenses apply to Class “B” permits issued under this subsection.”.

19 **398.** Page 1278, line 21: after that line insert:

20 “**SECTION 2318ir.** 125.51 (10) of the statutes is amended to read:

21 125.51 **(10)** TEMPORARY LICENSES. Notwithstanding s. 125.68 (3), temporary
22 “Class B” licenses may be issued to bona fide clubs, to county or local fair associations
23 or agricultural societies, to churches, lodges or societies that have been in existence
24 for at least 6 months before the date of application and to posts of veterans’

1 organizations authorizing the sale of wine in an original package, container or bottle
2 or by the glass if the wine is dispensed directly from an original package, container
3 or bottle at a particular picnic or similar gathering, at a meeting of the post, or during
4 a fair conducted by the fair association or agricultural society. Notwithstanding s.
5 125.68 (3), temporary “Class B” licenses may also be issued to nonprofit
6 organizations, as defined in s. 134.695 (1) (am), authorizing the sale of wine,
7 including the provision of wine free of charge, in an original package, container, or
8 bottle, or by the glass if the wine is dispensed directly from an original package,
9 container, or bottle, at fund-raising events. The amount of the fee for the license
10 shall be \$10, except that no fee may be charged to a person who at the same time
11 applies for a temporary Class “B” license under s. 125.26 (6) for the same event. A
12 license issued to a county or district fair licenses the entire fairgrounds where the
13 fair is being conducted and all persons engaging in retail sales of wine from leased
14 stands on the fairgrounds. The county or district fair to which the license is issued
15 may lease stands on the fairgrounds to persons who may engage in retail sales of
16 wine from the stands while the fair is being held. Not more than 2 licenses may be
17 issued under this subsection to any club, county or local fair association, agricultural
18 association, church, lodge, society or, veterans post, or nonprofit organization in any
19 12-month period.”.

20 **399.** Page 1278, line 21: after that line insert:

21 “SECTION 2318im. 125.51 (4) (w) 4. of the statutes is created to read:

22 125.51 (4) (w) 4. Notwithstanding pars. (am) to (d) and s. 125.185 (5), a 3rd class
23 city located in Dane County having a population as shown in the 2000 federal
24 decennial census of at least 15,000 but not more than 16,000 may issue 2 “Class B”

1 licenses in addition to the number of licenses determined for the city’s quota under
2 pars. (b) to (d).”.

3 **400.** Page 1278, line 21: after that line insert:

4 “**SECTION 2318ip.** 125.51 (5) (d) of the statutes is created to read:

5 125.51 (5) (d) PERMITS FOR CERTAIN TRIBES. 1. In this paragraph, “tribe” has the
6 meaning given in s. 125.27 (3) (a).

7 2. Upon application, the department shall issue a “Class B” permit to a tribe
8 that holds a valid certificate issued under s. 73.03 (50) and that is qualified under
9 s. 125.04 (5) and (6). The permit authorizes the retail sale of intoxicating liquor for
10 consumption on the premises where sold by the glass and not in the original package
11 or container. The permit also authorizes the sale of intoxicating liquor in the original
12 package or container, in multiples not to exceed 4 liters at any one time, to be
13 consumed off the premises where sold, except that wine is not subject to the 4-liter
14 limitation.

15 3. Except as provided in this paragraph, all sections of this chapter applying
16 to “Class B” licenses apply to “Class B” permits issued under this paragraph.”.

17 **401.** Page 1278, line 21: after that line insert:

18 “**SECTION 2318it.** 125.51 (4) (x) of the statutes is created to read:

19 125.51 (4) (x) 1. In this paragraph:

20 a. “Area base value” means the aggregate assessed value of all taxable property
21 located within the geographic bounds of a capital improvement area on January 1
22 of the year that is 5 years prior to the year in which such capital improvement area
23 is enumerated under subd. 2.

1 b. “Capital improvement area” means a geographic area that is enumerated
2 under subd. 2. as having an improvement increment exceeding \$50,000,000 in the
3 year in which the area is enumerated and as being located within a municipality with
4 insufficient reserve “Class B” licenses to issue a “Class B” license for each business
5 or proposed business that would reasonably require one.

6 c. “Good faith,” with respect to an applicant’s attempt to purchase a “Class B”
7 licensed business, includes an applicant making an offer to purchase the business
8 for an amount exceeding \$25,000 in total value, without additional significant
9 conditions placed on the purchase by either party, after having given notice to all
10 current “Class B” license holders within the municipality where the business is
11 located, by U.S. mail addressed to either the licensee’s last-known address or to the
12 licensed premises, of the applicant’s interest in purchasing a licensed business,
13 except that an offer in an amount of \$25,000 or less may also be considered to be in
14 a good faith for purposes of this subd. 1. c. depending on the fair market value of the
15 business, the availability of other licensed businesses for purchase, and any
16 conditions attached to the sale.

17 d. “Improvement increment” means the aggregate assessed value of all taxable
18 property in a capital improvement area as of January 1 of any year minus the area
19 base value.

20 e. “Qualified applicant” means an applicant that complies with all
21 requirements under s. 125.04 (5) and (6) and any applicable ordinance, that certifies
22 by affidavit that the applicant has made a good faith attempt to purchase the
23 business of a person holding a “Class B” license within the municipality and have
24 that license transferred to the applicant under s. 125.04 (12) (b) 4., and for whom the
25 issuing municipality has determined that these requirements have been met.

1 2. The legislature hereby enumerates the following areas, with the geographic
2 boundaries described in this subdivision, as capital improvement areas:

3 a. The geographic area composed of all land within the Tax Incremental
4 District Number 3 within the city of Oconomowoc in Waukesha County that lies
5 south of Valley Road and east of STH 67 or that lies south of I 94 and west of STH
6 67.

7 3. Notwithstanding pars. (am) to (d) and s. 125.185 (5), upon application by a
8 qualified applicant, the governing body of any municipality containing a capital
9 improvement area enumerated under subd. 2. a. shall issue to the qualified applicant
10 one “Class B” license in addition to the number of licenses determined for the
11 municipality’s quota under pars. (b) to (d) and in addition to any license under par.
12 (v).

13 4. Notwithstanding pars. (am) to (d) and s. 125.185 (5), after a qualified
14 applicant has filed an application under subd. 3. and upon application by an initial
15 qualified applicant under this subdivision, the governing body of any municipality
16 containing a capital improvement area enumerated under subd. 2. a. shall determine
17 the improvement increment within the capital improvement area for the calendar
18 year in which the application under this subdivision is filed. If the improvement
19 increment is at least \$10,000,000 above \$50,000,000, the governing body of the
20 municipality shall issue to the initial qualified applicant a “Class B” license. For
21 each \$10,000,000 of improvement increment above \$50,000,000, the governing body
22 of the municipality is authorized to issue under this subdivision one “Class B” license
23 and, upon each application by a qualified applicant subsequent to that of the initial
24 qualified applicant, the governing body of the municipality shall issue a “Class B”
25 license to the qualified applicant until all licenses authorized under this subdivision

1 have been issued. If the governing body of any municipality receives an application
2 by a qualified applicant in a calendar year subsequent to the calendar year in which
3 it received the application of the initial qualified applicant, the governing body of the
4 municipality shall redetermine the improvement increment for that year for the
5 purpose of determining the number of “Class B” licenses authorized under this
6 subdivision. The “Class B” licenses that a municipality is authorized to issue under
7 this subdivision are in addition to the number of licenses determined for the
8 municipality’s quota under pars. (b) to (d), any license under par. (v), and the license
9 under subd. 3.

10 5. Notwithstanding subsd. 3. and 4., not more than 10 “Class B” licenses may
11 be issued under this paragraph for premises within the same capital improvement
12 area.

13 6. Notwithstanding subd. 7., any “Class B” license issued under this paragraph
14 may be transferred as provided under s. 125.04 (12) (b) 4. Notwithstanding subsd.
15 5. and 7., if a “Class B” license issued under this paragraph is surrendered to the
16 issuing municipality, revoked, or not renewed, the municipality may reissue the
17 license to a qualified applicant for a premises located within the same capital
18 improvement area for which the license was originally issued.

19 7. No “Class B” license may be issued under this paragraph after July 1, 2017.”.

20 **402.** Page 1278, line 22: delete the material beginning with that line and
ending with page 1281, line 22.

21 **403.** Page 1282, line 18: delete “\$1.87”.

22 **404.** Page 1282, line 19: delete lines 19 and 20 and substitute “per ounce, and
at a proportionate rate for any other quantity or fractional part thereof, of the moist

~~snuff's net weight, as listed by the manufacturer 97 percent of the manufacturer's established list price to distributors without diminution by volume or other discounts on domestic products. The tax".~~

1 **405.** Page 1282, line 21: delete “50 71” and substitute “50”.

2 **406.** Page 1282, line 25: after “States.” insert “On moist snuff imported from another country, the rate of the tax is 97 percent of the amount obtained by adding the manufacturer's list price to the federal tax, duties, and transportation costs to the United States.”.

3 **407.** Page 1283, line 7: delete the material beginning with that line and ending with page 1284, line 12.

4 **408.** Page 1284, line 17: delete lines 17 and 18 and substitute “\$1.31 per ounce, and at a proportionate rate for any other quantity or fractional part thereof, ~~of the moist snuff's net weight, as listed by the manufacturer 97 percent of the manufacturer's established list price to distributors without diminution by volume or other discounts on domestic products. The tax”.~~

5 **409.** Page 1284, line 19: delete “50 71” and substitute “50”.

6 **410.** Page 1290, line 14: delete the material beginning with that line and ending with page 1291, line 2, and substitute:

7 “146.81 (5) “Person authorized by the patient” means the parent, guardian, or
8 legal custodian of a minor patient, as defined in s. 48.02 (8) and (11);~~;~~ the person
9 vested with supervision of the child under s. 938.183 or 938.34 (4d), (4h), (4m), or
10 (4n);~~;~~ the guardian of a patient adjudicated incompetent in this state;~~;~~ the personal
11 representative ~~or, spouse, or domestic partner under ch. 770 of a deceased patient,~~
12 ~~any person authorized in writing by the patient or;~~ a health care agent designated

1 by the patient as a principal under ch. 155 if the patient has been found to be
2 incapacitated under s. 155.05 (2), except as limited by the power of attorney for
3 health care instrument; or a person who qualifies as the patient’s personal
4 representative under 45 CFR 164.502 (g). If no spouse or domestic partner survives
5 a deceased patient, “person authorized by the patient” also means an adult member
6 of the deceased patient’s immediate family, as defined in s. 632.895 (1) (d). A court
7 may appoint a temporary guardian for a patient believed incompetent to consent to
8 the release of records under this section as the person authorized by the patient to
9 decide upon the release of records, if no guardian has been appointed for the
10 patient.”.

11 **411.** Page 1292, line 10: delete “21” and substitute “30”.

12 **412.** Page 1292, line 19: delete “21” and substitute “30”.

13 **413.** Page 1293, line 6: delete lines 6 to 8 and substitute:

14 “1. For paper copies requested before January 1, 2011, 35 cents per page; for
15 paper copies requested on or after January 1, 2011, the amount published by the
16 department under sub. (1i).

17 2. For microfiche or microfilm copies requested before January 1, 2011, \$1.25
18 per page; for microfiche or microfilm copies requested on or after January 1, 2011,
19 the amount published by the department under sub. (1i).

20 3. For a print of an X-ray requested before January 1, 2011, \$10 per image; for
21 a print of an X-ray requested on or after January 1, 2011, the amount published by
22 the department under sub. (1i).”.

23 **414.** Page 1294, line 13: delete lines 13 to 17 and substitute:

1 “1. For paper copies requested before January 1, 2011, 35 cents per page; for
2 paper copies requested on or after January 1, 2011, the amount published by the
3 department under sub. (1i).

4 2. For microfiche or microfilm copies requested before January 1, 2011, \$1.25
5 per page; for microfiche or microfilm copies requested on or after January 1, 2011,
6 the amount published by the department under sub. (1i).

7 3. For a print of an X-ray requested before January 1, 2011, \$10 per image; for
8 a print of an X-ray requested on or after January 1, 2011, the amount published by
9 the department under sub. (1i).

10 4. For certification of copies for a request that is made before January 1, 2011,
11 \$5; for certification of copies for a request that is made on or after January 1, 2011,
12 the amount published by the department under sub. (1i).

13 5. For processing and handling for a request that is made before January 1,
14 2011, a single charge of \$15 for all copies requested; for processing and handling for
15 a request that is made on or after January 1, 2011, a single charge, in the amount
16 published by the department under sub. (1i), for all copies requested.”.

17 **415.** Page 1294, line 19: delete “patient or person authorized by the patient”
and substitute “requester”.

18 **416.** Page 1295, line 2: after that line insert:

19 “**SECTION 2433g.** 146.83 (1i) of the statutes is created to read:

20 146.83 **(1i)** The department shall determine the amounts under sub. (1f) (c) 1.,
21 2., and 3. and (1h) (b) 1., 2., 3., 4., and 5. that apply in 2011 and each subsequent year.
22 The department shall annually increase the amounts under sub. (1f) (c) 1., 2., and
23 3. and (1h) (b) 1., 2., 3., 4., and 5. by a percentage equal to the percentage change

1 between the U.S. consumer price index for all urban consumers, U.S. city average,
2 for the month of August of the previous year and the U.S. consumer price index for
3 all urban consumers, U.S. city average, for the month of August of the 2nd previous
4 year, as determined by the federal department of labor. The department shall
5 publish the applicable amounts on its Internet Web site by December 15 of the
6 previous year.”.

7 **417.** Page 1295, line 22: delete “21” and substitute “30”.

8 **418.** Page 1295, line 24: delete “21” and substitute “30”.

9 **419.** Page 1296, line 2: delete “21” and substitute “30”.

10 **420.** Page 1296, line 3: delete “21” and substitute “30”.

11 **421.** Page 1307, line 16: after that line insert:

12 “SECTION 2443d. 165.018 of the statutes is repealed.”.

