



State of Wisconsin
2021 - 2022 LEGISLATURE

LRBs0202/2
ALL:all

**SENATE SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 68**

June 30, 2021 - Offered by Senators BEWLEY, ROYS, L. TAYLOR, JOHNSON and
ERPENBACH.

1 **AN ACT relating to:** state finances and appropriations, constituting the
2 executive budget act of the 2021 legislature.

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

3 **SECTION 1.** 1.031 of the statutes is amended to read:

4 **1.031 Retrocession of jurisdiction.** The governor may accept on behalf of
5 the state, retrocession of full or partial jurisdiction over any roads, highways or other
6 lands in federal enclaves within the state where such retrocession has been offered
7 by appropriate federal authority. Documents concerning such action shall be filed
8 in the office of the secretary of state administration and recorded in the office of the
9 register of deeds of the county wherein such lands are located.

10 **SECTION 2.** 5.02 (6m) (f) of the statutes is amended to read:

11 5.02 **(6m)** (f) An ~~unexpired~~ identification card issued by a university or college
12 in this state that is accredited, as defined in s. 39.30 (1) (d), or by a technical college

1 in this state that is a member of and governed by the technical college system under
2 ch. 38, that contains the date of issuance and signature of the individual to whom it
3 is issued and that contains an expiration date indicating that the card expires no
4 later than 2 years after the date of issuance if the individual establishes, except that
5 if the identification card is expired the individual shall establish that he or she is
6 enrolled as a student at the university or college on the date that the card is
7 presented.

8 **SECTION 3.** 5.02 (20) of the statutes is amended to read:

9 5.02 (20) “Special primary” means the primary held 4 weeks before the special
10 election, except as provided in s. 8.50 (4m) and except when the special election is
11 held on the same day as the general election the special primary shall be held on the
12 same day as the general primary or if the special election is held concurrently with
13 the spring election, the primary shall be held concurrently with the spring primary.

14 **SECTION 4.** 5.02 (22) of the statutes is amended to read:

15 5.02 (22) “Spring primary” means the ~~nonpartisan~~ primary held on the 3rd
16 Tuesday in February to nominate nonpartisan candidates to be voted for at the
17 spring election and partisan candidates to be voted for at a special election under s.
18 8.50 (4m).

19 **SECTION 5.** 5.05 (11m) of the statutes is created to read:

20 5.05 (11m) AIDS TO COUNTIES AND MUNICIPALITIES FOR CERTAIN SPECIAL ELECTION
21 COSTS. (a) From the appropriation under s. 20.510 (1) (f), the commission shall
22 reimburse counties and municipalities for costs incurred in the administration of
23 special primaries for state or national office and special elections for state or national
24 office.

1 (b) A cost is eligible for reimbursement under par. (a) only if all of the following
2 apply:

- 3 1. The commission determines that the cost is reasonable.
- 4 2. The cost is specified under par. (c).
- 5 3. If applicable, the commission determines that the rate paid by the county or
6 municipality for the cost does not exceed the rate customarily paid for similar costs
7 at a primary or election that is not a special primary or election.
- 8 4. If the special primary or election coincides with a primary or election that
9 is not a special primary or election, the commission determines that the cost does not
10 exceed the amount that would be incurred if the primaries or elections did not
11 coincide.

12 (c) Only the following costs are eligible for reimbursement under par. (a):

- 13 1. Rental payments for polling places.
- 14 2. Election day wages paid under s. 7.03 to election officials working at the
15 polls.
- 16 3. Costs for the publication of required election notices.
- 17 4. Printing and postage costs for absentee ballots and envelopes.
- 18 5. Costs for the design and printing of ballots and poll books.
- 19 6. Purchase of ballot bags or containers, including ties or seals for chain of
20 custody purposes.
- 21 7. Costs to program electronic voting machines.
- 22 8. Purchase of memory devices for electronic voting machines.
- 23 9. Wages paid to conduct a county canvass.
- 24 10. Data entry costs for the statewide voter registration system.

25 **SECTION 6.** 5.056 of the statutes is amended to read:

1 • **If you have a disability, the right to get help casting your ballot** from
2 anyone you choose, except from your employer or union representative.

3 • **The right to get help voting in a language other than English** if enough
4 voters where you live speak your language.

5 • **The right to get a new ballot if you made a mistake.** You can get up to
6 3 ballots in all if you make a mistake and have not already cast your ballot.

7 • **The right to cast a provisional ballot.** You can cast a provisional ballot
8 if you are unable or unwilling to provide required proof of identification for voting or
9 a valid driver license or identification card number for registering to vote on election
10 day. Your provisional ballot will not be counted unless you provide the required
11 information to the poll workers by 8:00 p.m. on election day or to the municipal clerk
12 by 4:00 p.m. of the Friday following the election.

13 • **The right to have your ballot counted accurately.**

14 • **The right to vote free from coercion or intimidation by any election**
15 **official or other person.**

16 • **The right to report any illegal or fraudulent election activity** to an
17 elections official or the State of Wisconsin Elections Commission.

18 **SECTION 8.** 5.84 (1) of the statutes is amended to read:

19 5.84 (1) Where any municipality employs an electronic voting system which
20 utilizes automatic tabulating equipment, ~~either at the polling place or at a central~~
21 ~~counting location~~, the municipal clerk shall, on any day not more than 10 days prior
22 to the election day on which the equipment is to be utilized in an election, have the
23 equipment tested to ascertain that it will correctly count the votes cast for all offices
24 and on all measures. Public notice of the time and place of the test shall be given by
25 the clerk at least 48 hours prior to the test by publication of a class 1 notice under

1 ch. 985 in one or more newspapers published within the municipality if a newspaper
2 is published therein, otherwise in a newspaper of general circulation therein. The
3 test shall be open to the public. The test shall be conducted by processing a
4 preaudited group of ballots so marked as to record a predetermined number of valid
5 votes for each candidate and on each referendum. The test shall include for each
6 office one or more ballots which have votes in excess of the number allowed by law
7 and, for a partisan primary election, one or more ballots which have votes cast for
8 candidates of more than one recognized political party, in order to test the ability of
9 the automatic tabulating equipment to reject such votes. If any error is detected, the
10 municipal clerk shall ascertain the cause and correct the error. The clerk shall make
11 an errorless count before the automatic tabulating equipment is approved by the
12 clerk for use in the election.

13 **SECTION 9.** 5.86 (1) of the statutes is amended to read:

14 5.86 (1) All proceedings at each central counting location shall be under the
15 direction of the municipal clerk or an election official designated by the clerk unless
16 the central counting location is at the county seat ~~and the municipal clerk delegates~~
17 ~~the responsibility to supervise the location to the county clerk~~, in which case the
18 proceedings shall be under the direction of the county clerk or an election official
19 designated by the county clerk. If for any municipality the central counting location
20 is at the county seat and the municipal clerk authorizes the early canvassing of
21 absentee ballots under s. 7.525, the county clerk or the county clerk's designee shall
22 begin the proceedings for that municipality on the day before the election consistent
23 with that section. Unless election officials are selected under s. 7.30 (4) (c) without
24 regard to party affiliation, the employees at each central counting location, other
25 than any specially trained technicians who are required for the operation of the

1 automatic tabulating equipment, shall be equally divided between members of the
2 major political parties under s. 7.30 (2) (a) and all duties performed by the
3 employees shall be by teams consisting of an equal number of members of each
4 political party whenever sufficient persons from each party are available.

5 **SECTION 10.** 6.02 (1) of the statutes is amended to read:

6 6.02 (1) Every U.S. citizen age 18 or older who has resided in an election district
7 or ward for ~~28~~ 10 consecutive days before any election where the citizen offers to vote
8 is an eligible elector.

9 **SECTION 11.** 6.02 (2) of the statutes is amended to read:

10 6.02 (2) Any U.S. citizen age 18 or older who moves within this state later than
11 ~~28~~ 10 days before an election shall vote at his or her previous ward or election district
12 if the person is otherwise qualified. If the elector can comply with the ~~28-day~~ 10-day
13 residence requirement at the new address and is otherwise qualified, he or she may
14 vote in the new ward or election district.

15 **SECTION 12.** 6.10 (3) of the statutes is amended to read:

16 6.10 (3) When an elector moves his or her residence from one ward or
17 municipality to another ward or municipality within the state at least ~~28~~ 10 days
18 before the election, the elector may vote in and be considered a resident of the new
19 ward or municipality where residing upon registering at the proper polling place or
20 other registration location in the new ward or municipality under s. 6.55 (2) or 6.86
21 (3) (a) 2. If the elector moves his or her residence later than ~~28~~ 10 days before an
22 election, the elector shall vote in the elector's former ward or municipality if
23 otherwise qualified to vote there.

24 **SECTION 13.** 6.10 (4) of the statutes is amended to read:

1 6.10 (4) The residence of an unmarried person sleeping in one ward and
2 boarding in another is the place where the person sleeps. The residence of an
3 unmarried person in a transient vocation, a teacher or a student who boards at
4 different places for part of the week, month, or year, if one of the places is the
5 residence of the person's parents, is the place of the parents' residence unless through
6 registration or similar act the person elects to establish a residence elsewhere. If the
7 person has no parents and if the person has not registered elsewhere, the person's
8 residence shall be at the place that the person considered his or her residence in
9 preference to any other for at least ~~28~~ 10 consecutive days before an election. If this
10 place is within the municipality, the person is entitled to all the privileges and subject
11 to all the duties of other citizens having their residence there, including voting.

12 **SECTION 14.** 6.15 (1) of the statutes is amended to read:

13 6.15 (1) **QUALIFICATIONS.** Any person who was or who is an eligible elector under
14 ss. 6.02 and 6.03, except that he or she has been a resident of this state for less than
15 ~~28~~ 10 consecutive days prior to the date of the presidential election, is entitled to vote
16 for the president and vice president but for no other offices. The fact that the person
17 was not registered to vote in the state from which he or she moved does not prevent
18 voting in this state if the elector is otherwise qualified.

19 **SECTION 15.** 6.15 (2) (a) of the statutes is amended to read:

20 6.15 (2) (a) The elector's request for the application form may be made in person
21 to the municipal clerk of the municipality where the person resides. Application may
22 be made not sooner than ~~27~~ 9 days nor later than 5 p.m. on the day before the election,
23 or may be made at the proper polling place in the ward or election district in which
24 the elector resides. If an elector makes application before election day, the
25 application form shall be returned to the municipal clerk after the affidavit has been

1 signed in the presence of the clerk or any officer authorized by law to administer
2 oaths. The affidavit shall be in substantially the following form:

3 STATE OF WISCONSIN

4 County of

5 I,, do solemnly swear that I am a citizen of the United States; that prior to
6 establishing Wisconsin residence, my legal residence was in the (town) (village)
7 (city) of, state of, residing at (street address); that on the day of the next
8 presidential election, I shall be at least 18 years of age and that I have been a legal
9 resident of the state of Wisconsin since, (year), residing at (street address),
10 in the [... ward of the ... aldermanic district of] the (town) (village) (city) of, county
11 of; that I have resided in the state less than ~~28~~ 10 consecutive days, that I am
12 qualified to vote for president and vice president at the election to be held November
13, (year), that I am not voting at any other place in this election and that I hereby
14 make application for an official presidential ballot, in accordance with section 6.15
15 of the Wisconsin statutes.

16 Signed

17 P.O. Address

18 Subscribed and sworn to before me this day of, (year)

19(Name)

20(Title)

21 **SECTION 16.** 6.15 (4) (b) of the statutes is amended to read:

22 6.15 (4) (b) During polling hours, or between 7 a.m. and 8 p.m. on the day before
23 the election if authorized for that election under s. 7.525, the inspectors shall open
24 each carrier envelope, announce the elector's name, check the affidavit for proper
25 execution, and check the voting qualifications for the ward, if any. In municipalities

1 where absentee ballots are canvassed under s. 7.52, the municipal board of absentee
2 ballot canvassers shall perform this function at a meeting of the board of absentee
3 ballot canvassers.