13 **422.** Page 1309, line 7: after that line insert:

14 “SECTION 2446m. 165.755 (1) (b) of the statutes is amended to read:

15 165.755 (1) (b) A court may not impose the crime laboratories and drug law
16 enforcement surcharge under par. (a) for a violation of s. 101.123 (2) (a), (am) 1., (ar),
17 (bm), (br), or (bv) or (5) (b), for a financial responsibility violation under s. 344.62 (2),
18 for a first violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b) 1., 346.63 (1) (b), or 350.101
19 (1) (b), if the person who committed the violation had a blood alcohol concentration
20 of 0.08 or more but less than 0.1 at the time of the violation, or for a violation of a state
21 law or municipal or county ordinance involving a nonmoving traffic violation, a
22 violation under s. 343.51 (1m) (b), or a safety belt use violation under s. 347.48 (2m).”.

1 **423.** Page 1312, line 20: delete the material beginning with that line and
ending with page 1315, line 23.

2 **424.** Page 1316, line 3: before “632.895” insert “632.885”.

3 **425.** Page 1316, line 11: before “632.895” insert “632.885”.

4 **426.** Page 1319, line 18: delete the material beginning with that line and
ending with page 1320, line 5.

5 **427.** Page 1320, line 10: delete “active voice or nonvoice” and substitute
“active retail voice”.

6 **428.** Page 1320, line 14: delete the material beginning with “that the” and
ending with “subscriber.” on line 15 and substitute “with an assigned telephone
number, including a communication service provided via a voice over Internet
protocol connection. If a communications provider provides multiple
communications service connections to a subscriber, the communications provider
shall impose a separate fee under this subdivision on each of the first 10 connections
and one additional fee for each 10 additional connections per billed account.”.

7 **429.** Page 1320, line 18: delete “fee.” and substitute “fee,” or, if the
communications provider combines the fee with a charge imposed under s. 256.35 (3),
the communications provider shall identify the combined fee and charge as “charge
for funding countywide 911 systems plus police and fire protection fee.”.

8 **430.** Page 1321, line 18: after that line insert:

9 “**SECTION 2454L.** 196.025 (6) of the statutes, as created by 2009 Wisconsin Act
10 (this act), is repealed.”.

11 **431.** Page 1322, line 5: after that line insert:

1 “**SECTION 2460f.** 196.202 (2) of the statutes, as affected by 2009 Wisconsin Act
2 (this act), is repealed and recreated to read:

3 196.202 (2) SCOPE OF REGULATION. A commercial mobile radio service provider
4 is not subject to ch. 201 or this chapter, except as provided in sub. (5), and except that
5 a commercial mobile radio service provider is subject to ss. 196.218 (3) and 196.859,
6 and shall respond, subject to the protection of the commercial mobile radio service
7 provider’s competitive information, to all reasonable requests for information about
8 its operations in this state from the commission necessary to administer ss. 196.218
9 (3) and 196.859.”.

10 **432.** Page 1322, line 12: after that line insert:

11 “**SECTION 2460t.** 196.203 (1) of the statutes, as affected by 2009 Wisconsin Act
12 (this act), is repealed and recreated to read:

13 196.203 (1) Alternative telecommunications utilities are exempt from all
14 provisions of ch. 201 and this chapter, except as provided in this section and except
15 that an alternative telecommunications utility that is a local government
16 telecommunications utility, as defined in s. 196.204 (5) (ag) 1., is subject to s. 196.204
17 (5).”.

18 **433.** Page 1322, line 19: delete the material beginning with that line and
ending with page 1323, line 11.

19 **434.** Page 1323, line 15: after that line insert:

20 “**SECTION 2475L.** 196.499 (1) (intro.) of the statutes, as affected by 2009
21 Wisconsin Act (this act), is repealed and recreated to read:

1 196.499 (1) SCOPE. (intro.) Notwithstanding any other provisions of this
2 chapter, a telecommunications carrier is not subject to regulation under this chapter,
3 except under each of the following provisions.”.

4 **435.** Page 1324, line 8: delete lines 8 to 25.

5 **436.** Page 1325, line 1: delete lines 1 to 9.

6 **437.** Page 1325, line 18: delete the material beginning with that line and
ending with page 1326, line 5.

7 **438.** Page 1326, line 25: delete the material beginning with that line and
ending with page 1327, line 20.

8 **439.** Page 1328, line 7: delete the material beginning with that line and
ending with page 1329, line 24.

9 **440.** Page 1330, line 18: after that line insert:

10 “**SECTION 2482m.** 230.04 (17m) of the statutes is created to read:

11 230.04 (17m) Upon receiving notice from the department of corrections that
12 a unit supervisor position in the division of adult institutions in the department of
13 corrections has become vacant, the director shall reclassify the position under s.
14 230.09 as a teacher position.”.

15 **441.** Page 1345, line 15: after that line insert:

16 “**SECTION 2520d.** 250.20 (6) of the statutes is created to read:

17 250.20 (6) AMERICAN INDIAN DIABETES PREVENTION AND CONTROL. From the
18 appropriation under s. 20.435 (1) (kf), the department shall fund activities to prevent
19 and control diabetes among American Indians.”.

20 **442.** Page 1357, line 4: after that line insert:

1 “**SECTION 2552g.** 254.47 (7) of the statutes is created to read:

2 254.47 (7) The department may not require that a swimming pool be staffed
3 by a lifeguard as a condition of receiving a permit under this section if the swimming
4 pool is less than 2,500 square feet, the swimming pool is located in a private club in
5 the city of Milwaukee, and the club has a policy that prohibits a minor from using
6 the swimming pool when not accompanied by an adult.”.

7 **443.** Page 1362, line 23: after that line insert:

8 “**SECTION 2572hb.** 256.35 (1) (cs) of the statutes is created to read:

9 256.35 (1) (cs) “Communications provider” means a person that provides active
10 voice or nonvoice communications service that is capable of accessing a public safety
11 answering point.

12 **SECTION 2572he.** 256.35 (1) (ee) of the statutes is created to read:

13 256.35 (1) (ee) “Enhanced 911 service” means delivering 911 calls with
14 automatic number identification and automatic location identification to an
15 appropriate public safety answering point by selective routing based on the
16 geographical location from which the call originated and providing either a specific
17 street address or information defining the approximate geographic location, in
18 accordance with orders promulgated by the federal communications commission.

19 **SECTION 2572hh.** 256.35 (1) (gm) of the statutes is amended to read:

20 256.35 (1) (gm) “Public safety answering point” means a facility to which a call
21 on a basic or sophisticated system is initially routed for response, and on which a
22 public agency directly dispatches the appropriate emergency service provider, relays
23 a message to the appropriate emergency service provider or transfers the call to the

1 appropriate emergency services provider. “Public safety answering point” includes
2 a wireless public safety answering point, as defined in sub. (3m) (a) 7.

3 **SECTION 2572hL.** 256.35 (3) of the statutes is repealed.

4 **SECTION 2572ho.** 256.35 (3g) of the statutes is created to read:

5 256.35 (3g) ENHANCED 911 GRANTS. (a) *Surcharges.* 1. ‘In general.’ Except as
6 provided in subd. 2., each communications provider shall impose on subscriber bills
7 a monthly surcharge of 75 cents, subject to any adjustment under subd. 3. A
8 communications provider may list the surcharge separately from other charges on
9 a subscriber’s bill. Any partial payment of a surcharge by a subscriber shall be
10 applied first to any amount the subscriber owes the communications provider for
11 communications service.

12 2. ‘Prepaid wireless.’ a. A communications provider that offers prepaid
13 wireless service, or a seller that offers prepaid wireless service on behalf of a
14 communications provider, shall impose a surcharge equal to one-half of the
15 surcharge required under subd. 1., as adjusted under subd. 3., on subscribers with
16 respect to each retail transaction for prepaid wireless service that occurs in this
17 state. The communications provider or seller may state the amount of the surcharge
18 separately on an invoice, receipt, or similar document provided to a subscriber, or
19 may otherwise disclose the surcharge to the subscriber. The surcharge is the liability
20 of the subscriber, and not of the communications provider or seller, except that a
21 communications provider or seller is liable to remit all surcharges that the
22 communications provider or seller collects from subscribers, including all such
23 surcharges that the communications provider or seller is considered to collect where
24 the amount of the surcharge is not separately stated on an invoice, receipt, or other

1 similar document provided to the subscriber by the communications provider or
2 seller.

3 b. The commission shall promulgate rules exempting from the surcharge
4 required under subd. 2. a. a transaction that is not considered to be a sale at retail
5 under subch. III of ch. 77.

6 c. For purposes of subd. 2. a., a retail transaction effected in person by a
7 subscriber at a business location of the communications provider occurs in this state
8 if the business location is in this state and any other retail transaction occurs in this
9 state if the location of the retail transaction is in this state as determined under s.
10 77.522.

11 d. Except for the surcharge authorized under this subdivision, no local
12 government or state agency, as defined in s. 560.9810 (1), may impose a fee with
13 respect to prepaid wireless on any communications provider, seller, or consumer, for
14 the purpose of funding wireless emergency telephone service.

15 e. The commission shall promulgate rules establishing requirements and
16 procedures for auditing sellers to determine compliance with this subdivision,
17 including requirements and procedures for appealing determinations of the
18 commission. To the extent practicable, the rules shall incorporate the audit and
19 appeal provisions under ss. 77.59 and 77.61.

20 3. 'Adjustments.' a. Annually, the commission shall adjust the amount of the
21 surcharge required under subd. 1. to reflect any change in the U.S. consumer price
22 index for the midwest region as determined by the U.S. department of labor during
23 the period beginning on August 31 of the year that is 2 years before the commission's
24 adjustment and ending on August 31 of the year before the commission's adjustment.

1 b. The commission shall annually monitor the revenues, including interest,
2 generated by the surcharges remitted under subd. 4. a. If the commission determines
3 that the surcharges generate revenue in excess of the amount required for grants
4 under par. (d), the commission shall reduce the amount of the surcharge required
5 under subd. 1., but only if the reduction ensures full cost recovery for grant recipients
6 over a reasonable period. If the commission determines that the surcharges remitted
7 under subd. 4. a. generate revenue that is less than the amount required for grants
8 under par. (d), the commission shall increase the surcharge required under subd. 1.
9 by an amount that ensures full cost recovery for grant recipients over a reasonable
10 period, except that, in a year, the commission may not increase the surcharge by an
11 amount greater than an increase allowed for that year under subd. 3. a.

12 c. No later than October 1 of each year the commission shall notify
13 communications providers and sellers who offer prepaid wireless on behalf of
14 communications providers of any adjustment to the surcharge required under subd.
15 1., and the adjustment shall be effective on January 1 of the following year.

16 4. ‘Collection and remittance.’ a. A communications provider or seller that
17 offers prepaid wireless on behalf of a communication provider shall remit surcharges
18 to the commission no later than the end of the month following the month that the
19 provider or seller collects the surcharges from subscribers, except that a
20 communications provider may deduct and retain from the remittance an
21 administrative allowance equal to \$50, or 1 percent of the surcharges collected from
22 subscribers, whichever is greater. The commission may require that
23 communications providers and sellers report the amount of uncollected surcharges
24 on an annual basis, or less frequently as determined by the commission. The
25 commission may require that a communications provider or seller provide the

1 commission with the name, address, and telephone number of a subscriber who
2 refuses to pay a surcharge. The commission shall deposit all remittances under this
3 subd. 4. a. into the 911 fund.

4 b. A communications provider or seller has no obligation to take any legal
5 action to enforce the collection of the surcharge billed to a subscriber. The
6 commission may initiate a collection action against a subscriber for an unpaid
7 surcharge, and recover reasonable costs and, notwithstanding s. 814.04 (1), attorney
8 fees associated with the action.

9 (b) *Grant applications; communications providers.* A communications provider
10 may apply to the commission for grants for reimbursement of actual, commercially
11 reasonable costs incurred in complying with the requirements for enhanced 911
12 service, including the costs incurred for designing, upgrading, purchasing, leasing,
13 programming, installing, testing, or maintaining all necessary data, hardware, and
14 software required to provide enhanced 911 service, and the recurring and
15 nonrecurring costs of providing enhanced 911 service. An application shall include
16 invoices for the costs for which reimbursement is claimed.

17 (c) *Grant applications; local governments.* 1. A local government that operates
18 a wireless public safety answering point that was in operation on November 30, 2008,
19 and that was identified in a resolution adopted under sub. (3m) (c) 3., and a local
20 government designated under subd. 2., may apply to the commission for grants if the
21 local government submits annual applications to the commission that identify the
22 expenses eligible for reimbursement under subd. 3., list the invoices for
23 reimbursement that are related to compliance with enhanced 911 service
24 requirements, and include the costs of landline 911 trunks and charges for public
25 safety answering points in the same county as the local government.

1 2. If enhanced 911 service was not available in a county on November 30, 2008,
2 and the county designates one local government in the county, or the county itself,
3 as the operator of the primary public safety answering point for the county, the local
4 government or county so designated is eligible for grants under subd. 1. The
5 commission shall promulgate rules establishing requirements and procedures for a
6 county to make a designation under this subdivision.

7 3. Expenses that are eligible for reimbursement under subd. 1. are the actual
8 costs incurred by a public safety answering point in complying with the requirements
9 of enhanced 911 service, including costs incurred for designing, upgrading,
10 purchasing, leasing, programming, installing, testing, or maintaining all necessary
11 data, hardware, and software required to provide enhanced 911 service; the
12 recurring and nonrecurring costs of providing enhanced 911 service; and the costs
13 associated with training public safety answering point personnel.

14 (d) *Payment of grants.* From the appropriation account under s. 20.155 (3) (r),
15 the commission shall award grants to communications providers and local
16 governments who submit applications under pars. (b) and (c) for reimbursement of
17 costs that the commission determines are eligible for reimbursement. If the total
18 amount of invoices for cost reimbursement that are submitted to the commission and
19 approved for payment in a month exceeds the amount available from the 911 fund
20 for reimbursement, the commission shall proportionately reduce the amount
21 payable to each communications provider and local government so that the amount
22 paid in grants does not exceed the amount available from the 911 fund, and the
23 commission shall defer awarding grants for the balance due to each communications
24 provider and local government until sufficient moneys are available from the 911
25 fund.

1 (e) *Information requests; audits.* A local government that receives grants for
2 a public safety answering point shall comply with all requests by the commission for
3 financial information related to the operation of the public safety answering point
4 and, upon request, provide a copy of any audits conducted of the public safety
5 answering point to the commission.

6 (f) *Telephone relay service for hearing impaired.* A local government that
7 receives a grant under par. (d) shall ensure the each public safety answering point
8 operated by or on behalf of the local government complies with requirements of the
9 federal communications commission that all 911 answering positions are equipped
10 with the necessary equipment for accepting 911 calls from the hearing impaired
11 directly or through the use of a relaying service.

12 (g) *Audits.* The commission may require a communications provider or local
13 government that receives a grant under par. (d) to conduct an audit to ensure that
14 the grant application and use of the moneys received is consistent with the
15 requirements of this subsection and may require a local government that receives a
16 grant under par. (d) to provide a copy of its annual audit of the public safety
17 answering point for which the grant is received.

18 (h) *Unauthorized expenditures.* The commission may, on its own motion, or, at
19 its discretion, upon the complaint of any person, give written notice of violation to
20 any communications provider or local government alleged to be expending grant
21 moneys for a purpose not authorized under this subsection. Upon receipt of the
22 notice, the communications provider or local government shall cease making any
23 unauthorized expenditure, and may petition the commission for a hearing on the
24 question of whether an expenditure is authorized. The commission shall grant a
25 request for a hearing within a reasonable period. If, after the hearing, the

1 commission determines that an expenditure is not authorized, the commission shall
2 require the communications provider or local government to refund, within 90 days
3 of the commission's determination, the unauthorized expenditure.

4 (i) *Proprietary information.* Any information submitted by a communications
5 provider to the commission or the 911 council that the communications provider
6 designates as proprietary, and that the commission determines is proprietary, is
7 confidential and not subject to inspection or copying under s. 19.35, except with the
8 express consent of the communications provider. General information collected by
9 the commission or the 911 council may be released or published only in aggregate
10 amounts that do not identify or allow identification of numbers of subscribers or
11 revenues attributable to an individual communications provider.

12 (j) *Statewide plan.* The commission shall develop a statewide plan for
13 enhanced 911 services for the state. The plan shall be consistent with the plan
14 required under 47 USC 942 (b) (3) (A) (iii).

15 (k) *Rules.* The commission shall promulgate rules for administering the
16 requirements of this subsection.

17 (L) *Reports.* No later than February 28 of each odd-numbered year, the
18 commission shall submit a report to the legislature under s. 13.172 (2) that has
19 complete information regarding receipts and expenditures under this subsection
20 during the 2-year reporting period and that describes the status of the 911 system
21 in this state at the time of the report and the results of any related investigations
22 completed by the commission during the 2-year reporting period.

23 (m) *911 council.* The commission shall consult with the 911 council in carrying
24 out the commission's duties under this subsection.

1 **SECTION 2572hr.** 256.35 (3m) (a) 2. of the statutes is renumbered 256.35 (1)
2 (cp).

3 **SECTION 2572hu.** 256.35 (3m) (a) 3. of the statutes is renumbered 256.35 (1)
4 (em).

5 **SECTION 2572hy.** 256.35 (3m) (a) 4. of the statutes is renumbered 256.35 (1)
6 (es).”.

7 **444.** Page 1363, line 2: after that line insert:

8 “**SECTION 2573b.** 256.35 (5) of the statutes is created to read:

9 256.35 (5) REQUIREMENT TO PROVIDE ENHANCED 911 SERVICE. In accordance with
10 the federal wireless orders, no communications provider is required to provide
11 enhanced wireless 911 service until all of the following conditions are satisfied:

12 (a) The communications provider receives a request for the service from the
13 administrator of a public safety answering point that is capable of receiving and
14 utilizing the data elements associated with the service.

15 (b) The funds for reimbursement of the communications provider’s costs are
16 available.

17 (c) The relevant local exchange carrier is able to support the requirements of
18 enhanced 911 service.

19 **SECTION 2573f.** 256.35 (7) of the statutes is amended to read:

20 256.35 (7) LIABILITY EXEMPTION. A telecommunications utility, wireless
21 provider, as defined in sub. (3m) (a) 6., person that provides exchange telephone
22 service to a telephone subscriber, cellular services, voice over Internet protocol
23 services, or cable telephony services, person that provides services to a device that
24 can access 911, or local government,~~as defined in sub. (3m) (a) 4.,~~ shall not be liable

1 to any person who uses an emergency number system created under this section or
2 makes an emergency telephone call initially routed to a wireless public safety
3 answering point, as defined in sub. (3m) (a) 7.

4 **SECTION 2573h.** 256.35 (8) of the statutes is created to read:

5 **256.35 (8) SUBSCRIBER RECORDS AND INFORMATION.** (a) Subscriber records that
6 a communications provider discloses to a public safety answering point remain the
7 property of the communications provider and use of the records is limited to
8 providing emergency services in response to 911 calls. Any communications provider
9 connection information of a subscriber, including the subscriber’s address, that is
10 obtained by a public safety answering point for public safety purposes is not subject
11 to inspection or copying under s. 19.35.

12 (b) The disclosure or use of information contained in the database of the
13 telephone network portion of a 911 system, for other than operations of the 911
14 system, is prohibited.

15 (c) No later than 2 business days after a communications provider installs
16 service for a new subscriber, the communications provider shall provide the relevant
17 public safety answering point with subscriber information necessary to update the
18 master street address guide or location database used by the public safety answering
19 point to respond to emergency calls and the public safety answering point shall make
20 the update.”.

21 **445.** Page 1363, line 3: delete lines 3 to 5.

22 **446.** Page 1385, line 17: delete lines 17 to 25.

23 **447.** Page 1386, line 1: delete lines 1 to 7.

24 **448.** Page 1391, line 10: delete “1.”.

1 **449.** Page 1391, line 11: delete the material beginning with “or” and ending
with “subd. 2” on line 12.

2 **450.** Page 1391, line 13: delete lines 13 to 17 and substitute:
3 “(c) Each fee paid under par. (a) and \$95 of each fee paid under par. (b) shall
4 be credited to the appropriation account under s. 20.370 (4) (mi).”.

5 **451.** Page 1396, line 5: delete lines 5 to 12.

6 **452.** Page 1396, line 12: after that line insert:

7 “**SECTION 2649g.** 289.01 (4m) of the statutes is created to read:

8 289.01 (**4m**) “Building waste” means solid waste resulting from the
9 construction, demolition, or razing of buildings.

10 **SECTION 2650g.** 289.01 (5m) of the statutes is created to read:

11 289.01 (**5m**) “Construction landfill” means a solid waste disposal facility used
12 for the disposal of only construction and demolition wastes.

13 **SECTION 2651g.** 289.01 (5r) of the statutes is created to read:

14 289.01 (**5r**) “Construction and demolition waste” means solid waste resulting
15 from the construction, demolition, or razing of buildings, roads, and other
16 structures.”.

17 **453.** Page 1396, line 13: delete the material beginning with that line and
ending with page 1397, line 4.

18 **454.** Page 1397, line 24: delete the material beginning with that line and
ending with page 1398, line 25.

19 **455.** Page 1398, line 25: after that line insert:

20 “**SECTION 2656k.** 289.51 (3) of the statutes is created to read:

1 289.51 (3) The department may not require that ash resulting from the burning
2 of a structure for practice or instruction of fire fighters or the testing of fire fighting
3 equipment be disposed of in a landfill licensed under s. 289.31.”.

4 **456.** Page 1398, line 25: after that line insert:

5 “**SECTION 2656h.** 289.63 (1) of the statutes is amended to read:

6 289.63 (1) IMPOSITION OF GROUNDWATER AND WELL COMPENSATION FEES ON
7 GENERATORS. Except as provided under sub. (6), a generator of solid or hazardous
8 waste shall pay separate groundwater and well compensation fees for each ton or
9 equivalent volume of solid or hazardous waste which is disposed of at a licensed solid
10 or hazardous waste disposal facility and for each ton or equivalent volume of building
11 waste that is disposed of at a construction landfill. If a person arranges for collection
12 or disposal services on behalf of one or more generators, that person shall pay the
13 groundwater and well compensation fees to the licensed solid or hazardous waste
14 disposal facility or to the construction landfill or to any intermediate hauler used to
15 transfer wastes from collection points to a licensed facility or to a construction
16 landfill. An intermediate hauler who receives groundwater and well compensation
17 fees under this subsection shall pay the fees to the licensed solid or hazardous waste
18 disposal facility or to the construction landfill. Tonnage or equivalent volume shall
19 be calculated in the same manner as the calculation made for tonnage fees under s.
20 289.62 (1).

21 **SECTION 2656i.** 289.64 (1) of the statutes is amended to read:

22 289.64 (1) IMPOSITION OF SOLID WASTE FACILITY SITING BOARD FEE ON GENERATORS.
23 Except as provided under sub. (4), a generator of solid waste or hazardous waste shall
24 pay a solid waste facility siting board fee for each ton or equivalent volume of solid

1 waste or hazardous waste that is disposed of at a licensed solid waste or hazardous
2 waste disposal facility and for each ton or equivalent volume of building waste that
3 is disposed of at a construction landfill. If a person arranges for collection or disposal
4 services on behalf of one or more generators, that person shall pay the solid waste
5 facility siting board fee to the licensed solid waste or hazardous waste disposal
6 facility or to the construction landfill or to any intermediate hauler used to transfer
7 wastes from collection points to a licensed facility or to a construction landfill. An
8 intermediate hauler who receives the solid waste facility siting board fee under this
9 subsection shall pay the fee to the licensed solid waste or hazardous waste disposal
10 facility or to the construction landfill. Tonnage or equivalent volume shall be
11 calculated in the same manner as the calculation made for tonnage fees under s.
12 289.62 (1).

13 **SECTION 2656j.** 289.64 (2) of the statutes is amended to read:

14 289.64 (2) COLLECTION. The owner or operator of a licensed solid waste or
15 hazardous waste disposal facility or of a construction landfill shall collect the solid
16 waste facility siting board fee from the generator, a person who arranges for disposal
17 on behalf of one or more generators or an intermediate hauler and shall pay to the
18 department the amount of the fee required to be collected according to the amount
19 of solid waste or hazardous waste received and disposed of at the facility or at the
20 construction landfill during the preceding reporting period.

21 **SECTION 2656jm.** 289.64 (5) of the statutes is amended to read:

22 289.64 (5) REPORTING PERIOD. The reporting period under this section is the
23 same as the reporting period under s. 289.62 (1). The owner or operator of any
24 licensed solid waste or hazardous waste disposal facility or of any construction

1 landfill shall pay the solid waste facility siting board fee required to be collected
2 under sub. (2) at the same time as any tonnage fees under s. 289.62 (1) are paid.

3 **SECTION 2656k.** 289.64 (7) (a) of the statutes is amended to read:

4 289.64 (7) (a) If a person required under sub. (1) to pay the solid waste facility
5 siting board fee to a licensed solid waste or hazardous waste disposal facility or to a
6 construction landfill fails to pay the fee, the owner or operator of the licensed solid
7 waste or hazardous waste disposal facility or of the construction landfill shall submit
8 to the department with the payment required under sub. (2) an affidavit stating facts
9 sufficient to show the person's failure to comply with sub. (1).

10 **SECTION 2656L.** 289.645 (1) of the statutes is amended to read:

11 289.645 (1) IMPOSITION OF RECYCLING FEE ON GENERATORS. Except as provided
12 under sub. (4), a generator of solid waste or hazardous waste shall pay a recycling
13 fee for each ton or equivalent volume of solid waste or hazardous waste that is
14 disposed of at a licensed solid waste or hazardous waste disposal facility and for each
15 ton or equivalent volume of building waste that is disposed of at a construction
16 landfill. If a person arranges for collection or disposal services on behalf of one or
17 more generators, that person shall pay the recycling fee to the licensed solid waste
18 or hazardous waste disposal facility or to the construction landfill or to any
19 intermediate hauler used to transfer wastes from collection points to a licensed
20 facility or to a construction landfill. An intermediate hauler who receives the
21 recycling fee under this subsection shall pay the fee to the licensed solid waste or
22 hazardous waste disposal facility or to the construction landfill. Tonnage or
23 equivalent volume shall be calculated in the same manner as the calculation made
24 for tonnage fees under s. 289.62 (1).

25 **SECTION 2656m.** 289.645 (2) of the statutes is amended to read:

1 289.645 (2) COLLECTION. The owner or operator of a licensed solid waste or
2 hazardous waste disposal facility or of a construction landfill shall collect the
3 recycling fee from the generator, a person who arranges for disposal on behalf of one
4 or more generators or an intermediate hauler and shall pay to the department the
5 amount of the fee required to be collected according to the amount of solid waste or
6 hazardous waste received and disposed of at the facility or at the construction landfill
7 during the preceding reporting period.”.

8 **457.** Page 1399, line 3: after that line insert:

9 “SECTION 2657b. 289.645 (5) (intro.) of the statutes is amended to read:

10 289.645 (5) PAYMENT. (intro.) The owner or operator of any licensed solid or
11 hazardous waste disposal facility or of any construction landfill shall pay the
12 recycling fee required to be collected under sub. (2) as follows:

13 **SECTION 2657d.** 289.645 (7) (a) of the statutes is amended to read:

14 289.645 (7) (a) If a person required under sub. (1) to pay the recycling fee to a
15 licensed solid waste or hazardous waste disposal facility or to a construction landfill
16 fails to pay the fee, the owner or operator of the licensed solid waste or hazardous
17 waste disposal facility or of the construction landfill shall submit to the department
18 with the payment required under sub. (2) an affidavit stating facts sufficient to show
19 the person’s failure to comply with sub. (1).

20 **SECTION 2657f.** 289.67 (1) (a) of the statutes is amended to read:

21 289.67 (1) (a) *Imposition of fee.* Except as provided under par. (f), a generator
22 of solid or hazardous waste shall pay an environmental repair fee for each ton or
23 equivalent volume of solid or hazardous waste which is disposed of at a licensed solid
24 or hazardous waste disposal facility and for each ton of building waste that is

1 disposed of at a construction landfill. If a person arranges for collection or disposal
2 services on behalf of one or more generators, that person shall pay the environmental
3 repair fee to the licensed solid or hazardous waste disposal facility or to the
4 construction landfill to any intermediate hauler used to transfer wastes from
5 collection points to a licensed facility. An intermediate hauler who receives
6 environmental repair fees under this paragraph shall pay the fees to the licensed
7 solid or hazardous waste disposal facility. Tonnage or equivalent volume shall be
8 calculated in the same manner as the calculation made for tonnage fees under s.
9 289.62 (1).