4 **SECTION 17.** 6.18 (form) of the statutes is amended to read:

5 **6.18** (form) This form shall be returned to the municipal clerk's office.
6 Application must be received in sufficient time for ballots to be mailed and returned
7 prior to any presidential election at which applicant wishes to vote. Complete all
8 statements in full.

9 APPLICATION FOR PRESIDENTIAL
10 ELECTOR'S ABSENTEE BALLOT

11 (To be voted at the Presidential Election
12 on November, (year)

13 I, hereby swear or affirm that I am a citizen of the United States, formerly
14 residing at in the ward aldermanic district (city, town, village) of, County
15 of for ~~28~~ 10 consecutive days prior to leaving the State of Wisconsin. I, do
16 solemnly swear or affirm that I do not qualify to register or vote under the laws of
17 the State of(State you now reside in) where I am presently residing. A citizen must
18 be a resident of: State(Insert time) County(Insert time) City, Town or Village
19(Insert time), in order to be eligible to register or vote therein. I further swear or
20 affirm that my legal residence was established in the State of(the State where you
21 now reside) on Month Day Year.

22 Signed

23 Address(Present address)

24(City)(State)

25 Subscribed and sworn to before me this day of (year)

1 (Notary Public, or other officer authorized to administer oaths.)

2 (County)

3 My Commission expires

4 MAIL BALLOT TO:

5 NAME

6 ADDRESS

7 CITY STATE ZIP CODE

8 *Penalties for Violations.* Whoever swears falsely to any absent elector affidavit
9 under this section may be fined not more than \$1,000 or imprisoned for not more than
10 6 months or both. Whoever intentionally votes more than once in an election may
11 be fined not more than \$10,000 or imprisoned for not more than 3 years and 6 months
12 or both.

13 (Municipal Clerk)

14 (Municipality)

15 **SECTION 18.** 6.22 (7) of the statutes is amended to read:

16 6.22 (7) EXTENSION OF PRIVILEGE. This section applies to all military electors for
17 28 10 days after the date of discharge from a uniformed service or termination of
18 services or employment of individuals specified in sub. (1) (b) 1. to 4.

19 **SECTION 19.** 6.256 of the statutes is created to read:

20 **6.256 Facilitating registration of electors.** (1) The commission shall use
21 all feasible means to facilitate the registration of all eligible electors of this state and
22 the maintenance of the registration of all eligible electors for so long as they remain
23 eligible.

24 (2) Subject to s. 343.14 (2p) (b), for the purpose of carrying out its functions
25 under sub. (1), the commission shall obtain the following information from the

1 department of transportation, to the extent that the department has the
2 information:

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

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

9 2. The date of birth of the individual.

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

11 4. A copy of each document that the applicant provided as proof of citizenship
12 and a statement from the department of transportation indicating that the
13 department verified the applicant's citizenship.

14 (b) For each item of information specified in par. (a), the most recent date that
15 the item of information was provided to or obtained by the department of
16 transportation.

17 **(3)** The commission shall compare the information obtained under sub. (2) with
18 the information in the registration list under s. 6.36 (1) (a). If the commission finds
19 any discrepancy between the information obtained under sub. (2) regarding an
20 elector and the information in the registration list under s. 6.36 (1) (a) regarding that
21 elector, the commission shall attempt to contact the elector to resolve the discrepancy
22 and update the registration list accordingly. If the commission is unable to resolve
23 the discrepancy, the information in the registration list shall control.

24 **(4)** If the commission concludes that an individual appears eligible to vote in
25 this state but is not registered and the commission has obtained from reliable sources

1 all the information required under s. 6.33 (1) to complete the individual's
2 registration, the commission shall enter the individual's name on the registration list
3 maintained under s. 6.36 (1) (a). If the commission has not obtained from reliable
4 sources all the information pertaining to an individual that is required under s. 6.33
5 (1), the commission shall attempt to obtain from reliable sources the necessary
6 information under s. 6.33 (1) that is required to complete the individual's
7 registration. If an elector's status has been changed from eligible to ineligible under
8 s. 6.50 and the elector's eligibility, name, or residence has not changed, the
9 commission may not change the individual's name to eligible status unless the
10 commission first verifies that the individual is eligible and wishes to change his or
11 her status to eligible.

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

15 (6) The commission shall mail a notice to each individual whose name the
16 commission enters under sub. (4) on the registration list maintained under s. 6.36
17 (1) (a). The notice shall be printed in English, Spanish, and other languages spoken
18 by a significant number of state residents, as determined by the commission, and
19 shall include all of the following:

20 (a) A statement informing the individual that his or her name has been entered
21 on the registration list and showing the current address for the individual based on
22 the commission's records.

23 (b) A statement informing the individual that he or she may request to have
24 his or her name deleted from the registration list and instructions for doing so.

25 (c) Instructions for notifying the commission of a change in name or address.

1 (d) Instructions for obtaining a confidential listing under s. 6.47 (2) and a
2 description of how an individual qualifies for a confidential listing.

3 (7) Any individual may file a request with the commission to exclude his or her
4 name from the registration list maintained under s. 6.36 (1) (a). Any individual
5 whose name is added to the registration list by the commission may file a request
6 with the commission or a municipal clerk to have his or her name deleted from the
7 list. A request for exclusion or deletion shall be filed in the manner prescribed by the
8 commission. An individual who files an exclusion or deletion request under this
9 subsection may revoke his or her request by the same means that an individual may
10 request an exclusion or deletion. The commission shall ensure that the name of any
11 individual who has filed an exclusion or deletion request under this subsection is
12 excluded from the registration list or, if the individual's name appears on the list, is
13 removed from the registration list and is not added to the list at any subsequent time
14 unless the individual files a revocation of his or her request under this subsection.

15 (8) If the commission removes from the registration list maintained under s.
16 6.36 (1) (a) the name of an elector who does not request that his or her name be
17 deleted, or changes the elector's status from eligible to ineligible, other than to
18 correct an entry that the commission determines to be a duplication or to change the
19 name of an individual who is verified to be deceased to ineligible status, the
20 commission shall mail the individual a notice of the removal or change in status by
21 1st class postcard at the individual's last-known address. The notice shall provide
22 that the individual may apply to have his or her status changed to eligible if he or
23 she is a qualified elector.

24 (9) The commission shall attempt to facilitate the initial registration of all
25 eligible electors as soon as practicable.

1 **(10)** The commission shall maintain the confidentiality of all information
2 obtained from the department of transportation under sub. (2) and may use this
3 information only for the purpose of carrying out its functions under sub. (1) and s.
4 6.34 (2m) and in accordance with the agreement under s. 85.61 (1).

5 **SECTION 20.** 6.29 (2) (a) of the statutes is amended to read:

6 6.29 **(2)** (a) Any qualified elector of a municipality who has not previously filed
7 a registration form or whose name does not appear on the registration list of the
8 municipality may register after the close of registration but not later than 5 p.m. or
9 the close of business, whichever is later, on the Friday before an election at the office
10 of the municipal clerk and at the office of the clerk's agent if the clerk delegates
11 responsibility for electronic maintenance of the registration list to an agent under
12 s. 6.33 (5) (b). The elector shall complete, in the manner provided under s. 6.33 (2),
13 a registration form containing all information required under s. 6.33 (1). The
14 registration form shall also contain the following certification: "I, ..., hereby certify
15 that, to the best of my knowledge, I am a qualified elector, having resided at ... for
16 at least ~~28~~ 10 consecutive days immediately preceding this election, and I have not
17 voted at this election". The elector shall also provide proof of residence under s. 6.34.

18 **SECTION 21.** 6.29 (2) (e) of the statutes is created to read:

19 6.29 **(2)** (e) The municipal clerk or clerk's agent shall promptly add the names
20 of qualified electors who register and vote under this section to the registration list
21 maintained under s. 6.36 (1) (a). The clerk or clerk's agent shall add the names of
22 qualified electors who vote at their polling places in the manner prescribed in s. 6.33
23 (5) (a).

24 **SECTION 22.** 6.33 (2) (a) of the statutes is amended to read:

1 6.33 (2) (a) All information may be recorded by any person, except that the clerk
2 shall record the ward and aldermanic district, if any, other geographic information
3 under sub. (1), the indication of whether the registration is received by mail, and the
4 type of identifying document submitted by the elector as proof of residence under s.
5 6.34 or the indication of verification of information in lieu of proof of residence under
6 s. 6.34 (2m). Except as provided in s. 6.30 (5), each elector shall sign his or her own
7 name unless the elector is unable to sign his or her name due to physical disability.
8 In such case, the elector may authorize another elector to sign the form on his or her
9 behalf. If the elector so authorizes, the elector signing the form shall attest to a
10 statement that the application is made upon request and by authorization of a named
11 elector who is unable to sign the form due to physical disability.

12 **SECTION 23.** 6.35 (3) of the statutes is amended to read:

13 6.35 (3) ~~Original~~ Except for electronic registrations, original registration forms
14 shall be maintained in the office of the municipal clerk or board of election
15 commissioners at all times. The commission shall maintain records of registrations
16 that are entered electronically under s. 6.30 (5) and make such records available for
17 inspection by the municipal clerk, the clerk's designated agent, or the board of
18 election commissioners.

19 **SECTION 24.** 6.55 (2) (a) (form) of the statutes is amended to read:

20 6.55 (2) (a) (form) "I, ..., hereby certify that, to the best of my knowledge, I am
21 a qualified elector, having resided at ... for at least ~~28~~ 10 consecutive days
22 immediately preceding this election, and I have not voted at this election."

23 **SECTION 25.** 6.85 (2) of the statutes is amended to read:

24 6.85 (2) Any otherwise qualified elector who changes residence within this
25 state by moving to a different ward or municipality later than ~~28~~ 10 days prior to an

1 election may vote an absentee ballot in the ward or municipality where he or she was
2 qualified to vote before moving.

3 **SECTION 26.** 6.86 (1) (b) of the statutes is amended to read:

4 6.86 (1) (b) Except as provided in this section, if application is made by mail,
5 the application shall be received no later than 5 p.m. on the 5th day immediately
6 preceding the election. If application is made in person, the application shall be
7 made ~~no earlier than 14 days preceding the election and no later than the Sunday~~
8 7 p.m. on the Friday preceding the election. No application may be received on a legal
9 holiday. A municipality shall specify the hours in the notice under s. 10.01 (2) (e).
10 The municipal clerk or an election official shall witness the certificate for any
11 in-person absentee ballot cast. Except as provided in par. (c), if the elector is making
12 written application for an absentee ballot at the partisan primary, the general
13 election, the presidential preference primary, or a special election for national office,
14 and the application indicates that the elector is a military elector, as defined in s. 6.34
15 (1), the application shall be received by the municipal clerk no later than 5 p.m. on
16 election day. If the application indicates that the reason for requesting an absentee
17 ballot is that the elector is a sequestered juror, the application shall be received no
18 later than 5 p.m. on election day. If the application is received after 5 p.m. on the
19 Friday immediately preceding the election, the municipal clerk or the clerk's agent
20 shall immediately take the ballot to the court in which the elector is serving as a juror
21 and deposit it with the judge. The judge shall recess court, as soon as convenient,
22 and give the elector the ballot. The judge shall then witness the voting procedure as
23 provided in s. 6.87 and shall deliver the ballot to the clerk or agent of the clerk who
24 shall deliver it to the ~~polling place~~ election inspectors of the proper ward or election
25 district or, in municipalities where absentee ballots are canvassed under s. 7.52, to

1 the municipal clerk as required in s. 6.88. If application is made under sub. (2) or
2 (2m), the application may be received no later than 5 p.m. on the Friday immediately
3 preceding the election.