10 **SECTION 2657h.** 289.67 (1) (b) of the statutes is amended to read:

11 289.67 (1) (b) *Collection.* The owner or operator of a licensed solid or hazardous
12 waste disposal facility or of a construction landfill shall collect the environmental
13 repair fee from the generator, a person who arranges for disposal on behalf of one or
14 more generators or an intermediate hauler and shall pay to the department the
15 amount of the fees required to be collected according to the amount of solid or
16 hazardous waste received and disposed of at the facility or at the construction landfill
17 during the preceding reporting period.”.

18 **458.** Page 1399, line 9: after that line insert:

19 “**SECTION 2658g.** 289.67 (1) (g) of the statutes is amended to read:

20 289.67 (1) (g) *Reporting period.* The reporting period under this subsection is
21 the same as the reporting period under s. 289.62 (1). The owner or operator of any
22 licensed solid or hazardous waste disposal facility or of any construction landfill shall
23 pay environmental repair fees required to be collected under par. (b) at the same time
24 as any tonnage fees under s. 289.62 (1).

1 **SECTION 2658m.** 289.67 (1) (i) 1. of the statutes is amended to read:

2 289.67 (1) (i) 1. If a person required under par. (a) to pay an environmental
3 repair fee to a licensed solid or hazardous waste disposal facility or to a construction
4 landfill fails to pay the fee, the owner or operator of the licensed solid or hazardous
5 waste disposal facility or of the construction landfill shall submit to the department
6 with the payment required under par. (b) an affidavit stating facts sufficient to show
7 the person’s failure to comply with par. (a).”.

8 **459.** Page 1402, line 9: after that line insert:

9 “**SECTION 2666r.** 301.03 (21) of the statutes is created to read:

10 301.03 (21) Notify the director of the office of state employee relations
11 whenever a unit supervisor position in the division of adult institutions becomes
12 vacant.”.

13 **460.** Page 1422, line 2: delete the material beginning with “, committed” and
 ending with “date],” on line 3.

14 **461.** Page 1422, line 7: delete the material beginning with “, committed” and
 ending with “date],” on line 8.

15 **462.** Page 1422, line 13: after that line insert:

16 “1d. A person sentenced on or after the effective date of this subdivision
17 [LRB inserts date].”.

18 **463.** Page 1422, line 14: delete “1.” and substitute “1m.”.

19 **464.** Page 1423, line 4: after that line insert:

20 “10. A person who is serving a sentence for an offense against an elderly or
21 vulnerable person, as defined in s. 939.22 (20d).

1 11. A person who is serving a sentence for an offense related to ethical
2 government, as defined in s. 939.22 (20m).

3 12. A person who is serving a sentence for an offense related to school safety,
4 as defined in s. 939.22 (20s).

5 13. A person who is serving a sentence for a felony murder under of s. 940.03.

6 14. A person who is serving a sentence for a violation of s. 940.11 (1).

7 15. A person who is serving a sentence for a violation of s. 940.235 (1).

8 16. A person who is serving a sentence for a violation of s. 940.32 (3).

9 17. A person who is serving a sentence for a violation of s. 941.21.

10 18. A person who is serving a sentence for a violation of s. 946.465.”.

11 **465.** Page 1434, line 11: after that line insert:

12 “(em) 1. When a person is within 90 days of release to extended supervision
13 under par. (e), the department shall notify the sentencing court that it intends to
14 modify the person’s sentence and release the person to extended supervision under
15 par. (e), and the court may hold a review hearing. If the court does not schedule a
16 review hearing within 30 days after notification under this subsection, the
17 department may proceed under par. (e).

18 2. a. If the sentencing court opts to conduct a review, it shall hold the hearing
19 and issue an order relating to the person’s sentence modification and release to
20 extended supervision within 60 days of its notification under subd. 1.

21 b. At the hearing, the court may consider the person’s conduct in prison, his or
22 her level of risk of reoffending, based on a verified, objective instrument, and the
23 nature of the offense committed by the person. The court may accept the
24 department’s modification of the person’s sentence, reject the department’s

1 modification of the person’s sentence, or order the person to remain in prison for a
2 period that does not exceed the time remaining on the person’s term of confinement.”.

3 **466.** Page 1437, line 7: after that line insert:

4 “SECTION 2740y. 302.46 (1) (a) of the statutes is amended to read:

5 302.46 (1) (a) If a court imposes a fine or forfeiture for a violation of state law
6 or for a violation of a municipal or county ordinance except for a violation of s. 101.123
7 (2) (a), (am) 1., (ar), (bm), (br), or (bv) or (5), for a financial responsibility violation
8 under s. 344.62 (2), or for a first violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b) 1., 346.63
9 (1) (b), or 350.101 (1) (b), if the person who committed the violation had a blood
10 alcohol concentration of 0.08 or more but less than 0.1 at the time of the violation,
11 or for a violation of state laws or municipal or county ordinances involving
12 nonmoving traffic violations, violations under s. 343.51 (1m) (b), or safety belt use
13 violations under s. 347.48 (2m), the court, in addition, shall impose a jail surcharge
14 under ch. 814 in an amount of 1 percent of the fine or forfeiture imposed or \$10,
15 whichever is greater. If multiple offenses are involved, the court shall determine the
16 jail surcharge on the basis of each fine or forfeiture. If a fine or forfeiture is
17 suspended in whole or in part, the court shall reduce the jail surcharge in proportion
18 to the suspension.”.

19 **467.** Page 1439, line 15: delete the material beginning with “, committed” and
ending with “date],” on line 16.

20 **468.** Page 1440, line 2: after that line insert:

21 “ad. A person sentenced on or after the effective date of this subd. 1. ad. [LRB
22 inserts date].”.

23 **469.** Page 1440, line 3: delete “a.” and substitute “am.”.

1 **470.** Page 1440, line 11: after that line insert:

2 “g. A person who is serving a sentence for an offense against an elderly or
3 vulnerable person, as defined in s. 939.22 (20d).

4 h. A person who is serving a sentence for an offense related to ethical
5 government, as defined in s. 939.22 (20m).

6 i. A person who is serving a sentence for an offense related to school safety, as
7 defined in s. 939.22 (20s).

8 j. A person who is serving a sentence for a felony murder under s. 940.03.

9 k. A person who is serving a sentence for a violation of s. 940.11 (1).

10 L. A person who is serving a sentence for a violation of s. 940.235 (1).

11 m. A person who is serving a sentence for a violation of s. 940.32 (3).

12 n. A person who is serving a sentence for a violation of s. 941.21.

13 o. A person who is serving a sentence for a violation of s. 946.465.”.

14 **471.** Page 1440, line 12: delete the material beginning with “committed” and
ending with “date],” on line 13.

15 **472.** Page 1440, line 21: after that line insert:

16 “ad. A person sentenced on or after the effective date of this subd. 2. ad. [LRB
17 inserts date].”.

18 **473.** Page 1440, line 22: delete “a.” and substitute “am.”.

19 **474.** Page 1441, line 4: after that line insert:

20 “f. A person who is serving a sentence for an offense against an elderly or
21 vulnerable person, as defined in s. 939.22 (20d).

22 g. A person who is serving a sentence for an offense related to ethical
23 government, as defined in s. 939.22 (20m).

1 h. A person who is serving a sentence related school safety, as defined in s.
2 939.22 (20s).

3 i. A person who is serving a sentence for a felony murder under s. 940.03.

4 j. A person who is serving a sentence for a violation of s. 940.06.

5 k. A person who is serving a sentence for a violation of s. 940.302.

6 L. A person who is serving a sentence for a violation of s. 940.31 (1).

7 m. A person who is serving a sentence for a violation of s. 948.03 (2) (a).

8 n. A person who is serving a sentence for a violation of s. 948.40 (4) (a).”.

9 **475.** Page 1450, line 17: delete lines 17 to 21.

10 **476.** Page 1459, line 23: delete “50” and substitute “10”.

11 **477.** Page 1467, line 1: delete lines 1 to 10.

12 **478.** Page 1468, line 21: delete the material beginning with that line and
ending with page 1473, line 16.

13 **479.** Page 1477, line 3: delete the material beginning with that line and
ending with page 1478, line 15.

14 **480.** Page 1495, line 5: after that line insert:

15 “SECTION 2963t. 344.14 (2) (L) of the statutes is created to read:

16 344.14 (2) (L) To the operator or owner involved in an accident if, at the time
17 of the accident, the operator was complying with s. 344.62 (1) or s. 344.63 (1)
18 applies.”.

19 **481.** Page 1495, line 20: after that line insert:

20 “SECTION 2964e. 344.25 (7) of the statutes is created to read:

1 unless the owner or operator of the vehicle has in effect a motor vehicle liability policy
2 with respect to the vehicle being operated.

3 (2) Except as provided in s. 344.63, no person may operate a motor vehicle upon
4 a highway in this state unless the person, while operating the vehicle, has in his or
5 her immediate possession proof that he or she is in compliance with sub. (1). The
6 operator of the motor vehicle shall display the proof required under this subsection
7 upon demand from any traffic officer.

8 (3) Nothing in this subchapter prohibits a person who violates this section from
9 also being subject to any provision in subchs. I to IV of this chapter.

10 **344.63 Exceptions to motor vehicle liability insurance requirement.**

11 (1) A person operating a motor vehicle is not subject to s. 344.62 if any of the
12 following apply:

13 (a) The owner or operator of the motor vehicle has in effect a bond with respect
14 to the vehicle that meets the requirements under s. 344.36 (1), including the filing
15 of the bond with the secretary, and the vehicle is being operated with the permission
16 of the person who filed the bond.

17 (b) The motor vehicle is insured as required by s. 121.53, 194.41, or 194.42 and
18 the vehicle is being operated by the owner or with the owner's permission.

19 (c) The motor vehicle is owned by a self-insurer holding a valid certificate of
20 self-insurance under s. 344.16, the self-insurer has made an agreement described
21 in s. 344.30 (4), and the vehicle is being operated with the owner's permission.

22 (d) The owner or operator of the motor vehicle has made a deposit of cash or
23 securities meeting the requirements specified in s. 344.37 (1) and the vehicle is being
24 operated by or with the permission of the person who made the deposit.

25 (e) The motor vehicle is subject to s. 344.51, 344.52, or 344.55.

1 (f) The motor vehicle is owned by or leased to the United States, this or another
2 state, or any county or municipality of this or another state, and the vehicle is being
3 operated with the owner's or lessee's permission.

4 (2) (a) The provisions of ss. 344.34 and 344.36 (2) and (3) shall apply with
5 respect to a bond filed with the secretary under sub. (1) (a).

6 (b) The provisions of s. 344.37 (2) shall apply with respect to a deposit made
7 with the secretary under sub. (1) (d). Any deposit received by the department under
8 sub. (1) (d) shall be maintained in an interest-bearing trust account. All deposits
9 received by the department under sub. (1) (d) shall be held for the benefit of the
10 depositors and potential claimants against the deposits and shall be applied only to
11 the payment of judgments and assignments relating to motor vehicle accidents,
12 following the procedure described in s. 344.20 (2).

13 (3) (a) Except as provided in par. (b), the secretary shall, upon request, consent
14 to the immediate cancellation of any bond filed under sub. (1) (a) or to the return of
15 any deposit of money or securities made under sub. (1) (d) if any of the following
16 apply:

17 1. The owner or operator of a motor vehicle provides proof satisfactory to the
18 department that the owner or operator has in effect a motor vehicle liability policy
19 with respect to the vehicle or provides proof that a different exception under sub. (1)
20 applies with respect to the vehicle.

21 2. The person on whose behalf the bond was filed or deposit made has died, has
22 become permanently incapacitated to operate a motor vehicle, or no longer
23 maintains a valid operator's license.

24 3. The person on whose behalf the bond was filed or deposit made no longer
25 owns any motor vehicle registered with the department.

1 (b) The secretary may not consent to the cancellation of any bond filed under
2 sub. (1) (a) or to the return of any deposit of money or securities made under sub. (1)
3 (d) if any action for damages upon the bond or deposit is then pending or any
4 judgment against the person, for which a claim may be made against the bond or
5 deposit, is then unsatisfied. If a judgment is in excess of the amounts specified in s.
6 344.33 (2), for purposes of this paragraph the judgment is considered satisfied when
7 payments in the amounts specified in s. 344.33 (2) have been made. An affidavit of
8 the applicant that the applicant satisfies the provisions of this paragraph is
9 sufficient for the department to consent to the cancellation of a bond or to return any
10 deposit, in the absence of evidence in the records of the department contradicting the
11 affidavit.

12 **344.64 Fraudulent, false, or invalid proof of insurance.** No person may
13 do any of the following for purposes of creating the appearance of satisfying the
14 requirements under s. 344.62 (2):

15 (1) Forge, falsify, counterfeit, or fraudulently alter any proof of insurance,
16 policy of insurance, or other insurance document, or possess any forged, falsified,
17 fictitious, counterfeit, or fraudulently altered proof of insurance, policy of insurance,
18 or other insurance document.

19 (2) Represent that any proof of insurance, policy of insurance, or other
20 insurance document is valid and in effect, knowing or having reason to believe that
21 the proof of insurance, policy of insurance, or other insurance document is not valid
22 or not in effect.

23 **344.65 Violations.** (1) (a) Any person who violates s. 344.62 (1) may be
24 required to forfeit not more than \$500.

1 (b) Except as provided in par. (c), any person who violates s. 344.62 (2) may be
2 required to forfeit \$10.

3 (c) No person charged with violating s. 344.62 (2) may be convicted if the person
4 produces proof that he or she was in compliance with s. 344.62 (1) at the time the
5 person was issued a uniform traffic citation for violating s. 344.62 (2). This proof may
6 be produced either at the time of the person’s appearance in court in response to the
7 citation or in the office of the traffic officer issuing the citation.

8 (2) Any person who violates s. 344.64 may be required to forfeit not more than
9 \$5,000.

10 (3) A traffic officer may not stop or inspect a vehicle solely to determine
11 compliance with s. 344.62 or a local ordinance in conformity therewith. This
12 subsection does not limit the authority of a traffic officer to issue a citation for a
13 violation of s. 344.62 or a local ordinance in conformity therewith observed in the
14 course of a stop or inspection made for other purposes, except that a traffic officer
15 may not take a person into physical custody solely for a violation of s. 344.62 or a local
16 ordinance in conformity therewith.