4 **SECTION 27.** 6.86 (3) (c) of the statutes is amended to read:

5 6.86 (3) (c) An application under par. (a) 1. may be made and a registration form
6 under par. (a) 2. may be filed in person at the office of the municipal clerk not earlier
7 than 7 days before an election and not later than 5 p.m. on the day of the election.
8 A list of hospitalized electors applying for ballots under par. (a) 1. shall be made by
9 the municipal clerk and used to check that the electors vote only once, and by
10 absentee ballot. If Except as provided in s. 6.34 (2m), if the elector is registering for
11 the election after the close of registration or if the elector registered by mail and has
12 not voted in an election in this state, the municipal clerk shall inform the agent that
13 proof of residence under s. 6.34 is required and the elector shall enclose proof of
14 residence under s. 6.34 in the envelope with the ballot. The clerk shall verify that
15 the name on any required proof of identification presented by the agent conforms to
16 the name on the elector's application. The clerk shall then enter his or her initials
17 on the carrier envelope indicating that the agent presented proof of identification to
18 the clerk. The agent is not required to enter a signature on the registration list. The
19 ballot shall be sealed by the elector and returned to the municipal clerk either by mail
20 or by personal delivery of the agent; but if the ballot is returned on the day of the
21 election, the agent shall make personal delivery to the polling place serving the
22 hospitalized elector's residence before the closing hour or, in municipalities where
23 absentee ballots are canvassed under s. 7.52, to the municipal clerk no later than 8
24 p.m. on election day.

25 **SECTION 28.** 6.87 (2) (form) of the statutes is amended to read:

1 6.87 (2) (form)

2 [STATE OF

3 County of]

4 or

5 [(name of foreign country and city or other jurisdictional unit)]

6 I, ..., certify subject to the penalties of s. 12.60 (1) (b), Wis. Stats., for false
7 statements, that I am a resident of the [... ward of the] (town) (village) of ..., or of
8 the aldermanic district in the city of ..., residing at ...* in said city, the county
9 of ..., state of Wisconsin, and am entitled to vote in the (ward) (election district) at
10 the election to be held on ...; that I am not voting at any other location in this election;
11 that I am unable or unwilling to appear at the polling place in the (ward) (election
12 district) on election day or have changed my residence within the state from one ward
13 or election district to another later than ~~28~~ 10 days before the election. I certify that
14 I exhibited the enclosed ballot unmarked to the witness, that I then in (his) (her)
15 presence and in the presence of no other person marked the ballot and enclosed and
16 sealed the same in this envelope in such a manner that no one but myself and any
17 person rendering assistance under s. 6.87 (5), Wis. Stats., if I requested assistance,
18 could know how I voted.

19 Signed

20 Identification serial number, if any:

21 The witness shall execute the following:

22 I, the undersigned witness, subject to the penalties of s. 12.60 (1) (b), Wis.
23 Stats., for false statements, certify that I am an adult U.S. citizen** and that the
24 above statements are true and the voting procedure was executed as there stated.
25 I am not a candidate for any office on the enclosed ballot (except in the case of an

1 incumbent municipal clerk). I did not solicit or advise the elector to vote for or against
2 any candidate or measure.

3(Printed name)

4(Address)***

5 Signed

6 * — An elector who provides an identification serial number issued under s.
7 6.47 (3), Wis. Stats., need not provide a street address.

8 ** — An individual who serves as a witness for a military elector or an overseas
9 elector voting absentee, regardless of whether the elector qualifies as a resident of
10 Wisconsin under s. 6.10, Wis. Stats., need not be a U.S. citizen but must be 18 years
11 of age or older.

12 *** — If this form is executed before 2 special voting deputies under s. 6.875 (6),
13 Wis. Stats., both deputies shall witness and sign.

14 **SECTION 29.** 6.87 (6) of the statutes is amended to read:

15 6.87 (6) The ballot shall be returned so it is delivered to the polling place
16 election inspectors of the proper ward or election district no later than 8 p.m. on
17 election day. Except in municipalities where absentee ballots are canvassed under
18 s. 7.52, if the municipal clerk receives an absentee ballot on election day, the clerk
19 shall secure the ballot and cause the ballot to be delivered to the polling place serving
20 the elector's residence before 8 p.m. Any ballot not mailed or delivered as provided
21 in this subsection may not be counted.

22 **SECTION 30.** 6.88 (1) of the statutes is amended to read:

23 6.88 (1) When an absentee ballot arrives at the office of the municipal clerk,
24 or at an alternate site under s. 6.855, if applicable, the clerk shall enclose it,
25 unopened, in a carrier envelope which shall be securely sealed and endorsed with the

1 name and official title of the clerk, and the words “This envelope contains the ballot
2 of an absent elector and must be opened in the same room where votes are being cast
3 at the polls during polling hours on election day or, in municipalities where absentee
4 ballots are canvassed under s. 7.52, stats., at a meeting of the municipal board of
5 absentee ballot canvassers under s. 7.52, stats only as provided by law.” If the elector
6 is a military elector, as defined in s. 6.34 (1), or an overseas elector, regardless of
7 whether the elector qualifies as a resident of this state under s. 6.10, and the ballot
8 was received by the elector by facsimile transmission or electronic mail and is
9 accompanied by a separate certificate, the clerk shall enclose the ballot in a
10 certificate envelope and securely append the completed certificate to the outside of
11 the envelope before enclosing the ballot in the carrier envelope. The clerk shall keep
12 the ballot in the clerk’s office or at the alternate site, if applicable until delivered, as
13 required in sub. (2).

14 **SECTION 31.** 6.88 (3) (a) of the statutes is amended to read:

15 6.88 (3) (a) Except in municipalities where absentee ballots are canvassed
16 under s. 7.52, at any time between the opening and closing of the polls on election day,
17 or between 7 a.m. and 8 p.m. on the day before the election if authorized for that
18 election under s. 7.525, the inspectors shall, in the same room where votes are being
19 cast, or in the place where absentee ballots begin being canvassed early under s.
20 7.525, in such a manner that members of the public can hear and see the procedures,
21 open the carrier envelope only, and announce the name of the absent elector or the
22 identification serial number of the absent elector if the elector has a confidential
23 listing under s. 6.47 (2). When the inspectors find that the certification has been
24 properly executed, the applicant is a qualified elector of the ward or election district,
25 and the applicant has not voted in the election, they shall enter an indication on the

1 poll list next to the applicant's name indicating an absentee ballot is cast by the
2 elector. They shall then open the envelope containing the ballot in a manner so as
3 not to deface or destroy the certification thereon. The inspectors shall take out the
4 ballot without unfolding it or permitting it to be unfolded or examined. Unless the
5 ballot is cast under s. 6.95, the inspectors shall verify that the ballot has been
6 endorsed by the issuing clerk. If the poll list indicates that proof of residence under
7 s. 6.34 is required and proof of residence is enclosed, the inspectors shall enter both
8 the type of identifying document submitted by the absent elector and the name of the
9 entity or institution that issued the identifying document on the poll list in the space
10 provided. If the poll list indicates that proof of residence under s. 6.34 is required and
11 no proof of residence is enclosed or the name or address on the document that is
12 provided is not the same as the name and address shown on the poll list, the
13 inspectors shall proceed as provided under s. 6.97 (2). The inspectors shall then
14 deposit the ballot into the proper ballot box and enter the absent elector's name or
15 voting number after his or her name on the poll list in the same manner as if the
16 elector had been present and voted in person.

17 **SECTION 32.** 6.94 of the statutes is amended to read:

18 **6.94 Challenged elector oath.** If the person challenged refuses to answer
19 fully any relevant questions put to him or her by the inspector under s. 6.92, the
20 inspectors shall reject the elector's vote. If the challenge is not withdrawn after the
21 person offering to vote has answered the questions, one of the inspectors shall
22 administer to the person the following oath or affirmation: "You do solemnly swear
23 (or affirm) that: you are 18 years of age; you are a citizen of the United States; you
24 are now and for ~~28~~ 10 consecutive days have been a resident of this ward except under
25 s. 6.02 (2); you have not voted at this election; you have not made any bet or wager

1 or become directly or indirectly interested in any bet or wager depending upon the
2 result of this election; you are not on any other ground disqualified to vote at this
3 election”. If the person challenged refuses to take the oath or affirmation, the
4 person’s vote shall be rejected. If the person challenged answers fully all relevant
5 questions put to the elector by the inspector under s. 6.92, takes the oath or
6 affirmation, and fulfills the applicable registration requirements, and if the answers
7 to the questions given by the person indicate that the person meets the voting
8 qualification requirements, the person’s vote shall be received.

9 **SECTION 33.** 7.52 (1) (a) of the statutes is amended to read:

10 7.52 (1) (a) The governing body of any municipality may provide by ordinance
11 that, in lieu of canvassing absentee ballots at polling places under s. 6.88, the
12 municipal board of absentee ballot canvassers designated under s. 7.53 (2m) shall,
13 at each election held in the municipality, canvass all absentee ballots received by the
14 municipal clerk by 8 p.m. on election day. Prior to enacting an ordinance under this
15 subsection, the municipal clerk or board of election commissioners of the
16 municipality shall notify the elections commission in writing of the proposed
17 enactment and shall consult with the elections commission concerning
18 administration of this section. At every election held in the municipality following
19 enactment of an ordinance under this subsection, the board of absentee ballot
20 canvassers shall, between 7 a.m. and 8 p.m. on the day before the election if
21 authorized for that election under s. 7.525 or any time after the opening of the polls
22 and before 10 p.m. on election day, publicly convene to count the absentee ballots for
23 the municipality. The municipal clerk shall give at least 48 hours’ notice of any
24 meeting under this subsection. Any member of the public has the same right of
25 access to a meeting of the municipal board of absentee ballot canvassers under this

1 subsection that the individual would have under s. 7.41 to observe the proceedings
2 at a polling place. The board of absentee ballot canvassers may order the removal
3 of any individual exercising the right to observe the proceedings if the individual
4 disrupts the meeting.

5 **SECTION 34.** 7.52 (5) (b) of the statutes is amended to read:

6 7.52 (5) (b) For the purpose of deciding upon ballots that are challenged for any
7 reason, the board of absentee ballot canvassers may call before it any person whose
8 absentee ballot is challenged if the person is available to be called. If the person
9 challenged refuses to answer fully any relevant questions put to him or her by the
10 board of absentee ballot canvassers under s. 6.92, the board of absentee ballot
11 canvassers shall reject the person's vote. If the challenge is not withdrawn after the
12 person offering to vote has answered the questions, one of the members of the board
13 of absentee ballot canvassers shall administer to the person the following oath or
14 affirmation: "You do solemnly swear (or affirm) that: you are 18 years of age; you are
15 a citizen of the United States; you are now and for ~~28~~ 10 consecutive days have been
16 a resident of this ward except under s. 6.02 (2), stats.; you have not voted at this
17 election; you have not made any bet or wager or become directly or indirectly
18 interested in any bet or wager depending upon the result of this election; you are not
19 on any other ground disqualified to vote at this election." If the person challenged
20 refuses to take the oath or affirmation, the person's vote shall be rejected. If the
21 person challenged answers fully all relevant questions put to the elector by the board
22 of absentee ballot canvassers under s. 6.92, takes the oath or affirmation, and fulfills
23 the applicable registration requirements, and if the answers to the questions given
24 by the person indicate that the person meets the voting qualification requirements,
25 the person's vote shall be received.

1 **SECTION 35.** 7.52 (10) of the statutes is created to read:

2 7.52 (10) If, subject to s. 7.525, absentee ballots begin being canvassed under
3 this section on the day before the election, no action under subs. (4) to (8) may be
4 performed before election day.

5 **SECTION 36.** 7.525 of the statutes is created to read:

6 **7.525 Early canvassing of absentee ballots. (1) AUTHORIZING EARLY**
7 **CANVASSING; REQUIREMENTS.** (a) 1. The municipal clerk or municipal board of election
8 commissioners may elect to begin the canvassing of absentee ballots received by the
9 municipal clerk on the day before any election.

10 2. Prior to the canvass under subd. 1., the municipal clerk or municipal board
11 of election commissioners shall notify the elections commission in writing and shall
12 consult with the elections commission concerning administration of this section.

13 (b) Ballots may be canvassed early under this section only between 7 a.m. and
14 8 p.m. on the day before the election and may not be tallied until after the polls close
15 on election day.

16 (c) Any member of the public has the same right of access to a place where
17 absentee ballots are being canvassed early under this section that the individual
18 would have under s. 7.41 to observe the proceedings at a polling place.

19 (d) When not in use, automatic tabulating equipment used for purposes of this
20 section and the areas where the programmed media, memory devices, and ballots are
21 housed shall be secured with tamper-evident security seals in a double-lock location
22 such as a locked cabinet inside a locked office.

23 (e) No person may act in any manner that would give him or her the ability to
24 know or to provide information on the accumulating or final results from the ballots

1 canvassed early under this section before the close of the polls on election day. A
2 person who violates this paragraph is guilty of a Class I felony.

3 (2) NOTICE REQUIREMENTS. Absentee ballots may not begin being canvassed
4 early under this section for any election unless all of the following apply:

5 (a) At least 70 days before the election the municipal clerk or executive director
6 of the municipal board of election commissioners notifies in writing the county clerk
7 or executive director of the county board of election commissioners that early
8 canvassing of absentee ballots will take place in the election.

9 (b) The notice under s. 10.01 (2) (e) specifies the date and time during which,
10 and each location where, the early canvassing of absentee ballots will be conducted.

11 **SECTION 37.** 8.50 (intro.) of the statutes is amended to read:

12 **8.50 Special elections.** (intro.) Unless otherwise provided, this section
13 applies to filling vacancies in the U.S. senate and house of representatives, executive
14 state offices except the offices of governor, lieutenant governor, and district attorney,
15 judicial and legislative state offices, county, city, village, and town offices, and the
16 offices of municipal judge and member of the board of school directors in school
17 districts organized under ch. 119. State legislative offices may be filled in
18 anticipation of the occurrence of a vacancy whenever authorized in sub. (4) (e). No
19 Except as provided in sub. (4m), no special election may be held after February 1
20 preceding the spring election unless it is held on the same day as the spring election,
21 nor after August 1 preceding the general election unless it is held on the same day
22 as the general election, until the day after that election. If the special election is held
23 on the day of the general election, the primary for the special election, if any, shall
24 be held on the day of the partisan primary. If the special election is held on the day

1 of the spring election, the primary for the special election, if any, shall be held on the
2 day of the spring primary.

3 **SECTION 38.** 8.50 (2) of the statutes is amended to read:

4 8.50 (2) DATE OF SPECIAL ELECTION. (a) ~~The Except as provided in sub. (4m), the~~
5 date for the special election shall be not less than 62 nor more than 77 days from the
6 date of the order ~~except when the special election is held to fill a vacancy in a national~~
7 ~~office or~~ the special election is held on the day of the general election or spring
8 election. If a special election is held concurrently with the spring election, the special
9 election may be ordered not earlier than 92 days prior to the spring primary and not
10 later than 49 days prior to that primary. If a special election is held concurrently with
11 the general election ~~or a special election is held to fill a national office~~, the special
12 election may be ordered not earlier than 122 days prior to the partisan primary or
13 special primary, respectively, and not later than 92 days prior to that primary.

14 (b) ~~If Except as provided in sub. (4m), if~~ a primary is required, the primary shall
15 be on the day 4 weeks before the day of the special election except when the special
16 election is held on the same day as the general election the special primary shall be
17 held on the same day as the partisan primary or if the special election is held
18 concurrently with the spring election, the primary shall be held concurrently with
19 the spring primary, and except when the special election is held on the Tuesday after
20 the first Monday in November of an odd-numbered year, the primary shall be held
21 on the 2nd Tuesday of August in that year.

22 **SECTION 39.** 8.50 (3) (a) of the statutes is amended to read:

23 8.50 (3) (a) ~~Nomination~~ Except as provided in sub. (4m), nomination papers
24 may be circulated no sooner than the day the order for the special election is filed and
25 shall be filed not later than 5 p.m. 28 days before the day that the special primary

1 will or would be held, if required, except when a special election is held concurrently
2 with the spring election or general election, the deadline for filing nomination papers
3 shall be specified in the order and the date shall be no earlier than the date provided
4 in s. 8.10 (2) (a) or 8.15 (1), respectively, and no later than 35 days prior to the date
5 of the spring primary or no later than June 1 preceding the partisan primary.
6 Nomination papers may be filed in the manner specified in s. 8.10, 8.15, or 8.20. Each
7 candidate shall file a declaration of candidacy in the manner provided in s. 8.21 no
8 later than the latest time provided in the order for filing nomination papers. If a
9 candidate for state or local office has not filed a registration statement under s.
10 11.0202 (1) (a) at the time he or she files nomination papers, the candidate shall file
11 the statement with the papers. A candidate for state office shall also file a statement
12 of economic interests with the ethics commission no later than the end of the 3rd day
13 following the last day for filing nomination papers specified in the order.

14 **SECTION 40.** 8.50 (4) (b) of the statutes is repealed.

15 **SECTION 41.** 8.50 (4m) of the statutes is created to read:

16 8.50 (4m) SPECIAL ELECTIONS FOR NATIONAL OFFICE. (a) Except as provided in
17 par. (b), a vacancy in the office of U.S. senator or representative in congress shall be
18 filled as soon as practicable in the following manner:

19 1. At a special election to be held on the 3rd Tuesday in May following the first
20 day of the vacancy. The special primary shall be held concurrently with the spring
21 primary on the 3rd Tuesday in February. The first day for circulating nomination
22 papers shall be November 1 and the papers shall be filed no later 5 p.m. on the first
23 Tuesday in December preceding the primary.

24 2. At a special election to be held on the 2nd Tuesday in August following the
25 first day of the vacancy. The special primary shall be held on the 3rd Tuesday in May

1 in that year. The first day for circulating nomination papers shall be February 1 and
2 the papers shall be filed no later than 5 p.m. on the first Tuesday in March.

3 3. At a special election to be held on the Tuesday after the first Monday in
4 November following the first day of the vacancy. The special primary shall be held
5 on the 2nd Tuesday in August in that year. Nomination papers shall be circulated
6 and as filed as provided under s. 8.15.

7 (b) A special election shall not be held under par. (a) 3. in any year in which the
8 general election is held for that office, but, instead, the vacancy shall be filled at the
9 partisan primary and general election.

10 (c) A vacancy filled under par. (a) shall be for the residue of the unexpired term.

11 **SECTION 42.** 13.124 of the statutes is repealed.

12 **SECTION 43.** 13.127 of the statutes is repealed.

13 **SECTION 44.** 13.365 of the statutes is repealed.

14 **SECTION 45.** 13.48 (20m) (c) of the statutes is amended to read:

15 13.48 **(20m)** (c) The building commission may authorize up to \$25,000,000 in
16 general fund supported borrowing under par. (b), including up to \$3,000,000 for the
17 project described in par. (d).

18 **SECTION 46.** 13.48 (20m) (d) of the statutes is created to read:

19 13.48 **(20m)** (d) 1. The legislature finds and determines that supporting
20 entrepreneurs and innovators, providing facilities for job training, and promoting
21 dynamic community revitalization and development are of vital importance in
22 creating jobs and contributing to economic development and tourism in this state
23 and are statewide responsibilities of statewide dimension. It is therefore in the
24 public interest, and it is the public policy of this state, to assist the Incourage

1 Community Foundation, Inc., in redeveloping the former Daily Tribune building in
2 the city of Wisconsin Rapids into an economic and community hub.

3 2. The building commission may under this subsection assist the Incurage
4 Community Foundation, Inc., in redeveloping the former Daily Tribune building in
5 the city of Wisconsin Rapids into an economic and community hub. The state funding
6 commitment shall be in the form of a grant to the Incurage Community Foundation,
7 Inc. Before approving any state funding commitment for redeveloping the former
8 Daily Tribune building, the building commission shall determine that the Incurage
9 Community Foundation, Inc., has secured additional funding for the project from
10 nonstate revenue sources at least equal to the state's grant.

11 3. If the building commission authorizes a grant to the Incurage Community
12 Foundation, Inc., under subd. 2., and if, for any reason, the facility that is
13 redeveloped with funds from the grant is not used for an economic and community
14 hub, the state shall retain an ownership interest in the facility equal to the amount
15 of the state's grant.

16 **SECTION 47.** 13.48 (26) of the statutes is amended to read:

17 13.48 (26) ENVIRONMENTAL IMPROVEMENT ANNUAL FINANCE PLAN APPROVAL. The
18 building commission shall review the versions of the biennial finance plan and any
19 amendments to the biennial finance plan submitted to it by the department of
20 natural resources and the department of administration under s. 281.59 (3) (bm) and
21 the recommendations of the joint committee on finance and the standing committees
22 to which the versions of the biennial finance plan and any amendments were
23 submitted under s. 281.59 (3) (bm). The building commission shall consider the
24 extent to which that version of the biennial finance plan that is updated to reflect the
25 adopted biennial budget act will maintain the funding for the clean water fund

1 program and the safe drinking water loan program, in the environmental
2 improvement fund, in perpetuity. The building commission shall consider the extent
3 to which the implementation of the clean water fund program, and the safe drinking
4 water loan program ~~and the land recycling loan program~~, as set forth in the biennial
5 finance plan updated to reflect the adopted biennial budget act, implements
6 legislative intent on the clean water fund program, and the safe drinking water loan
7 program ~~and the land recycling loan program~~. The building commission shall, no
8 later than 60 days after the date of enactment of the biennial budget act, either
9 approve or disapprove the biennial finance plan that is updated to reflect the adopted
10 biennial budget act. If the building commission disapproves the version of the
11 biennial finance plan that is updated to reflect the adopted biennial budget act, it
12 must notify the department of natural resources and the department of
13 administration of its reasons for disapproving the plan, and those departments must
14 revise that version of the biennial finance plan and submit the revision to the
15 building commission.

16 **SECTION 48.** 13.48 (26m) of the statutes is created to read:

17 13.48 **(26m)** LEAD SERVICE LINE REPLACEMENT. The legislature finds and
18 determines that the prevalence of lead service lines in connections to public water
19 systems poses a public health hazard and that processes for reducing lead entering
20 drinking water from such pipes requires additional treatment of wastewater. It is
21 therefore in the public interest, and it is the public policy of this state, to assist
22 private users of public water systems in replacing lead service lines.

23 **SECTION 49.** 13.48 (30) of the statutes is created to read:

24 13.48 **(30)** BROADBAND EXPANSION GRANTS. (a) In this section:

25 1. "Underserved" has the meaning given in s. 196.504 (1) (b).

1 2. “Unserved” has the meaning given in s. 196.504 (1) (c).

2 (b) The legislature finds and determines that the provision of broadband
3 Internet access is essential to the welfare of the citizens of this state and to economic
4 development in this state, and therefore the provision of broadband Internet access
5 is a government function and a statewide responsibility of statewide dimension. The
6 legislature further determines that sufficient private capital has been and continues
7 to be unavailable to fulfill the need for the development of broadband Internet access
8 in underserved and unserved areas in this state. It is therefore in the public interest,
9 and it is the public policy of this state, to assist the public service commission in
10 making broadband expansion grants under s. 196.504 (2) (a) for the purpose of
11 constructing broadband infrastructure in underserved and unserved areas of this
12 state.

13 (c) The building commission may authorize up to \$125,000,000 in general fund
14 supported borrowing for use under s. 196.504 (2) (a).

15 (d) If the building commission authorizes borrowing under par. (c), and if, for
16 any reason, a grant funded from the proceeds of such borrowing is not used for the
17 construction of broadband infrastructure, as specified in par. (b), the state shall
18 retain an ownership interest in the project funded from the grant equal to the
19 amount of those proceeds.