17 **344.66 Rules.** The department shall promulgate rules, and prescribe any
18 necessary forms, to implement and administer this subchapter.

19 **344.67 Notice.** The department shall include with each operator’s license
20 issued under ch. 343 notification of the requirements and penalties under this
21 subchapter.”.

22 **483.** Page 1497, line 6: delete lines 6 to 22.

23 **484.** Page 1503, line 15: delete lines 15 to 20.

- 1 **485.** Page 1538, line 1: after “chiropractor” insert “unless the claim for the
services related to the copayment, coinsurance, or deductible is reduced by an equal
amount”.
- 2 **486.** Page 1538, line 5: delete “and” and substitute “or”.
- 3 **487.** Page 1550, line 9: delete lines 9 to 12.
- 4 **488.** Page 1555, line 12: delete lines 12 to 15.
- 5 **489.** Page 1556, line 20: delete lines 20 to 23.
- 6 **490.** Page 1561, line 1: delete lines 1 to 4.
- 7 **491.** Page 1592, line 8: delete lines 8 to 12.
- 8 **492.** Page 1594, line 2: delete “632.895 (14m)” and substitute “632.885”.
- 9 **493.** Page 1603, line 14: delete lines 14 to 20.
- 10 **494.** Page 1614, line 14: after that line insert:
11 “SECTION 3197p. 632.885 of the statutes is created to read:
12 **632.885 Coverage of dependents. (1) DEFINITIONS.** In this section:
13 (a) “Disability insurance policy” has the meaning given in s. 632.895 (1) (a).
14 (b) “Insured” includes an enrollee.
15 (c) “Self-insured health plan” has the meaning given in s. 632.745 (24).
16 **(2) REQUIREMENT TO OFFER DEPENDENT COVERAGE.** (a) Subject to ss. 632.88 and
17 632.895 (5), every insurer that issues a disability insurance policy, and every
18 self-insured health plan, shall offer and, if so requested by an applicant or an
19 insured, provide coverage for an adult child of the applicant or insured as a
20 dependent of the applicant or insured if the child satisfies all of the following criteria:
21 1. The child is over 17 but less than 27 years of age.

1 2. The child is not married.

2 3. The child is not eligible for coverage under a group health benefit plan, as
3 defined in s. 632.745 (9), that is offered by the child’s employer and for which the
4 amount of the child’s premium contribution is no greater than the premium amount
5 for his or her coverage as a dependent under this section.

6 (b) Notwithstanding par. (a) 1., the coverage requirement under this section
7 applies to an adult child who satisfies all of the following criteria:

8 1. The child is a full-time student, regardless of age.

9 2. The child satisfies the criteria under par. (a) 2. and 3.

10 3. The child was called to federal active duty in the national guard or in a
11 reserve component of the U.S. armed forces while the child was attending, on a
12 full-time basis, an institution of higher education.

13 4. The child was under the age of 27 years when called to federal active duty
14 under subd. 3.

15 **(3) PREMIUM DETERMINATION.** An insurer or self-insured health plan shall
16 determine the premium for coverage of a dependent who is over 18 years of age on
17 the same basis as the premium is determined for coverage of a dependent who is 18
18 years of age or younger.

19 **(4) DOCUMENTATION OF CRITERIA SATISFACTION.** An insurer or self-insured health
20 plan may require that an applicant or insured seeking coverage of a dependent child
21 provide written documentation, initially and annually thereafter, that the
22 dependent child satisfies the criteria for coverage under this section.”.

23 **495.** Page 1617, line 21: delete the material beginning with that line and
ending with page 1618, line 9, and substitute:

1 **“SECTION 3198b.** 632.895 (15) (a) of the statutes is amended to read:

2 632.895 (15) (a) Subject to pars. (b) and (c), every disability insurance policy,
3 and every self-insured health plan of the state or a county, city, town, village, or
4 school district, that provides coverage for a person as a dependent of the insured
5 because the person is a full-time student, including the coverage under s. 632.885
6 (2) (b), shall continue to provide dependent coverage for the person if, due to a
7 medically necessary leave of absence, he or she ceases to be a full-time student.

8 **SECTION 3198c.** 632.895 (15) (c) 5. of the statutes is amended to read:

9 632.895 (15) (c) 5. The Except for a person who has coverage as a dependent
10 under s. 632.885 (2) (b), the person reaches the age at which coverage as a dependent
11 who is a full-time student would otherwise end under the terms and conditions of
12 the policy or plan.”.

13 **496.** Page 1637, line 15: after that line insert:

14 **“SECTION 3203m.** 757.05 (1) (a) of the statutes is amended to read:

15 757.05 (1) (a) Whenever a court imposes a fine or forfeiture for a violation of
16 state law or for a violation of a municipal or county ordinance except for a violation
17 of s. 101.123 (2) (a), (am) 1., (ar), (bm), (br), or (bv) or (5), for a financial responsibility
18 violation under s. 344.62 (2), or for a first violation of s. 23.33 (4c) (a) 2., 30.681 (1)
19 (b) 1., 346.63 (1) (b), or 350.101 (1) (b), if the person who committed the violation had
20 a blood alcohol concentration of 0.08 or more but less than 0.1 at the time of the
21 violation, or for a violation of state laws or municipal or county ordinances involving
22 nonmoving traffic violations, violations under s. 343.51 (1m) (b), or safety belt use
23 violations under s. 347.48 (2m), there shall be imposed in addition a penalty
24 surcharge under ch. 814 in an amount of 26 percent of the fine or forfeiture imposed.

1 If multiple offenses are involved, the penalty surcharge shall be based upon the total
2 fine or forfeiture for all offenses. When a fine or forfeiture is suspended in whole or
3 in part, the penalty surcharge shall be reduced in proportion to the suspension.”.

4 **497.** Page 1637, line 15: after that line insert:

5 “SECTION 3203p. 707.46 (3) of the statutes is renumbered 707.46 (3) (a).

6 SECTION 3203q. 707.46 (3) (b) of the statutes is created to read:

7 707.46 (3) (b) Paragraph (a) does not apply to a contract for, or other instrument
8 evidencing, the purchase of a time–share license.”.

9 **498.** Page 1638, line 1: before that line insert:

10 “SECTION 3205r. 765.08 (2) of the statutes is amended to read:

11 765.08 (2) The county clerk may, at his or her discretion, issue a marriage
12 license within less than 5 days after application if the applicant pays an additional
13 fee of not more than \$10 \$25 to cover any increased processing cost incurred by the
14 county. The county clerk shall pay this fee into the county treasury.”.

15 **499.** Page 1648, line 10: after that line insert:

16 “SECTION 3221d. 799.41 of the statutes is renumbered 799.41 (1).

17 SECTION 3221e. 799.41 (2) of the statutes is created to read:

18 799.41 (2) If the eviction seeks to remove a tenant whose tenancy is terminated
19 as the result of a foreclosure judgment and sale under s. 708.02, the complaint shall
20 identify the action as an eviction of the tenant due to a foreclosure action.”.

21 **500.** Page 1648, line 11: delete the material beginning with that line and
ending with page 1649, line 10.

22 **501.** Page 1649, line 18: after that line insert:

23 “SECTION 3222g. 802.03 (9) of the statutes is created to read:

1 802.03 (9) FORECLOSURE. In an action for foreclosure of real property, the
2 complaint may not name a tenant of residential real property as a defendant unless
3 the tenant has a lien or ownership interest in the real property.”.

4 **502.** Page 1649, line 19: delete the material beginning with that line and
ending with page 1650, line 2.

5 **503.** Page 1652, line 10: after that line insert:

6 “**SECTION 3233c.** 814.63 (1) (c) of the statutes is amended to read:

7 814.63 (1) (c) This subsection does not apply to an action for a violation of s.
8 101.123 (2) (a), (am) 1., (ar), (bm), (br), or (bv) or (5), for a financial responsibility
9 violation under s. 344.62 (2), for a first violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b)
10 1., 346.63 (1) (b), or 350.101 (1) (b), if the person who committed the violation had a
11 blood alcohol concentration of 0.08 or more but less than 0.1 at the time of the
12 violation, or for a violation under s. 343.51 (1m) (b) or a safety belt use violation under
13 s. 347.48 (2m).

14 **SECTION 3233e.** 814.63 (2) of the statutes is amended to read:

15 814.63 (2) Upon the disposition of a forfeiture action in circuit court for
16 violation of a county, town, city, village, town sanitary district or public inland lake
17 protection and rehabilitation district ordinance, except for an action for a first
18 violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b) 1., 346.63 (1) (b), or 350.101 (1) (b), if the
19 person who committed the violation had a blood alcohol concentration of 0.08 or more
20 but less than 0.1 at the time of the violation, for a financial responsibility violation
21 under s. 344.62 (2), or for a violation under s. 343.51 (1m) (b) or a safety belt use
22 violation under s. 347.48 (2m), the county, town, city, village, town sanitary district

1 or public inland lake protection and rehabilitation district shall pay a nonrefundable
2 fee of \$5 to the clerk of circuit court.

3 **SECTION 3233r.** 814.65 (1) of the statutes is amended to read:

4 814.65 (1) COURT COSTS. In a municipal court action, except for an action for
5 a first violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b) 1., 346.63 (1) (b), or 350.101 (1)
6 (b), if the person who committed the violation had a blood alcohol concentration of
7 0.08 or more but less than 0.1 at the time of the violation, for a financial responsibility
8 violation under s. 344.62 (2), or for a violation of an ordinance in conformity with s.
9 343.51 (1m) (b) or 347.48 (2m), the municipal judge shall collect a fee of not less than
10 \$15 nor more than \$28 on each separate matter, whether it is on default of
11 appearance, a plea of guilty or no contest, on issuance of a warrant or summons, or
12 the action is tried as a contested matter. Of each fee received by the judge under this
13 subsection, the municipal treasurer shall pay monthly \$5 to the secretary of
14 administration for deposit in the general fund and shall retain the balance for the
15 use of the municipality.”.

16 **504.** Page 1652, line 10: after that line insert:

17 “**SECTION 3232r.** 814.61 (5) (intro.) of the statutes is amended to read:

18 814.61 (5) JUDGMENTS, WRITS, EXECUTIONS, LIENS, WARRANTS, AWARDS,
19 CERTIFICATES. (intro.) The clerk shall collect a fee of \$5 \$10 for the following:”.

20 **505.** Page 1653, line 5: after that line insert:

21 “**SECTION 3239m.** 814.85 (1) (a) of the statutes is amended to read:

22 814.85 (1) (a) Except for an action for a first violation of s. 23.33 (4c) (a) 2.,
23 30.681 (1) (b) 1., 346.63 (1) (b), or 350.101 (1) (b), if the person who committed the
24 violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at the

1 time of the violation, for a financial responsibility violation under s. 344.62 (2), or for
2 a violation under s. 343.51 (1m) (b) or a safety belt use violation under s. 347.48 (2m),
3 the clerk of circuit court shall charge and collect a \$68 court support services
4 surcharge from any person, including any governmental unit as defined in s. 108.02
5 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am) or 814.63 (1).”.

6 **506.** Page 1653, line 15: after that line insert:

7 “**SECTION 3240m.** 814.86 (1) of the statutes, as affected by 2009 Wisconsin Act
8 (this act), is amended to read:

9 814.86 (1) Except for an action for a first violation of s. 23.33 (4c) (a) 2., 30.681
10 (1) (b) 1., 346.63 (1) (b), or 350.101 (1) (b), if the person who committed the violation
11 had a blood alcohol concentration of 0.08 or more but less than 0.1 at the time of the
12 violation, for a financial responsibility violation under s. 344.62 (2), or for a violation
13 under s. 343.51 (1m) (b) or a safety belt use violation under s. 347.48 (2m), the clerk
14 of circuit court shall charge and collect a \$21.50 justice information system surcharge
15 from any person, including any governmental unit, as defined in s. 108.02 (17),
16 paying a fee under s. 814.61 (1) (a), (3), or (8) (am), 814.62 (1), (2), or (3) (a) or (b), or
17 814.63 (1). The justice information system surcharge is in addition to the surcharge
18 listed in sub. (1m).”.

19 **507.** Page 1654, line 12: after that line insert:

20 “**SECTION 3243c.** 846.35 (1) (c) of the statutes, as created by 2009 Wisconsin Act
21 2, is renumbered 846.35 (6) and amended to read:

22 846.35 (6) PENALTIES. If a plaintiff fails to provide a notice under par. (a) in
23 accordance with pars. (a) and (b), or fails to comply with sub. (5), the court shall
24 award the tenant to whom the notice should have been given or who should not have

1 named as a defendant \$250 in damages, plus reasonable attorney fees. A tenant may
2 not recover under this paragraph for more than one notice violation.

3 **SECTION 3243e.** 846.35 (4) of the statutes, as created by 2009 Wisconsin Act 2,
4 is repealed.

5 **SECTION 3243f.** 846.35 (5) of the statutes is created to read:

6 846.35 (5) TENANT NOT NAMED IN COMPLAINT. In an action for foreclosure of
7 residential real property, the complaint may not name a tenant as a defendant unless
8 the tenant has a lien or ownership interest in the real property.”.

9 **508.** Page 1666, line 7: delete the material beginning with that line and
ending with page 1667, line 3.

10 **509.** Page 1699, line 22: after that line insert:

11 “**SECTION 3339L.** 939.22 (20d) of the statutes is created to read:

12 939.22 (20d) “Offense against an elderly or vulnerable person” means a
13 violation of s. 940.285 (2) (a) that caused death, great bodily harm, or bodily harm
14 to the victim or s. 940.295 (3) (b) that caused death, great bodily harm, or bodily harm
15 to the victim.

16 **SECTION 3339n.** 939.22 (20m) of the statutes is created to read:

17 939.22 (20m) “Offense related to ethical government” means a violation of s.
18 13.69 (6m), 19.58 (1) (b), or 946.12.

19 **SECTION 3339p.** 939.22 (20s) of the statutes is created to read:

20 939.22 (20s) “Offense related to school safety” means a violation of s. 948.605
21 (2) or 948.61 (2) (b).”.

22 **510.** Page 1701, line 23: after that line insert:

23 “**SECTION 3350d.** 946.13 (12) (b) 2. a. of the statutes is amended to read:

1 946.13 (12) (b) 2. a. The contract together with all other contracts between the
2 same parties require less than \$75,000 \$250,000 in payments over a ~~24-month~~
3 24-month period.

4 **SECTION 3350m.** 946.13 (12) (b) 2. b. of the statutes is repealed and recreated
5 to read:

6 946.13 (12) (b) 2. b. The University of Wisconsin System submits the contract
7 to the University of Wisconsin Board of Regents and, within 45 days, the University
8 of Wisconsin Board of Regents does not notify the University of Wisconsin System
9 that entering the contract would constitute a violation of sub. (1).

10 **SECTION 3350s.** 946.13 (12) (d) of the statutes is repealed.”.

11 **511.** Page 1704, line 18: delete lines 18 to 23.

12 **512.** Page 1708, line 16: after “more” insert “than”.

13 **513.** Page 1708, line 23: delete the material beginning with “When” and
ending with “applying” on page 1709, line 1, and substitute “The department shall
apply to every person serving a sentence imposed under sub. (1)”.

14 **514.** Page 1709, line 2: delete “research,” and substitute “research to”.

15 **515.** Page 1709, line 5: after that line insert:

16 “(c) This subsection does not apply to a person sentenced on or after the effective
17 date of this paragraph [LRB inserts date].”.

18 **516.** Page 1709, line 18: after “justice.” insert: “This subsection does not apply
if the court sentences a person for a violation of s. 940.03, 940.06, 940.11 (1), 940.235
(1), 940.302, 940.31 (1), 940.32 (3), 941.21, 946.465, 948.03 (2) (a), or 948.40 (4) (a)
or for an offense against an elderly or vulnerable person, as defined in s. 939.22 (20d),

an offense related to ethical government, as defined in s. 939.22 (20m), or an offense related to school safety, as defined in s. 939.22 (20s).”.

1 **517.** Page 1709, line 19: delete “shall notify shall notify” and substitute “shall notify”.

2 **518.** Page 1711, line 12: delete “that” and substitute “, if the person has, in his or her lifetime, been convicted of a prior felony offense, or if the felony”.

3 **519.** Page 1711, line 13: delete “that”.

4 **520.** Page 1711, line 14: delete “that” and substitute “, if the person has, in his or her lifetime, been convicted of a prior felony offense, or if the felony”.

5 **521.** Page 1711, line 15: delete “that”.

6 **522.** Page 1712, line 7: after “(1).” insert “This section does not apply if the court sentences a person for a violation of s. 940.03, 940.06, 940.11 (1), 940.235 (1), 940.302, 940.31 (1), 940.32 (3), 941.21, 946.465, 948.03 (2) (a), or 948.40 (4) (a) or for a felony murder under s. 940.03, an offense against an elderly or vulnerable person, as defined in s. 939.22 (20d), an offense related to ethical government, as defined in s. 939.22 (20m), or an offense related to school safety, as defined in s. 939.22 (20s).”.

7 **523.** Page 1717, line 23: delete “from”.

8 **524.** Page 1720, line 9: delete the material beginning with that line and ending with page 1721, line 1.

9 **525.** Page 1723, line 17: delete the material beginning with that line and ending with page 1724, line 13, and substitute:

10 “**SECTION 3407a.** 2005 Wisconsin Act 25, section 9152 (5), as last amended by
11 2007 Wisconsin Act 20, section 3937, is amended to read:

1 [2005 Wisconsin Act 25] Section 9152 (5) If Except as provided in s. 36.33, if the
2 Board of Regents of the University of Wisconsin System sells any real property under
3 its jurisdiction during ~~the period prior to July 1, 2007, and the period beginning on~~
4 ~~the effective date of this subsection~~ October 27, 2007, and ending on June 30, 2009,
5 and the period beginning on the effective date of this section ... [LRB inserts date],
6 and ending on June 30, 2011, the board shall credit the net proceeds of the sale to the
7 appropriation account under section 20.285 (1) (iz) of the statutes, as affected by this
8 act, except that if there is any outstanding public debt used to finance the acquisition,
9 construction, or improvement of any property that is sold, the board shall deposit a
10 sufficient amount of the net proceeds from the sale of the property in the bond
11 security and redemption fund under section 18.09 of the statutes to repay the
12 principal and pay the interest on the debt, and any premium due upon refunding any
13 of the debt. If the property was acquired, constructed, or improved with federal
14 financial assistance, the board shall pay to the federal government any of the net
15 proceeds required by federal law. If the property was acquired by gift or grant or
16 acquired with gift or grant funds, the board shall adhere to any restriction governing
17 use of the proceeds.”.

18 **526.** Page 1735, line 15: delete “ASSISTANCE FEE.” and substitute “ASSISTANCE.”.

19 **527.** Page 1735, line 19: after that line insert:

20 “2m. “Federal economic stimulus funds” means federal moneys received by the
21 state, pursuant to federal legislation enacted during the 111th Congress for the
22 purpose of reviving the economy of the United States.”.

23 **528.** Page 1735, line 21: after that line insert:

1 “3m. “Stimulus portion” means the portion of moneys received under 42 USC
2 6861 to 6873 and 42 USC 8621 to 8629 in a fiscal year that is attributable to, as
3 determined by the secretary of administration, the federal economic stimulus funds
4 received in that fiscal year.”.

5 **529.** Page 1736, line 3: after that line insert:

6 “(cm) Notwithstanding section 16.957 (4) (c) 1. of the statutes, in determining
7 the amount of the low-income assistance fee for fiscal years 2009–10 and 2010–11,
8 the stimulus portion received in the fiscal year shall be deducted from the sum of the
9 amounts specified in section 16.957 (4) (c) 1. a. to c. of the statutes for that fiscal year.

10 (dm) In fiscal years 2009–10 and 2010–11, in determining whether the amount
11 required under section 16.957 (2) (a) of the statutes, as affected by this act, is spent
12 for weatherization or other energy conservation services, the amount of the stimulus
13 portion spent for those purposes shall not be considered.”.

14 **530.** Page 1745, line 12: after that line insert:

15 “(3i) CLEAN SWEEP EMPLOYEE TRANSFER.

16 (a) On the effective date of this paragraph, 0.75 FTE position and the
17 incumbent employee holding that position in the department of agriculture, trade
18 and consumer protection performing duties that are primarily related to the
19 programs under sections 93.55 and 93.77, 2007 stats., is transferred to the
20 department of natural resources.

21 (b) The employee transferred under paragraph (b) has all the rights and the
22 same status under subchapter V of chapter 111 and chapter 230 of the statutes in the
23 department of natural resources that the employee enjoyed in the department of
24 agriculture, trade and consumer protection immediately before the transfer.

1 Notwithstanding section 230.28 (4) of the statutes, if the employee transferred under
2 paragraph (a) has attained permanent status in class, the employee is not required
3 to serve a probationary period.”.

4 **531.** Page 1761, line 16: after that line insert (and adjust the appropriate
totals accordingly):

5 “(r) MARQUETTE UNIVERSITY

6 1. *Projects financed by general fund supported*

7 *borrowing:*

8 College of Engineering Discovery Learning

9 Complex \$ 10,000,000

10 2. *Projects financed by gifts, grants, and other receipts:*

11 College of Engineering Discovery Learning

12 Complex 25,000,000

13 3. *Agency totals:*

14 General fund supported borrowing 10,000,000

15 Gifts, grants, and other receipts 25,000,000

16 Total–All sources of funds \$ 35,000,000”.

17 **532.** Page 1768, line 23: delete “P.L.” and substitute “Public Law”.

18 **533.** Page 1771, line 25: after that line insert:

19 “(16f) DEBT INCREASE FOR CONSTRUCTION OF AN ENGINEERING EDUCATION FACILITY
20 AT MARQUETTE UNIVERSITY. Notwithstanding section 13.48 (39b) (b) of the statutes,
21 as created by this act, the building commission shall not make a grant to Marquette
22 University, to aid in the construction of an engineering education facility, as

1 enumerated in subsection (1) (r), under section 13.48 (39b) of the statutes, as created
2 by this act, unless the department of administration has reviewed and approved
3 plans for the project. Notwithstanding sections 16.85 (1) and 16.855 (1) of the
4 statutes, the department of administration shall not supervise any services or work
5 or let any contract for the project. Section 16.87 of the statutes does not apply to the
6 project.”.

7 **534.** Page 1774, line 19: after that line insert:

8 “(25f) STUDY OF EXPANDING ACCESS TO DENTAL EDUCATION. From the appropriation
9 under section 20.867 (2) (q) of the statutes, the Building Commission shall allocate
10 \$500,000 to conduct a study of the state’s role in expanding access to dental education
11 with a particular emphasis on increasing dental care in rural and underserved areas,
12 including an examination of the possibility of construction of a new dental school in
13 the city of Marshfield.”.

14 **535.** Page 1779, line 10: after that line insert:

15 “(6f) BILL OF RIGHTS FOR FOSTER CHILDREN. Notwithstanding section 48.648 (2)
16 of the statutes, as created by this act, by no later than the first day of the 3rd month
17 beginning after the effective date of this subsection, the department of children and
18 families, a county department of human services or social services, or a licensed child
19 welfare agency shall provide a written copy of the foster children’s bill of rights to all
20 children who on the day before the effective date of this subsection were in a foster
21 home placement under the care and placement responsibility of that department,
22 county department, or child welfare agency.”.

23 **536.** Page 1779, line 14: delete “48.658” and substitute “48.659”.

24 **537.** Page 1780, line 18: delete “48.658” and substitute “48.659”.

1 **538.** Page 1795, line 22: before that line insert:

2 “(17q) GRANT TO PLEASANT PRAIRIE TECHNOLOGY INCUBATOR CENTER. In the
3 2011-13 fiscal biennium, but not later than July 31, 2011, from the appropriation
4 under section 20.143 (1) (c) of the statutes, as affected by this act, the department of
5 commerce shall award to Pleasant Prairie Technology Incubator Center a grant of
6 \$700,000, if Pleasant Prairie Technology Incubator Center obtains at least an
7 additional \$700,000 in funding from sources other than the state and enters into a
8 written agreement with the department of commerce that does all of the following:

9 (a) Specifies conditions for the use of the proceeds of the grant, including
10 reporting and auditing requirements.

11 (b) Requires Pleasant Prairie Technology Incubator Center to submit to the
12 department, within 6 months after spending the full amount of the grant, a report
13 detailing how the proceeds of the grant were used.”.

14 **539.** Page 1795, line 22: before that line insert:

15 “(18f) REGION ONE DEVELOPMENT MANAGER. Not later than October 1, 2009, the
16 department of commerce shall fill the position of region one development manager.”.

17 **540.** Page 1800, line 6: after that line insert:

18 “(6x) AGENCY REQUEST RELATING TO GENERAL PROGRAM OPERATIONS.
19 Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information
20 under section 16.42 of the statutes for the purpose of the 2011-13 biennial budget
21 bill, the department of administration shall submit information concerning the
22 appropriation under section 20.475 (1) (d) of the statutes, as though the amounts
23 appropriated to the department under that appropriation for fiscal year 2010-11
24 were \$9,139,700 more than the amounts in the schedule.”.

1 **541.** Page 1801, line 12: delete lines 12 to 21.

2 **542.** Page 1801, line 22: after that line insert:

3 “(1L) ATTORNEY POSITIONS. The authorized FTE positions for the department
4 of financial institutions, funded from the appropriation account under section 20.144
5 (1) (g) of the statutes, are increased by 1.0 PR position for the performance of legal
6 services.”.

7 **543.** Page 1806, line 17: after that line insert:

8 “(cq) For services under section 49.45 (30r) of the statutes, as created by this
9 act, the department of health services shall calculate the portion of the payment that
10 is not provided by the federal government, and that the county shall provide, using
11 the federal Medical Assistance percentage that is applicable when the service is
12 provided.”.

13 **544.** Page 1807, line 18: after that line insert:

14 “(4q) FAMILY CARE EXPANSION TO LANGLADE COUNTY. (a) The department of
15 health services shall contract with an entity to provide the services under section
16 46.283 (3) of the statutes and section 46.283 (4) of the statutes, as affected by this act,
17 as a resource center such that services of a resource center are available to residents
18 of Langlade County on May 1, 2010.

19 (b) The department of health services shall contract with an entity as provided
20 under section 46.284 (2) of the statutes to administer the family care benefit as a care
21 management organization such that the family care benefit is available to residents
22 of Langlade County on July 1, 2010.”.

23 **545.** Page 1808, line 13: after that line insert:

1 “(5r) MENTAL DISEASE SUPPLEMENTAL PAYMENTS. From the appropriation to the
2 department of health services under section 20.435 (7) (bk) of the statutes, as created
3 by this act, the department of health services shall make a supplemental payment
4 in the amount of \$138,600 in the first fiscal year of the biennium in which this
5 subsection takes effect and a supplemental payment in the amount of \$157,100 in
6 the second fiscal year of the fiscal biennium in which this subsection takes effect to
7 the Trempealeau County Health Care Center to provide services through its
8 institute of mental disease.”.

9 **546.** Page 1808, line 13: after that line insert:

10 “(5x) DENTAL HEALTH CLINIC GRANT. From the appropriation to the department
11 of health services under section 20.435 (1) (dj) of the statutes, as created by this act,
12 the department of health services shall award a grant to Milwaukee Health Services
13 Incorporated for dental services and equipment at a clinic having an address with
14 the zip code 53218.”.

15 **547.** Page 1811, line 18: after that line insert:

16 “(6q) GRANT FOR HIV INFECTION SERVICES. From the appropriation account
17 under section 20.435 (1) (ma) of the statutes, as created by this act, the department
18 of health services shall provide to the Black Health Coalition of Wisconsin, Inc.,
19 \$100,000 in the first fiscal year of the fiscal biennium in which this subsection takes
20 effect as a grant to provide human immunodeficiency virus infection outreach,
21 education, referral, and other services.”.

22 **548.** Page 1813, line 9: delete lines 9 to 25.

23 **549.** Page 1815, line 2: delete “1.” and substitute “5.”.

24 **550.** Page 1815, line 6: after that line insert:

1 “(12u) EMPLOYMENT AND TRAINING ACTIVITIES. The department of health services
2 shall work with Portage, Adams, Wood, and Milwaukee counties to modify the
3 employment and training program under section 49.79 (9) of the statutes in those
4 counties for the purpose of increasing the amount of federal funding that the state
5 receives under the program.”.