20 **SECTION 50.** 13.56 (2) of the statutes is amended to read:

21 13.56 (2) PARTICIPATION IN CERTAIN PROCEEDINGS. The cochairpersons of the joint
22 committee for review of administrative rules or their designated agents shall accept
23 service made under ss. 227.40 (5) and 806.04 (11). If the committee determines that
24 the legislature should be represented in the proceeding, it shall request the joint
25 committee on legislative organization to ~~intervene in~~ designate the legislature’s

1 representative for the proceeding as provided under s. 806.04 (11). The costs of
2 participation in the proceeding shall be paid equally from the appropriations under
3 s. 20.765 (1) (a) and (b), except that such costs incurred by the department of justice
4 shall be paid from the appropriation under s. 20.455 (1) (d).

5 **SECTION 51.** 13.75 (1g) (b) of the statutes is amended to read:

6 13.75 (1g) (b) Filing the principal registration form under s. 13.64, ~~\$375~~ \$430.

7 **SECTION 52.** 13.75 (1g) (d) of the statutes is amended to read:

8 13.75 (1g) (d) Filing an authorization statement under s. 13.65, ~~\$125~~ \$180.

9 **SECTION 53.** 13.90 (2) of the statutes is amended to read:

10 13.90 (2) The cochairpersons of the joint committee on legislative organization
11 or their designated agent shall accept service made under ~~ss. s. 806.04 (11) and~~
12 ~~893.825 (2).~~ If the committee, the senate organization committee, or the assembly
13 organization committee determines that the legislature should ~~intervene~~ be
14 represented in the proceeding as provided under s. 803.09 (2m), ~~the assembly shall~~
15 ~~represent the assembly, the senate shall represent the senate, and the joint~~
16 ~~committee on legislative organization shall represent the legislature, that~~
17 committee shall designate the legislature's representative for the proceeding. The
18 costs of participation in the proceeding shall be paid equally from the appropriations
19 under s. 20.765 (1) (a) and (b), except that such costs incurred by the department of
20 justice shall be paid from the appropriation under s. 20.455 (1) (d).

21 **SECTION 54.** 13.94 (intro.) of the statutes is amended to read:

22 **13.94 Legislative audit bureau.** (intro.) There is created a bureau to be
23 known as the "Legislative Audit Bureau," headed by a chief known as the "State
24 Auditor." The bureau shall be strictly nonpartisan and shall at all times observe the
25 confidential nature of any audit currently being performed. Subject to s. 230.35 (4)

1 (a) and (f), the state auditor or designated employees shall at all times with or
2 without notice have access to all departments and to any books, records, or other
3 documents maintained by the departments and relating to their expenditures,
4 revenues, operations, and structure, including specifically any such books, records,
5 or other documents that are confidential by law, except as provided in sub. (4) and
6 except that access to documents of counties, cities, villages, towns, or school districts
7 is limited to work performed in connection with audits authorized under sub. (1) (m)
8 ~~and except that access to documents of the opportunity schools and partnership~~
9 ~~programs under s. 119.33, subch. IX of ch. 115, and subch. II of ch. 119 is limited to~~
10 ~~work performed in connection with audits authorized under sub. (1) (os).~~ In the
11 discharge of any duty imposed by law, the state auditor may subpoena witnesses,
12 administer oaths and take testimony and cause the deposition of witnesses to be
13 taken as prescribed for taking depositions in civil actions in circuit courts.

14 **SECTION 55.** 13.94 (1) (b) of the statutes is amended to read:

15 13.94 (1) (b) At the state auditor's discretion or as the joint legislative audit
16 committee directs, audit the records of each department. Audits of the records of a
17 county, city, village, town, or school district may be performed only as provided in par.
18 (m). ~~Audits of the records of the opportunity schools and partnership programs~~
19 ~~under s. 119.33, subch. IX of ch. 115, and subch. II of ch. 119 may be performed only~~
20 ~~as provided in par. (os).~~ After completion of any audit under this paragraph, the
21 bureau shall file with the chief clerk of each house of the legislature, the governor,
22 the department of administration, the legislative reference bureau, the joint
23 committee on finance, the legislative fiscal bureau, and the department audited, a
24 detailed report of the audit, including the bureau's recommendations for
25 improvement and efficiency and including specific instances, if any, of illegal or

1 improper expenditures. The chief clerks shall distribute the report to the joint
2 legislative audit committee, the appropriate standing committees of the legislature,
3 and the joint committee on legislative organization.

4 **SECTION 56.** 13.94 (1) (e) of the statutes is amended to read:

5 13.94 (1) (e) Make such special examinations of the accounts and financial
6 transactions of any department, agency, or officer as the legislature, joint legislative
7 audit committee, or joint committee on legislative organization directs.
8 Examinations of the accounts and transactions of a county, city, village, town, or,
9 ~~subject to par. (os), of a~~ school district, may be performed only as authorized in par.
10 (m).

11 **SECTION 57.** 13.94 (1) (os) of the statutes is repealed.

12 **SECTION 58.** 13.94 (1s) (a) of the statutes is amended to read:

13 13.94 (1s) (a) Except as otherwise provided in par. (c), the legislative audit
14 bureau may charge any department for the reasonable cost of auditing services
15 performed at the request of a department or at the request of the federal government
16 that the bureau is not required to perform under sub. (1) (b) or (c) or any other law.
17 This paragraph does not apply to counties, cities, villages, towns, or school districts
18 ~~or to the opportunity schools and partnership programs under sub. (1) (os).~~

19 **SECTION 59.** 14.46 of the statutes is created to read:

20 **14.46 Assistant secretary of state.** The secretary of state may appoint an
21 assistant secretary of state who may perform and execute any duty or power of the
22 secretary of state, except duties and powers the secretary of state performs as a
23 member of the board of commissioners of public lands. The assistant secretary of
24 state shall take and file the official oath and shall file an official bond in the sum and
25 with the conditions as the secretary of state prescribes.

1 **SECTION 60.** 15.01 (6) of the statutes is amended to read:

2 15.01 (6) “Division,” “bureau,” “section,” and “unit” means the subunits of a
3 department or an independent agency, whether specifically created by law or created
4 by the head of the department or the independent agency for the more economic and
5 efficient administration and operation of the programs assigned to the department
6 or independent agency. The office of credit unions and the office of the student loan
7 ombudsman in the department of financial institutions, the office of the inspector
8 general in the department of children and families, the office of the inspector general
9 in the department of health services, and the office of children’s mental health in the
10 department of health services have the meaning of “division” under this subsection.
11 The office of the long-term care ombudsman under the board on aging and long-term
12 care and the office of educational accountability in the department of public
13 instruction have the meaning of “bureau” under this subsection.

14 **SECTION 61.** 15.02 (1) of the statutes is amended to read:

15 15.02 (1) SEPARATE CONSTITUTIONAL OFFICES. The governor, lieutenant governor,
16 secretary of state, and state treasurer each head a staff to be termed the “office” of
17 the respective constitutional officer. Each of those offices shall be attached to the
18 department of administration under s. 15.03.

19 **SECTION 62.** 15.02 (3) (c) 1. of the statutes is amended to read:

20 15.02 (3) (c) 1. The principal subunit of the department is the “division”. Each
21 division shall be headed by an “administrator”. The office of credit unions and the
22 office of the student loan ombudsman in the department of financial institutions and
23 the office of children’s mental health in the department of health services have the
24 meaning of “division” and the director of credit unions in the department of financial
25 institutions and the director of the office of children’s mental health in the

1 department of health services have the meaning of “administrator” under this
2 subdivision.

3 **SECTION 63.** 15.03 of the statutes is amended to read:

4 **15.03 Attachment for limited purposes.** Any division, office, commission,
5 council, or board attached under this section to a department or independent agency
6 or a specified division thereof or constitutional office shall be a distinct unit of that
7 department, independent agency, or specified division or constitutional office. Any
8 division, office, commission, council, or board so attached shall exercise its powers,
9 duties, and functions prescribed by law, including rule making, licensing and
10 regulation, and operational planning within the area of program responsibility of the
11 division, office, commission, council, or board, independently of the head of the
12 department or independent agency, but budgeting, program coordination, and
13 related management functions shall be performed under the direction and
14 supervision of the head of the department or independent agency, except that with
15 respect to the office of the commissioner of railroads, all personnel and biennial
16 budget requests by the office of the commissioner of railroads shall be provided to the
17 department of transportation as required under s. 189.02 (7) and shall be processed
18 and properly forwarded by the public service commission without change except as
19 requested and concurred in by the office of the commissioner of railroads.

20 **SECTION 64.** 15.07 (1) (a) 3. of the statutes is amended to read:

21 15.07 (1) (a) 3. Members of the employee trust funds board appointed or elected
22 under s. 15.16 (1) ~~(a), (b), (d) and (f)~~ (cm) 1. a. to e., 2. a. to e., and 3. shall be appointed
23 or elected as provided in that section.

24 **SECTION 65.** 15.07 (1) (b) 15m. of the statutes is amended to read:

1 15.07 (1) (b) 15m. The members of the state fair park board appointed under
2 s. ~~15.445 (4)~~ 15.105 (38r) (a) 3. to 5.

3 **SECTION 66.** 15.07 (1) (b) 20. of the statutes is amended to read:

4 15.07 (1) (b) 20. The 3 members of the Kickapoo reserve management board
5 appointed under s. ~~15.445 (2)~~ 15.105 (38) (b) 3.

6 **SECTION 67.** 15.07 (2) (h) of the statutes is amended to read:

7 15.07 (2) (h) The chairperson of the state fair park board shall be designated
8 annually by the governor from among the members appointed under s. ~~15.445 (4)~~
9 15.105 (38r) (a) 3., 4. and 5.

10 **SECTION 68.** 15.07 (3) (bm) 7. of the statutes is created to read:

11 15.07 (3) (bm) 7. The prescription drug affordability review board shall meet
12 at least 4 times each year.

13 **SECTION 69.** 15.07 (5) (f) of the statutes is amended to read:

14 15.07 (5) (f) ~~Members of the teachers retirement board, appointive members~~
15 ~~of the Wisconsin retirement board, appointive~~ Appointive members of the group
16 insurance board, members of the deferred compensation board, and members of the
17 employee trust funds board, \$25 per day.

18 **SECTION 70.** 15.105 (34) of the statutes is created to read:

19 15.105 (34) OFFICE OF ENVIRONMENTAL JUSTICE. There is created in the
20 department of administration an office to be known as the office of environmental
21 justice. The office shall be under the direction and supervision of a director, who shall
22 be appointed by the secretary of administration to serve at the pleasure of the
23 secretary.

24 **SECTION 71.** 15.105 (35) of the statutes is created to read:

1 15.105 **(35)** OFFICE OF SUSTAINABILITY AND CLEAN ENERGY. There is created in the
2 department of administration an office to be known as the office of sustainability and
3 clean energy.

4 **SECTION 72.** 15.105 (38s) of the statutes is created to read:

5 15.105 **(38s)** OFFICE OF DIGITAL TRANSFORMATION. There is created in the
6 department of administration an office of digital transformation. The office shall be
7 under the direction and supervision of a director who shall be appointed by the
8 secretary of administration to serve at his or her pleasure.

9 **SECTION 73.** 15.16 (1) of the statutes is repealed and recreated to read:

10 15.16 **(1)** EMPLOYEE TRUST FUNDS BOARD. (am) *Definitions.* In this subsection:

11 1. “Annuitant” has the meaning given for purposes other than group life
12 insurance under s. 40.02 (4).

13 2. “Educational support personnel employee” has the meaning given in s. 40.02
14 (22m).

15 3. “Elected official” has the meaning given in s. 40.02 (24).

16 4. “Governing body” has the meaning given in s. 40.02 (36).