6 **551.** Page 1815, line 11: after that line insert:

7 “(1f) GRANT TO HOUSEHOLD ABUSE VICTIMS EMERGENCY NETWORK OF THE CITY OF
8 MERRILL. Notwithstanding section 234.165 (2) (c) (intro.) of the statutes, the
9 Wisconsin Housing and Economic Development Authority shall pay, in fiscal year
10 2009–10, a grant in the amount of \$25,000 from its actual surplus under section
11 234.165 of the statutes and, in fiscal year 2010–11, a grant in the amount of \$25,000
12 from its actual surplus under section 234.165 of the statutes to the Household Abuse
13 Victims Emergency Network of the city of Merrill for the purpose of renovating a
14 domestic abuse shelter serving Langlade, Lincoln, Taylor, Vilas, and Oneida
15 counties.”.

16 **552.** Page 1816, line 5: delete “legislative audit bureau shall” and substitute
“joint legislative audit committee is requested to direct the legislative audit bureau
to”.

17 **553.** Page 1816, line 7: delete “The audit” and substitute “If the committee
directs the legislative audit bureau to conduct the audit, the audit”.

18 **554.** Page 1816, line 17: delete “legislative audit bureau shall” and substitute
“joint legislative audit committee is requested to direct the legislative audit bureau
to”.

1 **555.** Page 1816, line 19: delete “The audit” and substitute “If the committee
directs the legislative audit bureau to conduct the audit, the audit”.

2 **556.** Page 1816, line 21: delete “The audit” and substitute “If conducted, the
audit”.

3 **557.** Page 1816, line 23: delete lines 23 to 25 and substitute:

4 “(cm) *Report.* If an audit is conducted under paragraph (a) or (b), the legislative
5 audit bureau shall file a report of the audit as described in section 13.94 (1) of the
6 statutes by July 1, 2010.”.

7 **558.** Page 1816, line 25: after that line insert:

8 “(2g) PENSION STUDY. The joint survey committee on retirement systems is
9 requested to study the impact of increasing the initial amount of the normal form
10 annuity under section 40.23 (2m) (b) of the statutes from 65 percent to 70 percent of
11 the participant’s final average earnings for participants whose formula rate is
12 determined under section 40.23 (2m) (e) 3. of the statutes and to report its findings
13 to the legislature before July 1, 2010.”.

14 **559.** Page 1821, line 8: delete lines 8 to 12.

15 **560.** Page 1821, line 12: after that line insert:

16 “(6x) SNOWMOBILE RAIL CROSSING. From the appropriation under section 20.370
17 (3) (aq) of the statutes, as affected by this act, the department of natural resources
18 shall provide \$10,000 in fiscal year 2009–10 to Oneida County for a snowmobile rail
19 crossing project located on STH 47 in Oneida County.”.

20 **561.** Page 1821, line 18: delete “and the 2010–11 fiscal year”.

21 **562.** Page 1821, line 21: after that line insert:

1 “(2c) ENVIRONMENTAL EDUCATION CONSULTANT. The authorized FTE positions for
2 the department of public instruction are increased by 1.0 SEG position, to be funded
3 from the appropriation under section 20.255 (1) (q) of the statutes, as created by this
4 act, for an environmental education consultant.”

5 **563.** Page 1824, line 7: after that line insert:

6 “(1L) ATTORNEY POSITIONS. The authorized FTE positions for the public service
7 commission, funded from the appropriation account under section 20.155 (1) (g) of
8 the statutes, are increased by 1.0 PR position for the performance of legal services.”

9 **564.** Page 1824, line 7: after that line insert:

10 “(1j) INITIAL MEMBERS OF 911 COUNCIL. Notwithstanding the length of terms
11 specified for the members of the 911 council under section 15.793 (1) (a) of the
12 statutes, as created by this act, the initial members shall be appointed for the
13 following terms:

14 (a) The members specified under section 15.793 (1) (a) 1., 2., 3., and 4. of the
15 statutes, as created by this act, and one member specified under section 15.793 (1)
16 (a) 5. of the statutes, as created by this act, for terms expiring on July 1, 2013.

17 (b) One member specified under section 15.793 (1) (a) 5. of the statutes, as
18 created by this act, one member specified under section 15.793 (1) (a) 7. of the
19 statutes, as created by this act, and the members specified under section 15.793 (1)
20 (a) 6., 8., and 9. of the statutes, as created by this act, for terms expiring on July 1,
21 2014.

22 (c) One member specified under section 15.793 (1) (a) 7. of the statutes, as
23 created by this act, and the members specified under section 15.793 (1) (a) 10., 11.,
24 12., and 13. of the statutes, as created by this act, for terms expiring on July 1, 2015.

1 (2j) ENHANCED 911 PROGRAM POSITION. The authorized FTE positions for the
2 public service commission are increased by 1.0 SEG position, to be funded from the
3 appropriation under section 20.155 (3) (r) of the statutes, as created by this act, for
4 the purpose of administering the requirements of section 256.35 (3g) of the statutes,
5 as created by this act.”.

6 **565.** Page 1825, line 11: after that line insert:

7 “(1L) ATTORNEY POSITIONS. The authorized FTE positions for the department
8 of regulation and licensing, funded from the appropriation account under section
9 20.165 (1) (g) of the statutes, as affected by this act, are increased by 3.0 PR positions
10 for the performance of legal services.”.

11 **566.** Page 1825, line 17: delete lines 17 to 24.

12 **567.** Page 1825, line 24: after that line insert:

13 “(1L) ATTORNEY POSITIONS. The authorized FTE positions for the department
14 of revenue, funded from the appropriation account under section 20.566 (3) (a) of the
15 statutes, are increased by 2.0 GPR positions for the performance of legal services.”.

16 **568.** Page 1826, line 12: delete “2010”.

17 **569.** Page 1826, line 13: delete “2010”.

18 **570.** Page 1826, line 14: after “payment” insert “received in 2009”.

19 **571.** Page 1828, line 6: after that line insert:

20 “(d) *Initial terms of Chequamegon Bay regional transit authority.*
21 Notwithstanding the length of terms specified for members of the board of directors
22 of the Chequamegon Bay regional transit authority under section 66.1039 (2) (e) and

1 (3) (a) of the statutes, as created by this act, the initial terms shall be 2 years for each
2 of the following:

3 1. One member from each county appointed under section 66.1039 (3) (f) 1. b.
4 of the statutes, as created by this act.

5 2. Each of the members appointed under section 66.1039 (3) (f) 1. c. of the
6 statutes, as created by this act.”.

7 **572.** Page 1828, line 15: after that line insert:

8 “(1L) ATTORNEY POSITIONS. The authorized FTE positions for the department
9 of transportation, funded from the appropriation account under section 20.395 (4)
10 (ag) of the statutes, are increased by 1.0 SEG position for the performance of legal
11 services.”.

12 **573.** Page 1831, line 15: delete “KRM” and substitute “SOUTHEASTERN
REGIONAL TRANSIT”.

13 **574.** Page 1831, line 16: delete “KRM” and substitute “southeastern regional
transit”.

14 **575.** Page 1834, line 5: after that line insert:

15 “(11v) RULE-MAKING FOR COMPULSORY FINANCIAL RESPONSIBILITY FOR MOTOR
16 VEHICLE OPERATION.

17 (a) The department of transportation shall submit in proposed form the rule
18 required under section 344.66 of the statutes, as created by this act, to the legislative
19 council staff under section 227.15 (1) of the statutes no later than the first day of the
20 9th month beginning after the effective date of this subsection.

21 (b) Using the procedure under section 227.24 of the statutes, the department
22 of transportation shall promulgate the rule described under section 344.66 of the

1 statutes, as created by this act, for the period before the permanent rule becomes
2 effective, but not to exceed the period authorized under section 227.24 (1) (c) and (2)
3 of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes,
4 the department of transportation is not required to provide evidence that
5 promulgating a rule under this subsection as an emergency rule is necessary for the
6 preservation of the public peace, health, safety, or welfare and is not required to
7 provide a finding of emergency for the rules promulgated under this subsection.”.

8 **576.** Page 1834, line 5: after that line insert:

9 “(14q) RECONCILIATION PROVISION RELATED TO PRIMARY ENFORCEMENT OF SEAT
10 BELTS. If this subsection takes effect after June 30, 2009, the treatment of sections
11 347.48 (2m) (gm) and 347.50 (2m) (a) of the statutes by this act and SECTIONS 9350
12 (4) and 9450 (6) of this act are void.”.

13 **577.** Page 1834, line 5: after that line insert:

14 “(11x) SHARED USE OF ADMINISTRATIVE FACILITIES IN OR NEAR CITY OF TOMAH.
15 During the 2009–11 fiscal biennium, the department of transportation shall consult
16 with the department of natural resources concerning the shared use of
17 administrative facilities used by the state traffic patrol and the department of
18 natural resources in or near the city of Tomah.”.

19 **578.** Page 1834, line 5: after that line insert:

20 “(12y) CTH “KP” PROJECT IN DANE COUNTY. In conjunction with the highway
21 rehabilitation project on USH 14 between the village of Cross Plains and the village
22 of Mazomanie, the department of transportation shall complete, after the completion
23 of the USH 14 project and during the 2009–2011 fiscal biennium, a repaving project
24 on CTH “KP” between the village of Cross Plains and the village of Mazomanie.”.

1 **579.** Page 1835, line 11: after that line insert:

2 “(3g) DIRECTOR OF WISCONSIN INSTITUTE FOR SUSTAINABLE TECHNOLOGY. Of the
3 moneys appropriated to the Board of Regents of the University of Wisconsin System
4 under section 20.285 (1) (s) of the statutes, as created by this act, for the 2009–10 and
5 2010–11 fiscal years, the board shall allocate \$110,000 in each fiscal year to the
6 Wisconsin Institute for Sustainable Technology at the University of
7 Wisconsin–Stevens Point to provide funding for the position of the director of the
8 institute.”.

9 **580.** Page 1836, line 1: delete lines 1 to 8.

10 **581.** Page 1840, line 5: delete “creation” and substitute “treatment”.

11 **582.** Page 1840, line 6: delete that line and substitute “66.0903 (1) (a), (d),
(dr), (g) 1. and 2., (h), and (im), (2), (3) (am) (with respect to improvement of a public
facility), (ar), (br), and (dm), (4) (a) 1. and 2. and (b) 1. and 2., (5) (b) and (c), (8), (9)
(b) and (c), (10) (a) and (b), (11) (b) 2., 3., 4., and 5., and (12) (d) and 103.49 (1) (a), (bg),
(bj), (d) 1. and 2., (dm), (f), and (fm), (1m), (2) (with respect to improvement of a public
facility), (2m) (a) 1. and 2. and (b) 1. and 2., (3) (a), (am), and (c), (3g) (b) and (c), (4r)
(b) and (c), (5) (a) and (b), (6m) (b), (c), (d), and (e), and (7) (d) of the statutes by this
act is intended to”.

12 **583.** Page 1840, line 10: delete “creation” and substitute “treatment”.

13 **584.** Page 1841, line 1: delete “893.80” and substitute “893.82”.

14 **585.** Page 1841, line 15: delete “employe” and substitute “employee”.

15 **586.** Page 1842, line 5: after that line insert:

1 “(2i) REQUIRED GENERAL FUND STRUCTURAL BALANCE. Section 20.003 (4m) of the
2 statutes shall not apply to the 2010–11 fiscal year.”.

3 **587.** Page 1843, line 9: after that line insert:

4 “(hx) The sum of \$5,000 to the Human Concerns of South Milwaukee Food
5 Pantry.”.

6 **588.** Page 1845, line 3: before that line insert:

7 “(3f) DEVELOPMENT FUND; LAPSE. Notwithstanding section 20.001 (3) (b) of the
8 statutes, on July 1, 2010, there is lapsed to the general fund \$14,850,000 from the
9 appropriation account of the department of commerce under section 20.143 (1) (tm)
10 of the statutes, as affected by the acts of 2009.”.

11 **589.** Page 1852, line 3: delete “\$250,000” and substitute “\$225,000”.

12 **590.** Page 1852, line 5: delete “\$250,000” and substitute “\$225,000”.

13 **591.** Page 1853, line 5: after that line insert:

14 “(1q) GENERAL FUND TRANSFER TO RECYCLING AND RENEWABLE ENERGY FUND. In
15 each fiscal year of the fiscal biennium in which this subsection takes effect,
16 \$2,500,000 is transferred from the general fund to the recycling and renewable
17 energy fund.”.

18 **592.** Page 1854, line 22: delete the material beginning with “each” and ending
with “effect” on line 23 and substitute “fiscal year 2009–10”.

19 **593.** Page 1859, line 9: delete the material beginning with “49.145” and
ending with “(intro.)” on line 9.

20 **594.** Page 1859, line 11: before “49.153” insert “and”.

1 **595.** Page 1859, line 12: delete “(b), and (c), and 49.155 (1m) (a) 1. and 1m.
(intro.)” and substitute “(b), and (c)”.

2 **596.** Page 1859, line 15: delete lines 15 to 21.

3 **597.** Page 1860, line 16: after “(title)” insert “and (c) (intro.) and 3. and 49.159
(4)”.

4 **598.** Page 1860, line 17: after “(a)” insert “and (b)”.

5 **599.** Page 1861, line 12: delete lines 12 to 14.

6 **600.** Page 1861, line 19: after that line insert:

7 “(4c) The treatment of sections 802.03 (9) and 846.35 (1) (c), (4), and (5) of the
8 statutes, the renumbering of section 799.41 of the statutes, and the creation of
9 section 799.41 (2) of the statutes, first apply to actions commenced on the effective
10 date of this subsection.”.

11 **601.** Page 1863, line 17: on lines 17 and 21, delete “and 8.”.

12 **602.** Page 1864, line 1: delete lines 1 to 6 and substitute:

13 “(1x) QUALIFIED ECONOMIC OFFERS. The treatment of section 111.70 (1) (dm),
14 (fm), (nc), and (ne) and (4) (cm) 5s., 6. a. and am., 8p., and 8s. and (m) 6. of the statutes
15 first applies to petitions for arbitration that relate to collective bargaining
16 agreements that cover periods beginning on or after July 1, 2009, and that are filed
17 under section 111.70 (4) (cm) 6. of the statutes, as affected by this act, on the effective
18 date of this subsection.”.