17 5. “Municipal employer” has the meaning given in s. 40.02 (41n).

18 6. “Participating employee” has the meaning given in s. 40.02 (46).

19 7. “Participating employer” has the meaning given in s. 40.02 (47).

20 8. “Protective occupation participant” has the meaning given in s. 40.02 (48).

21 9. “Teacher” has the meaning given in s. 40.02 (55).

22 (bm) *Board member status.* Any member of the employee trust funds board who
23 loses the status upon which the appointment or election was based shall cease to be
24 a member of the board upon appointment or election to the board of a qualified
25 successor.

1 (cm) *Membership*. The employee trust funds board shall consist of the governor
2 or the governor's designee on the group insurance board, the administrator of the
3 division of personnel management in the department of administration or the
4 administrator's designee, and 11 individuals appointed or elected for 4-year terms
5 as follows:

6 1. To represent the interests of annuitants and participating employees, the
7 following individuals:

8 a. One member who is a participating employee and who is a public school
9 teacher, elected by participating employees meeting the same criteria. The member
10 elected under this subd. 1. a. may not be from the same county as the member
11 appointed under subd. 2. e.

12 b. One member who is an annuitant and who retired from covered service,
13 elected by annuitants meeting the same criteria.

14 c. One member who is an annuitant and who retired from covered service as
15 a public school teacher, elected by annuitants.

16 d. One member who is a protective occupation participant or who retired from
17 a protective occupation, elected by protective occupation participants meeting the
18 same criteria.

19 e. One member who is a participating employee and who is an educational
20 support personnel employee, elected by participating employees meeting the same
21 criteria.

22 2. To represent the interests of participating employers, elected officials,
23 municipal employers, and administrators, the following individuals, appointed by
24 the governor:

1 a. One member who is a participating employee and who is an employee of the
2 University of Wisconsin System or a state employee.

3 b. One member who is a participating employee and who is an administrator
4 of a public school in this state.

5 c. One member who is a participating employee and who is an elected member
6 of the governing body of a municipal employer that is a participating employer.

7 d. One member who is a participating employee as an administrator of a
8 municipal employer that is a participating employer and who is not employed by a
9 public school district.

10 e. One member who is a participating employee and who is a public school
11 teacher. The member appointed under this subd. 2. e. may not be from the same
12 county as the member appointed under subd. 1. a.

13 3. One member who is elected by participating employees and is a public
14 member and who is not a participant in or beneficiary of the Wisconsin Retirement
15 System, with experience in actuarial analysis, audit functions, or finance related to
16 an employee benefit plan or experience with significant administrative
17 responsibility for a major insurer. It is the intent of the legislature that the member
18 elected under this subdivision shall represent the interests of the taxpayers of this
19 state and shall not be representative of public employee or employer interests.

20 **SECTION 74.** 15.165 (title) of the statutes is amended to read:

21 **15.165** (title) **Same; attached boards and offices.**

22 **SECTION 75.** 15.165 (1) (b) of the statutes is amended to read:

23 15.165 (1) (b) For purposes of this section, annuitants are deemed to be
24 employees in the last position in which they were covered by the Wisconsin

1 retirement system, ~~except that annuitants may not be elected, appointed or vote~~
2 ~~under sub. (3) (a) 1., 2., 4. or 7.~~

3 **SECTION 76.** 15.165 (3) of the statutes is repealed.

4 **SECTION 77.** 15.165 (5) of the statutes is created to read:

5 15.165 (5) OFFICE OF INTERNAL AUDIT. There is created an office of internal audit
6 that is attached to the department of employee trust funds under s. 15.03. The office
7 shall be under the direction and supervision of an internal auditor who shall be
8 appointed by the employee trust funds board in the classified service. The internal
9 auditor shall report directly to the employee trust funds board.

10 **SECTION 78.** 15.185 (4) of the statutes is created to read:

11 15.185 (4) SMALL BUSINESS RETIREMENT SAVINGS BOARD. (a) There is created a
12 small business retirement savings board that is attached to the department of
13 financial institutions under s. 15.03. The board shall consist of the following
14 members:

15 1. The state treasurer or his or her designee.

16 2. The secretary of financial institutions or his or her designee.

17 3. One member who has a favorable reputation for skill, knowledge, and
18 experience in the field of retirement saving and investments, appointed by the
19 governor.

20 4. One member who has a favorable reputation for skill, knowledge, and
21 experience relating to small business, appointed by the governor.

22 5. One member who is a representative of an association representing
23 employees or who has a favorable reputation for skill, knowledge, and experience in
24 the interests of employees in retirement saving, appointed by the speaker of the
25 assembly.

1 6. One member who has a favorable reputation for skill, knowledge, and
2 experience in the interests of employers in retirement saving, appointed by the
3 president of the senate.

4 7. One member who has a favorable reputation for skill, knowledge, and
5 experience in retirement investment products or retirement plan designs, appointed
6 by the state treasurer.

7 8. One member appointed by the investment board.

8 9. One member appointed, notwithstanding s. 15.07 (4), by a majority vote of
9 all of the members identified in subds. 1. to 8.

10 (b) The members under par. (a) 3. to 9. shall be appointed for 4-year terms.

11 **SECTION 79.** 15.185 (6) of the statutes is created to read:

12 15.185 (6) OFFICE OF THE STUDENT LOAN OMBUDSMAN. There is created in the
13 department of financial institutions an office of the student loan ombudsman.

14 **SECTION 80.** 15.197 (20) of the statutes is created to read:

15 15.197 (20) SPINAL CORD INJURY COUNCIL. (a) There is created in the department
16 of health services a spinal cord injury council that, except as provided in par. (b),
17 consists of the following members appointed by the department for 2-year terms:

18 1. One member representing the University of Wisconsin School of Medicine
19 and Public Health.

20 2. One member representing the Medical College of Wisconsin.

21 3. One member who has a spinal cord injury.

22 4. One member who is a family member of a person with a spinal cord injury.

23 5. One member who is a veteran who has a spinal cord injury.

24 6. One member who is a physician specializing in the treatment of spinal cord
25 injuries.

1 7. One member who is a researcher in the field of neurosurgery.

2 8. One member who is a researcher employed by the veterans health
3 administration of the U.S. department of veterans affairs.

4 (b) If the department of health services is unable to appoint a member specified
5 in par. (a) 1. to 8., the department of health services may appoint a member
6 representing the general public in lieu of the member so specified.

7 **SECTION 81.** 15.257 (3) of the statutes is created to read:

8 15.257 (3) SENTENCING REVIEW COUNCIL. There is created in the department of
9 justice a sentencing review council. The governor shall determine membership of
10 and make appointments to the council.

11 **SECTION 82.** 15.347 (23) of the statutes is created to read:

12 15.347 (23) HYDROLOGIC RESTORATION AND MANAGEMENT ADVISORY COUNCIL.

13 (a) There is created in the department of natural resources a hydrologic
14 restoration and management advisory council consisting of no fewer than 7 and no
15 more than 15 members appointed by the secretary of natural resources. The
16 secretary shall, as feasible, appoint members who represent entities such as local
17 governments and state and federal agencies with shared regulatory jurisdiction or
18 programmatic priorities; tribal partners; and academic, nongovernmental, and
19 private sector partners. The secretary shall appoint members with diverse expertise
20 in policies and practices relevant to the functions of the council, such as wetland,
21 stream, and watershed restoration; floodplain management and hydrology; fluvial
22 geomorphology; and hydrogeology.

23 (b) The hydrologic restoration and management advisory council shall do all
24 of the following:

1 1. Provide input on the terms, conditions, and implementation of policies
2 related to the review of hydrologic restoration and management projects, including
3 the general permit for hydrologic restoration and management issued under s.
4 30.2065 (1g).

5 2. Create a forum to help increase and improve interagency coordination on the
6 review of proposals to reconnect streams and floodplains.

7 3. Consider and recommend opportunities to help local governments plan,
8 review, and implement hydrologic and floodplain restoration projects.

9 4. Consider and recommend policy and program changes needed to increase
10 integration of hydrologic restoration and management strategies in state-sponsored
11 programs related to flood hazard mitigation, water quality improvement, and fishery
12 and wildlife management.

13 5. Assist the department of natural resources with the planning and
14 implementation of trainings on hydrologic restoration and management for state
15 regulatory and resource management staff, local governments, restoration
16 practitioners, and other relevant audiences.

17 6. Identify and address other issues related to subs. 1. to 5. and provide
18 recommendations on those issues.

19 (c) The department of natural resources shall staff the council.

20 **SECTION 83.** 15.405 (6) (am) of the statutes is created to read:

21 15.405 (6) (am) Two dental therapists who are licensed under ch. 447.

22 **SECTION 84.** 15.445 (2) of the statutes is renumbered 15.105 (38), and 15.105
23 (38) (a), as renumbered, is amended to read:

24 15.105 (38) (a) *Creation.* There is created a Kickapoo reserve management
25 board which is attached to the department of ~~tourism~~ administration under s. 15.03.

1 **SECTION 85.** 15.445 (4) of the statutes is renumbered 15.105 (38r), and 15.105
2 (38r) (a) (intro.), as renumbered, is amended to read:

3 15.105 **(38r)** (a) (intro.) There is created a state fair park board attached to the
4 department of ~~tourism~~ administration under s. 15.03, consisting of the following
5 members:

6 **SECTION 86.** 15.67 of the statutes is renumbered 15.105 (35s), and 15.105 (35s)
7 (title), (a) (intro.) and (b), as renumbered, are amended to read:

8 15.105 **(35s)** (title) ~~HIGHER EDUCATIONAL AIDS BOARD; CREATION.~~ (a) (intro.) There
9 is created a higher educational aids board ~~consisting, attached to the department of~~
10 administration under s. 15.03. The board shall consist of the state superintendent
11 of public instruction and the following members appointed for 3-year terms, except
12 that the members specified under pars. ~~(a) 5.~~ subds. 1. e. and ~~6. f.~~ and ~~(b) 3.~~ 2. c. shall
13 be appointed for 2-year terms:

14 (b) If a student member under ~~sub. (1)~~ par. (a) loses the status upon which the
15 appointment was based, he or she shall cease to be a member of the higher
16 educational aids board upon appointment to the higher educational aids board of a
17 qualified successor.

18 **SECTION 87.** 15.675 (title) of the statutes is repealed.

19 **SECTION 88.** 15.675 (1) of the statutes is renumbered 15.105 (36), and 15.105
20 (36) (intro.), as renumbered, is amended to read:

21 15.105 **(36)** ~~DISTANCE LEARNING AUTHORIZATION BOARD.~~ (intro.) There is created
22 a distance learning authorization board, for higher education, that is attached to the
23 ~~higher educational aids board~~ department of administration under s. 15.03 and that
24 consists of all of the following members:

25 **SECTION 89.** 15.735 of the statutes is created to read:

1 **15.735 Same; attached board.** (1) There is created a prescription drug
2 affordability review board attached to the office of the commissioner of insurance
3 under s. 15.03. The board shall consist of the following members:

4 (a) The commissioner of insurance or his or her designee.

5 (b) Two members appointed for 4-year terms who represent the
6 pharmaceutical drug industry, including pharmaceutical drug manufacturers and
7 wholesalers. At least one of the members appointed under this paragraph shall be
8 a licensed pharmacist.

9 (c) Two members appointed for 4-year terms who represent the health
10 insurance industry, including insurers and pharmacy benefit managers.

11 (d) Two members appointed for 4-year terms who represent the health care
12 industry, including hospitals, physicians, pharmacies, and pharmacists. At least one
13 of the members appointed under this paragraph shall be a licensed practitioner.

14 (e) Two members appointed for 4-year terms who represent the interests of the
15 public.

16 **(2)** A member appointed under sub. (1) may not be an employee of, a board
17 member of, or a consultant to a drug manufacturer or trade association for drug
18 manufacturers.