19 **603.** Page 1864, line 8: delete the material beginning with “and (nd)” and
ending with “(m) 6.” on line 9 and substitute “, (3) (a) 4., and (4) (cm) 5., 7., 7g., 7p.,
7r. (intro.), and 8m. a., b., and c., (cn), and (d) 2. a.”.

1 **604.** Page 1865, line 6: after that line insert:

2 “(3f) MEDICAL ASSISTANCE SERVICES BY MANAGED CARE ORGANIZATIONS. The
3 treatment of section 49.45 (24d), (44g), and (50m) of the statutes first applies to
4 contracts between the department of health services and a managed care
5 organization entered into on the effective date of this subsection.”.

6 **605.** Page 1865, line 24: delete “(s) and (4)” and substitute “(s), (4), and (5)”.

7 **606.** Page 1867, line 4: delete lines 4 to 22.

8 **607.** Page 1869, line 14: after “CONTRACEPTIVES” insert “AND DEPENDENTS”.

9 **608.** Page 1869, line 15: after “(n)” insert “and (nm)”.

10 **609.** Page 1869, line 15: delete “609.805” and substitute “609.755, 609.805,
632.885”.

11 **610.** Page 1871, line 6: after that line insert:

12 “(1m) FIRST CLASS CITY POLICE OFFICER SALARY AFTER DISCHARGE. The treatment
13 of section 62.50 (18) (a) and (b) of the statutes first applies to any member of the police
14 force who is covered by a collective bargaining agreement that contains provisions
15 inconsistent with the treatment of section 62.50 (18) (a) and (b) on the day on which
16 the collective bargaining agreement expires or is extended, modified, or renewed,
17 whichever occurs first.”.

18 **611.** Page 1871, line 16: after that line insert:

19 “(3e) CONSTRUCTION LANDFILL FEES. The treatment of sections 289.63 (1), 289.64
20 (1), (2), (5), and (7) (a), 289.645 (1), (2), (5) (intro.), and (7) (a), and 289.67 (1) (a), (b),
21 (g), and (i) 1. of the statutes first applies to building waste disposed of on January
22 1, 2010.”.

1 **612.** Page 1873, line 10: after that line insert:

2 “(7i) GENERAL AID; CONSOLIDATION. The treatment of section 121.07 (6) (e) 1. and
3 (7) (e) 1. of the statutes first applies to the distribution of school aid in the 2009–10
4 school year.”.

5 **613.** Page 1873, line 10: after that line insert:

6 “(7j) OPEN ENROLLMENT; SUPPLEMENTAL AID. The treatment of section 118.51 (16)
7 (e) of the statutes first applies to the number of pupils who attend public school in
8 a nonresident school district in the 2008–09 school year.”.

9 **614.** Page 1873, line 17: delete lines 17 to 19.

10 **615.** Page 1873, line 22: after that line insert:

11 “(1j) ENHANCED 911 SURCHARGES.

12 (a) The creation of section 256.35 (3g) (a) 1. of the statutes first applies to bills
13 provided to subscribers on the effective date of this paragraph.

14 (b) The creation of section 256.35 (3g) (a) 2. a. of the statutes first applies to
15 retail transactions occurring on the effective date of this paragraph.”.

16 **616.** Page 1874, line 21: after that line insert:

17 “(4i) AGRICULTURAL LAND. The treatment of section 70.32 (2) (c) 1g. of the
18 statutes first applies to the property tax assessments as of January 1, 2010.”.

19 **617.** Page 1875, line 1: delete lines 1 to 3.

20 **618.** Page 1875, line 11: after that line insert:

21 “(12d) ADVANCE PAYMENTS; EARNED INCOME TAX CREDIT. The treatment of section
22 71.07 (9e) (g) of the statutes first applies to taxable years beginning on January 1 of
23 the year in which this subsection takes effect, except that if this subsection takes
24 effect after August 31 the treatment of section 71.07 (9e) (g) of the statutes first

1 applies to taxable years beginning on January 1 of the year following the year in
2 which this subsection takes effect.”.

3 **619.** Page 1875, line 17: after that line insert:

4 “(13x) CHANGES TO EDVEST INCOME TAX DEDUCTION. The treatment of section
5 71.05 (6) (b) 32. (intro.) and a. and 33. (intro.) and a. of the statutes first applies to
6 taxable years beginning on January 1 of the year in which this subsection takes
7 effect, except that if this subsection takes effect after August 31, the treatment of
8 section 71.05 (6) (b) 32. (intro.) and a. and 33. (intro.) and a. of the statutes first
9 applies to taxable years beginning on January 1 of the year following the year in
10 which this subsection takes effect.”.

11 **620.** Page 1876, line 16: after “(2) (a),” insert “(2m)”.

12 **621.** Page 1876, line 16: delete “(6) (b)” and substitute “(6) (a), (b), and (c) 1.”.

13 **622.** Page 1877, line 23: delete lines 23 to 25.

14 **623.** Page 1878, line 24: delete the material beginning with that line and
ending with page 1879, line 2.

15 **624.** Page 1879, line 9: delete lines 9 to 11.

16 **625.** Page 1880, line 1: delete lines 1 to 4 and substitute “a project proposal,
including a preliminary plat or final plat under chapter 236 of the statutes, for a
publicly funded private construction project, as defined in section 66.0904 (1) (i) of
the statutes, as created by this act, submitted to a local governmental unit for
approval on the effective date of this subsection.”.

17 **626.** Page 1880, line 14: delete lines 14 to 19.

18 **627.** Page 1880, line 19: after that line insert:

1 “(5f) PREVAILING WAGE; REMEDIES. The treatment of section 103.49 (6m) (f) of the
2 statutes, the renumbering of section 103.49 (6m) (a) of the statutes, the renumbering
3 and amendment of section 66.0903 (11) (a) of the statutes, and the creation of sections
4 66.0903 (11) (a) 2.and 4. and 103.49 (6m) (ag) of the statutes first applies to hours
5 worked on the effective date of this subsection.”.

6 **628.** Page 1880, line 20: after that line insert:

7 “(1f) EXPEDITED MARRIAGE LICENSE FEE. The treatment of section 765.08 (2) of
8 the statutes first applies to marriage license applications that are submitted to
9 county clerks on the effective date of this subsection.”.

10 **629.** Page 1880, line 24: after that line insert:

11 “(1f) LOW-INCOME ASSISTANCE. The repeal of section 16.957 (2) (d) 2m. of the
12 statutes takes effect on June 30, 2011.”.

13 **630.** Page 1881, line 12: after that line insert:

14 “(2x) ANIMAL HEALTH APPROPRIATION REPEAL. The repeal of section 20.115 (2) (q)
15 of the statutes takes effect on July 1, 2011.”.

16 **631.** Page 1882, line 10: after that line insert:

17 “(5f) BILL OF RIGHTS FOR FOSTER CHILDREN. The treatment of sections 48.648 and
18 48.649 of the statutes and SECTION 9108 (6f) of this act take effect on January 1,
19 2010.”.

20 **632.** Page 1885, line 3: delete the material beginning with “20.437 (2)” and
ending with “4. (intro.),” on line 5.

21 **633.** Page 1885, line 7: delete the material beginning with “49.153” and
ending with “948.45 (1)” on line 9 and substitute “and 49.153 (1) (a), (b), and (c)”.

22 **634.** Page 1885, line 9: delete “and (6)”.

1 **635.** Page 1887, line 19: after that line insert:

2 “(2x) SALARIES AND FRINGE BENEFITS; PUBLIC BENEFITS. The repeal of section
3 20.475 (1) (s) of the statutes takes effect on June 30, 2011.”.

4 **636.** Page 1888, line 7: delete lines 7 to 9.

5 **637.** Page 1888, line 10: delete lines 10 to 13.

6 **638.** Page 1889, line 4: delete lines 4 to 6.

7 **639.** Page 1890, line 11: after that line insert:

8 “(7x) DENTAL HEALTH CLINIC GRANT. The repeal of section 20.435 (1) (dj) of the
9 statutes, as created by this act, takes effect on July 1, 2010.”.

10 **640.** Page 1890, line 15: after that line insert:

11 “(8q) MENTAL DISEASE SUPPLEMENTAL PAYMENTS. The repeal of section 20.435 (7)
12 (bk) of the statutes takes effect on July 1, 2011.”.

13 **641.** Page 1891, line 11: after that line insert:

14 “(14g) MEDICAL ASSISTANCE SERVICES BY MANAGED CARE ORGANIZATIONS. The
15 treatment of section 49.45 (24d), (44g), and (50m) and SECTION 9322 (3f) of the
16 statutes takes effect on January 1, 2010.”.

17 **642.** Page 1891, line 21: delete lines 21 to 23.

18 **643.** Page 1892, line 7: after “CONTRACEPTIVE” insert “AND DEPENDENT”.

19 **644.** Page 1892, line 8: after “(n)” insert “and (nm)”.

20 **645.** Page 1892, line 8: delete “609.805” and substitute “609.755, 609.805,
21 632.885”.

21 **646.** Page 1893, line 23: after that line insert:

1 “(6x) SNOWMOBILE RAIL CROSSING. The repeal and recreation of section 20.370
2 (3) (aq) of the statutes takes effect on July 1, 2011.”.

3 **647.** Page 1894, line 13: delete lines 13 and 14.

4 **648.** Page 1894, line 21: delete lines 21 to 24 and substitute:

5 “(1j) POLICE AND FIRE PROTECTION FEE.

6 (a) The amendment of sections 196.202 (2), 196.203 (1), and 196.499 (1) (intro.)
7 of the statutes and the creation of sections 20.155 (3) (t), 25.17 (1) (ku), 25.99, 77.51
8 (12m) (b) 9. and (15b) (b) 9., and 196.025 (6) of the statutes take effect on October 1,
9 2009, or on the first day of the 3rd month beginning after publication, whichever is
10 later.

11 (b) The repeal of sections 20.155 (3) (t), 25.17 (1) (ku), 25.99, 77.51 (12m) (b) 9.
12 and (15b) (b) 9., and 196.025 (6) of the statutes and the repeal and recreation of
13 sections 196.202 (2), 196.203 (1), and 196.499 (1) (intro.) of the statutes take effect
14 on June 30, 2011.”.

15 **649.** Page 1894, line 24: after that line insert:

16 “(2j) ENHANCED 911 PROGRAM. The treatment of sections 15.793, 20.155 (3) (r),
17 25.17 (1) (kb), 25.985, 77.51 (12m) (b) 10. and (15b) (b) 10., 77.54 (37), and 256.35 (1)
18 (cs), (ee), (gm), (3), (3g), (3m) (a) 2., 3., and 4., (5), (7), and (8) of the statutes and
19 SECTION 9141 (1j) and (2j) of this act take effect on July 1, 2011.”.

20 **650.** Page 1897, line 19: delete “139.765.”.

21 **651.** Page 1898, line 17: after that line insert:

22 “(14r) MILWAUKEE COUNTY TAX. The repeal and recreation of section 77.70 (1)
23 and (3) of the statutes takes effect on October 1, 2009.”.

1 **652.** Page 1900, line 7: delete “SECTIONS 9150 (5c) and” and substitute
“SECTION”.

2 **653.** Page 1900, line 8: after that line insert:

3 “(6q) SAFETY BELT PERFORMANCE GRANT FUNDS. SECTION 9150 (5c) of this act takes
4 effect on the day after publication.

5 (7q) RECONCILIATION PROVISION RELATED TO PRIMARY ENFORCEMENT OF SEAT BELTS.
6 SECTION 9150 (14q) of this act takes effect on the day after publication.”.

7 **654.** Page 1900, line 23: delete the material beginning with that line and
ending with page 1901, line 8.

8 **655.** Page 1901, line 23: after that line insert:

9 “(15v) COMPULSORY FINANCIAL RESPONSIBILITY FOR MOTOR VEHICLE OPERATION.

10 (a) The treatment of sections 25.40 (1) (a) 27., 165.755 (1) (b), 302.46 (1) (a),
11 344.14 (2) (L), 344.25 (7), 757.05 (1) (a), 814.63 (1) (c), 814.63 (2), 814.65 (1), 814.85
12 (1) (a), and 814.86 (1) (by SECTION 3240m) and subchapter VI of chapter 344 of the
13 statutes takes effect on the first day of the 12th month beginning after publication.

14 (b) SECTION 9150 (11v) of this act takes effect on the day after publication.”.

15 **656.** Page 1902, line 15: delete lines 15 to 22 and substitute:

16 “(1x) PREVAILING WAGE. The treatment of sections 19.36 (12), 66.0903 (1) (a),
17 (am), (d), (dr), (e), (g) 1. and 2., (h), (i), and (im), (2), (3) (am), (ar), (av), (br), and (dm),
18 (4) (a) 1. and 2. and (b) 1. and 2., (8), (9) (b) and (c), (10) (a), (am), (b), and (c), (11) (b)
19 2., 3., (f), 4., and 5., and (12) (d), 66.0904, 103.49 (1) (a), (am), (bg), (bj), (bm), (d) 1.
20 and 2., (dm), (e), (f), and (fm), (1m), (2), (2m) (a) 1. and 2. and (b) 1. and 2., (3) (a), (am),
21 (ar), and (c), (4r) (b) and (c), (5) (a), (am), (b), and (c), (6m) (b), (c), (d), and (e), and (7)
22 (d), 103.50 (4m) and (7) (d) and (e), 103.503 (title), (1) (a), (c), (e), and (g), (2), and (3)

1 (a) 2., 104.001 (3) (am), 109.09 (1), 111.322 (2m) (c), 227.01 (13) (t), and 946.15 of the
2 statutes, the renumbering of section 103.49 (6m) (a) of the statutes, the renumbering
3 and amendment of sections 66.0903 (5) and (11) (a) and 103.49 (3g) of the statutes,
4 and the creation of sections 66.0903 (5) (b) and (c) and (11) (a) 2. and 4. and 103.49
5 (3g) (b) and (c) and (6m) (ag) of the statutes take effect on January 1, 2010.”.

6 **657.** Page 1902, line 23: delete lines 23 to 25.

7 **658.** Page 1903, line 6: after that line insert:

8 “(2i) EXTENDING THE LIFE OF CERTAIN TAX INCREMENTAL DISTRICTS. The treatment
9 of sections 66.1103 (2) (k) 20. and 66.1105 (2) (a), (ab), and (bq) and (6) (c) and (g) of
10 the statutes takes effect on October 1, 2009.”.

11 (END)