19 **(3)** Any conflict of interest, including any financial or personal association, that
20 has the potential to bias or has the appearance of biasing an individual's decision in
21 matters related to the board or the conduct of the board's activities shall be
22 considered and disclosed when appointing that individual to the board under sub.
23 (1).

24 **SECTION 90.** 15.76 (1m) of the statutes is created to read:

25 **15.76 (1m)** The secretary of employee trust funds, or the secretary's designee.

1 **SECTION 91.** 15.76 (3) of the statutes is amended to read:

2 15.76 (3) ~~Two participants~~ One participant in the Wisconsin retirement system
3 appointed for a 6-year term, ~~one of whom shall be a teacher participant appointed~~
4 ~~by the teacher retirement board and one of whom shall be a participant other than~~
5 ~~a teacher appointed term~~ by the Wisconsin retirement board employee trust funds
6 board.

7 **SECTION 92.** 16.004 (19) of the statutes is created to read:

8 16.004 (19) ADMINISTRATIVE SERVICES. The department shall perform
9 budgeting, program coordination, and related management functions on behalf of
10 the department of tourism.

11 **SECTION 93.** 16.004 (25) of the statutes is created to read:

12 16.004 (25) PROCUREMENT AND RISK MANAGEMENT EDUCATIONAL SERVICES. The
13 department may provide educational services regarding procurement and risk
14 management, including seminars, courses, or conferences, to local governmental
15 units, as defined in s. 16.97 (7), and private organizations. The department shall
16 charge and collect fees sufficient to recover the costs of activities authorized under
17 this subsection.

18 **SECTION 94.** 16.004 (26) of the statutes is created to read:

19 16.004 (26) TRIBAL RELATIONS. The secretary shall appoint a director of Native
20 American affairs to manage relations between the state and American Indian tribes
21 or bands in the state.

22 **SECTION 95.** 16.035 of the statutes is created to read:

23 **16.035 Office of environmental justice.** The office of environmental justice
24 shall do all of the following:

25 (1) Develop a statewide climate risk assessment and resiliency plan.

1 (2) Assist state agencies, local governments, and federally recognized tribal
2 governing bodies in this state with the development of climate risk assessment and
3 resiliency plans.

4 (3) Administer a climate risk assessment and resiliency plan technical
5 assistance grant program.

6 (4) Collaborate with state agencies and entities that serve vulnerable
7 communities to address the impact of climate change on vulnerable communities.

8 (5) Assess state agencies a fee for the development of climate risk assessment
9 and resiliency plans.

10 (6) Analyze grant opportunities, enforcement of environmental laws and
11 regulations, and based on those analyses and input from residents of this state,
12 advise and provide guidance to state entities on environmental justice and related
13 community issues to address environmental issues and concerns that affect
14 primarily low income and minority communities.

15 (7) Based on the analysis required under sub. (6), create an annual report on
16 issues, concerns, and problems related to environmental justice, including
17 addressing areas of this state in need of environmental justice issues that require
18 immediate attention.

19 **SECTION 96.** 16.047 (4m) (b) of the statutes is amended to read:

20 16.047 (4m) (b) The department shall establish a program to award grants of
21 settlement funds from the appropriation under s. 20.855 (4) (h) to eligible applicants
22 for the replacement of public transit vehicles or the installation of charging stations
23 for vehicles with an electric motor. Any eligible applicant may apply for a grant
24 under the program.

25 **SECTION 97.** 16.047 (4m) (c) of the statutes is amended to read:

1 16.047 (4m) (c) The department shall award grants under this subsection on
2 a competitive basis and shall give preference to the replacement of public transit
3 vehicles or the installation of charging stations for vehicles with an electric motor in
4 communities or on routes that the department determines are critical for the purpose
5 of connecting employees with employers.

6 **SECTION 98.** 16.047 (4m) (d) of the statutes is amended to read:

7 16.047 (4m) (d) An eligible applicant may use settlement funds awarded under
8 this subsection only for the payment of costs incurred by the eligible applicant to
9 replace public transit vehicles or install charging stations for vehicles with an
10 electric motor in accordance with the settlement guidelines.

11 **SECTION 99.** 16.047 (4s) of the statutes is repealed.

12 **SECTION 100.** 16.07 of the statutes is created to read:

13 **16.07 Grants to American Indian tribes or bands.** From the appropriation
14 under s. 20.505 (1) (kk), the department shall award grants to American Indian
15 tribes or bands in this state. No tribe or band may be awarded grant moneys under
16 this section that exceed the amount awarded to any other tribe or band. Each tribe
17 or band may use grant moneys as it deems necessary to support programs to meet
18 the needs of members of the tribe or band. No grant moneys may be used to pay
19 gaming-related expenses.

20 **SECTION 101.** 16.09 of the statutes is created to read:

21 **16.09 Equal opportunity internship program. (1) DEFINITIONS.** In this
22 section:

23 (a) “Division” means the division of personnel management.

24 (b) “Low-income household” means a household having an income that does
25 not exceed 300 percent of the federal poverty line based on family size.

1 (c) “State agency” means any office, department, or independent agency in the
2 executive branch of state government.

3 (2) PROGRAM. The division shall establish a program under which it places up
4 to 16 interns from low-income households annually with state agencies and
5 members of the legislature, upon written request of the agency or member and upon
6 approval of the request by the division, subject to all of the following requirements:

7 (a) Each intern shall be paid a stipend of at least \$15 per hour for services
8 provided to the state agency or member of the legislature. The stipend may be paid
9 for up to 20 hours of work per week. The stipend shall be paid from the appropriation
10 under s. 20.505 (1) (kz).

11 (b) The stipend an intern receives under par. (b) shall be disregarded in
12 establishing household income for purposes of obtaining public benefits under any
13 state program.

14 **SECTION 102.** 16.19 of the statutes is created to read:

15 **16.19 Civil legal services for the indigent.** Annually, the department shall
16 pay the amount appropriated under s. 20.505 (1) (e) to the Wisconsin Trust Account
17 Foundation, Inc., to provide civil legal services to indigent persons. The Wisconsin
18 Trust Account Foundation, Inc., shall distribute the amount received as grants to
19 programs that provide civil legal services to indigent persons, and those programs
20 may use the grant funds to match other federal and private grants. The grants may
21 be used only for the purposes for which the funding was provided.

22 **SECTION 103.** 16.281 of the statutes is created to read:

23 **16.281 Equity grant program.** The department shall develop and
24 administer a program to provide grants to public, private, and nonprofit entities in
25 this state that promote diversity and advance equity and inclusion.

1 **SECTION 104.** 16.282 of the statutes is created to read:

2 **16.282 Equity grants.** The department shall develop and administer a grants
3 program to provide grants to public, private, and nonprofit entities in this state that
4 promote diversity and advance equity and inclusion.

5 **SECTION 105.** 16.283 (2) of the statutes is amended to read:

6 **16.283 (2) DISABLED VETERAN-OWNED BUSINESS DATABASE.** The department shall
7 develop, maintain, and keep current a computer database of businesses, financial
8 advisers, and investment firms certified under this section.

9 **SECTION 106.** 16.283 (3) (b) 1m. a. of the statutes is amended to read:

10 **16.283 (3) (b) 1m. a.** One or more disabled veterans owns not less than at least
11 51 percent of the business, financial adviser, or investment firm or, in the case of any
12 publicly owned business, financial adviser, or investment firm, one or more disabled
13 veterans owns not less than at least 51 percent of the stock of the business, financial
14 adviser, or investment firm.

15 **SECTION 107.** 16.283 (3) (c) of the statutes is repealed.

16 **SECTION 108.** 16.285 (1) (bm) of the statutes is repealed.

17 **SECTION 109.** 16.287 (2) (dm) of the statutes is repealed.

18 **SECTION 110.** 16.288 of the statutes is created to read:

19 **16.288 Lesbian, gay, bisexual, or transgender-owned businesses. (1)**

20 DEFINITIONS. (a) “Business” means a sole proprietorship, partnership, limited
21 liability company, joint venture, or corporation.

22 (b) “Duly authorized representative” has the meaning given in s. 45.04 (1) (a).

23 (c) “Financial adviser” means a business that serves as an adviser with regard
24 to the sale of evidences of indebtedness or other obligations.

1 (d) “Investment firm” means a business that serves as a manager, comanager,
2 or in any other underwriting capacity with regard to the sale of evidences of
3 indebtedness or other obligations or as a broker-dealer, as defined in s. 551.102 (4).

4 (e) “Useful business function” means the provision of materials, supplies,
5 equipment, or services to customers, including the state.

6 **(2) LESBIAN, GAY, BISEXUAL, OR TRANSGENDER-OWNED BUSINESS DATABASE.** The
7 department shall develop, maintain, and keep current a computer database of all
8 businesses, financial advisers, and investment firms certified under this section.

9 **(3) LESBIAN, GAY, BISEXUAL, OR TRANSGENDER-OWNED BUSINESS, FINANCIAL ADVISER,**
10 **AND INVESTMENT FIRM CERTIFICATION.** (a) Any business, financial adviser, or
11 investment firm may apply to the department for certification under this section.

12 (b) 1. The department shall certify a business, financial adviser, or investment
13 firm under this section if, after conducting an investigation, the department
14 determines that the business, financial adviser, or investment firm fulfills all of the
15 following requirements:

16 a. One or more lesbian, gay, bisexual, or transgender individuals own at least
17 51 percent of the business, financial adviser, or investment firm or, in the case of any
18 publicly owned business, financial adviser, or investment firm, one or more lesbian,
19 gay, bisexual, or transgender individuals own at least 51 percent of the stock of the
20 business, financial adviser, or investment firm.

21 b. One or more lesbian, gay, bisexual, or transgender individuals or one or more
22 duly authorized representatives of one or more lesbian, gay, bisexual, or transgender
23 individuals control the management and daily business operations of the business,
24 financial adviser, or investment firm.

1 c. The business, financial adviser, or investment firm has its principal place of
2 business in this state.

3 d. The business, financial adviser, or investment firm is currently performing
4 a useful business function. Acting as a conduit for the transfer of funds to a business
5 that is not certified under this section does not constitute a useful business function,
6 unless doing so is a normal industry practice.

7 2. The department may, without conducting an investigation, certify a
8 business, financial adviser, or investment firm having its principal place of business
9 in this state and currently performing a useful business function if the business,
10 financial adviser, or investment firm is certified, or otherwise classified, as a lesbian,
11 gay, bisexual, or transgender-owned business, financial adviser, or investment firm
12 by an agency or municipality of this or another state, a federally recognized
13 American Indian tribe, or the federal government, or by a private business with
14 expertise in certifying lesbian, gay, bisexual, or transgender-owned businesses if the
15 business uses substantially the same procedures the department uses in making a
16 determination under subd. 1.

17 (c) If a business, financial adviser, or investment firm applying for certification
18 under this section fails to provide the department with sufficient information to
19 enable the department to conduct an investigation under par. (b) 1. or does not
20 qualify for certification under par. (b), the department shall deny the application.
21 A business, financial adviser, or investment firm whose application is denied may,
22 within 30 days after the date of the denial, appeal in writing to the secretary. The
23 secretary shall enter his or her final decision within 30 days after receiving the
24 appeal.

1 (d) 1. The department may, at the request of any state agency or on its own
2 initiative, evaluate any business, financial adviser, or investment firm certified
3 under this section to verify that it continues to qualify for certification. The business,
4 financial adviser, or investment firm shall provide the department with any records
5 or information necessary to complete the examination.

6 2. If a business, financial adviser, or investment firm fails to comply with a
7 reasonable request for records or information, the department shall notify the
8 business, financial adviser, or investment firm and the department of
9 transportation, in writing, that it intends to decertify the business, financial adviser,
10 or investment firm.

11 3. If, after an evaluation under this paragraph, the department determines
12 that a business, financial adviser, or investment firm no longer qualifies for
13 certification under this section, the department shall notify the business, financial
14 adviser, or investment firm and the department of transportation, in writing, that
15 it intends to decertify the business, financial adviser, or investment firm.

16 (e) 1. A business, financial adviser, or investment firm receiving a notice under
17 par. (d) 2. or 3. may appeal in writing to the secretary within 30 days after the date
18 of the notice.

19 2. If the business, financial adviser, or investment firm does not submit an
20 appeal under subd. 1., the department shall immediately decertify the business,
21 financial adviser, or investment firm.

22 3. If the business, financial adviser, or investment firm submits an appeal
23 under subd. 1., the secretary shall enter his or her final decision, in writing, within
24 30 days after receiving the appeal. If the secretary confirms the decision of the

1 department, the department shall immediately decertify the business, financial
2 adviser, or investment firm.

3 4. A business, financial adviser, or investment firm decertified under subd. 3.
4 may, within 30 days after the secretary's decision, request a contested case hearing
5 under s. 227.42 from the department. If the final administrative or judicial
6 proceeding results in a determination that the business, financial adviser, or
7 investment firm qualifies for certification under this section, the department shall
8 immediately certify the business, financial adviser, or investment firm. The
9 department shall provide the business, financial adviser, or investment firm and the
10 department of transportation with a copy of the final written decision regarding
11 certification under this paragraph.

12 (4) DEPARTMENT RULE MAKING. The department shall promulgate by
13 administrative rule procedures to implement this section.

14 **SECTION 111.** 16.289 of the statutes is created to read:

15 **16.289 Disability-owned businesses. (1) DEFINITIONS.** (a) "Business"
16 means a sole proprietorship, partnership, limited liability company, joint venture, or
17 corporation.

18 (b) "Duly authorized representative" has the meaning given in s. 45.04 (1) (a).

19 (c) "Financial adviser" means a business that serves as an adviser with regard
20 to the sale of evidences of indebtedness or other obligations.

21 (d) "Investment firm" means a business that serves as a manager, comanager,
22 or in any other underwriting capacity with regard to the sale of evidences of
23 indebtedness or other obligations or as a broker-dealer, as defined in s. 551.102 (4).

24 (e) "Useful business function" means the provision of materials, supplies,
25 equipment, or services to customers, including the state.

1 **(2) DISABILITY-OWNED BUSINESS DATABASE.** The department shall develop,
2 maintain, and keep current a computer database of all businesses, financial
3 advisers, and investment firms certified under this section.

4 **(3) DISABILITY-OWNED BUSINESS, FINANCIAL ADVISER, AND INVESTMENT FIRM**
5 **CERTIFICATION.** (a) Any business, financial adviser, or investment firm may apply to
6 the department for certification under this section.

7 (b) 1. The department shall certify a business, financial adviser, or investment
8 firm under this section if, after conducting an investigation, the department
9 determines that the business, financial adviser, or investment firm fulfills all of the
10 following requirements:

11 a. One or more individuals with a disability own at least 51 percent of the
12 business, financial adviser, or investment firm or, in the case of any publicly owned
13 business, financial adviser, or investment firm, one or more individuals with a
14 disability own at least 51 percent of the stock of the business, financial adviser, or
15 investment firm.

16 b. One or more individuals with a disability or one or more duly authorized
17 representatives of one or more individuals with a disability control the management
18 and daily business operations of the business, financial adviser, or investment firm.

19 c. The business, financial adviser, or investment firm has its principal place of
20 business in this state.

21 d. The business, financial adviser, or investment firm is currently performing
22 a useful business function. Acting as a conduit for the transfer of funds to a business
23 that is not certified under this section does not constitute a useful business function,
24 unless doing so is a normal industry practice.

1 2. The department may, without conducting an investigation, certify a
2 business, financial adviser, or investment firm having its principal place of business
3 in this state and currently performing a useful business function if the business,
4 financial adviser, or investment firm is certified, or otherwise classified, as
5 disability-owned business, financial adviser, or investment firm by an agency or
6 municipality of this or another state, a federally recognized American Indian tribe,
7 or the federal government, or by a private business with expertise in certifying
8 disability-owned businesses if the business uses substantially the same procedures
9 the department uses in making a determination under subd. 1.

10 (c) If a business, financial adviser, or investment firm applying for certification
11 under this section fails to provide the department with sufficient information to
12 enable the department to conduct an investigation under par. (b) 1. or does not
13 qualify for certification under par. (b), the department shall deny the application.
14 A business, financial adviser, or investment firm whose application is denied may,
15 within 30 days after the date of the denial, appeal in writing to the secretary. The
16 secretary shall enter his or her final decision within 30 days after receiving the
17 appeal.

18 (d) 1. The department may, at the request of any state agency or on its own
19 initiative, evaluate any business, financial adviser, or investment firm certified
20 under this section to verify that it continues to qualify for certification. The business,
21 financial adviser, or investment firm shall provide the department with any records
22 or information necessary to complete the examination.

23 2. If a business, financial adviser, or investment firm fails to comply with a
24 reasonable request for records or information, the department shall notify the
25 business, financial adviser, or investment firm and the department of

1 transportation, in writing, that it intends to decertify the business, financial adviser,
2 or investment firm.

3 3. If, after an evaluation under this paragraph, the department determines
4 that a business, financial adviser, or investment firm no longer qualifies for
5 certification under this section, the department shall notify the business, financial
6 adviser, or investment firm and the department of transportation, in writing, that
7 it intends to decertify the business, financial adviser, or investment firm.

8 (e) 1. A business, financial adviser, or investment firm receiving a notice under
9 par. (d) 2. or 3. may appeal in writing to the secretary within 30 days after the date
10 of the notice.

11 2. If the business, financial adviser, or investment firm does not submit an
12 appeal under subd. 1., the department shall immediately decertify the business,
13 financial adviser, or investment firm.

14 3. If the business, financial adviser, or investment firm submits an appeal
15 under subd. 1., the secretary shall enter his or her final decision, in writing, within
16 30 days after receiving the appeal. If the secretary confirms the decision of the
17 department, the department shall immediately decertify the business, financial
18 adviser, or investment firm.

19 4. A business, financial adviser, or investment firm decertified under subd. 3.
20 may, within 30 days after the secretary's decision, request a contested case hearing
21 under s. 227.42 from the department. If the final administrative or judicial
22 proceeding results in a determination that the business, financial adviser, or
23 investment firm qualifies for certification under this section, the department shall
24 immediately certify the business, financial adviser, or investment firm. The
25 department shall provide the business, financial adviser, or investment firm and the

1 department of transportation with a copy of the final written decision regarding
2 certification under this paragraph.

3 (4) DEPARTMENT RULE MAKING. The department shall promulgate by
4 administrative rule procedures to implement this section.

5 **SECTION 112.** 16.29 (title) of the statutes is amended to read:

6 **16.29 (title) Technical assistance; tourism marketing.**

7 **SECTION 113.** 16.29 (4) of the statutes is created to read:

8 16.29 (4) Annually, the department shall grant to the Great Lakes inter-tribal
9 council the amount appropriated under s. 20.505 (1) (kv) to fund a program to
10 promote tourism featuring American Indian heritage and culture.

11 **SECTION 114.** 16.293 of the statutes is created to read:

12 **16.293 Water utility assistance for low-income households. (1)**

13 DEFINITIONS. In this section:

14 (a) “County department” means a county department under s. 46.215 or 46.22.

15 (b) “Crisis assistance” means a benefit that is given to a household experiencing
16 or at risk of experiencing a water utility–related emergency.

17 (c) “Household” means any individual or group of individuals who are living
18 together as one economic unit for whom residential water is customarily purchased
19 in common or who make undesignated payments for water in the form of rent.

20 (d) “Utility allowance” means the amount of utility costs paid by those
21 individuals in subsidized housing who pay their own utility bills, as averaged from
22 total utility costs for the housing unit by the housing authority.

23 (e) “Water utility assistance” means a benefit that is given to a household to
24 assist in meeting the cost of water utility.

1 **(2) ADMINISTRATION.** (a) The department shall administer a water utility
2 assistance program for low-income households to assist eligible households to meet
3 home water utility costs and shall establish a payments schedule for the program.

4 (b) The department may contract with a county department, another local
5 governmental agency, or a private nonprofit organization to process applications and
6 make payments under the water utility assistance program for low-income
7 households.

8 **(3) APPLICATION PROCEDURE.** (a) A household may apply for water utility
9 assistance from a county department, another local governmental agency, or a
10 private nonprofit organization with which the department contracts under the water
11 utility assistance program for low-income households. A household shall apply on
12 a form prescribed by the department.

13 (b) If by February 1 of any year the number of households applying for
14 assistance under par. (a) substantially exceeds the number anticipated to apply, the
15 department may reduce the assistance payments under sub. (5) made after that date.
16 The department may also suspend the processing of additional applications until the
17 department adjusts assistance amounts payable.

18 **(4) ELIGIBILITY.** Subject to sub. (3) (b), the following households are eligible to
19 receive water utility assistance under this section:

20 (a) A household with income that is not more than 60 percent of the statewide
21 median household income.

22 (b) A household entirely composed of persons receiving food stamps under 7
23 USC 2011 to 2036 or supplemental security income or state supplemental payments
24 under 42 USC 1381 to 1383c or s. 49.77.

1 (c) A household with income within the limits specified under par. (b) that
2 resides in housing that is subsidized or administered by a municipality, a county, the
3 state, or the federal government for which a utility allowance is applied to determine
4 the amount of rent or the amount of the subsidy.

5 (5) ASSISTANCE PAYMENTS. Subject to moneys appropriated under s. 20.505 (7)
6 (e) and any payment reduction under sub. (3) (b), water utility assistance shall be
7 paid according to the payment schedule established under sub. (2) (a).

8 (6) INDIVIDUALS IN STATE PRISONS OR SECURED JUVENILE FACILITIES. No assistance
9 payment under sub. (5) may be made to an individual who is imprisoned in a state
10 prison under s. 302.01 or to an individual placed at a juvenile correctional facility,
11 as defined in s. 938.02 (10p), or a secured residential care center for children and
12 youth, as defined in s. 938.02 (15g).

13 (7) CRISIS ASSISTANCE PROGRAM. A household eligible for water utility assistance
14 under sub. (5) may also be eligible for a crisis assistance payment. The department
15 shall define the circumstances constituting a crisis for which an assistance payment
16 may be made and shall establish the amount of payment to an eligible household.
17 The department may delegate a portion of its responsibility under this subsection to
18 a county department, another local governmental agency, or a private nonprofit
19 organization.

20 **SECTION 115.** 16.295 (5) (b) 4. of the statutes is created to read:

21 16.295 (5) (b) 4. Unless otherwise directed by the department, the gross
22 proceeds from all investments of the moneys designated in subd. 1.

23 **SECTION 116.** 16.295 (6) of the statutes is repealed.

24 **SECTION 117.** 16.3065 of the statutes is created to read:

1 **16.3065 Affordable workforce housing grants. (1) DEFINITION.** In this
2 section, “municipality” means a city, village, or town.

3 **(2) GRANTS.** From the appropriation under s. 20.505 (7) (fq), the department
4 shall award grants to municipalities for the purpose of increasing the availability of
5 affordable workforce housing within the municipality. The department may
6 establish eligibility requirements and other program guidelines for the grant
7 program under this subsection.

8 **SECTION 118.** 16.3077 of the statutes is created to read:

9 **16.3077 Housing quality standards grants.** From the appropriation under
10 s. 20.505 (7) (bp), the department shall award grants to owners of rental housing
11 units in this state for purposes of satisfying applicable housing quality standards.

12 **SECTION 119.** 16.3078 of the statutes is created to read:

13 **16.3078 Rental assistance grants for homeless veterans.** From the
14 appropriation under s. 20.505 (7) (bq), the department shall award grants to each
15 continuum of care organization in this state designated by the federal department
16 of housing and urban development. All grant funds shall be used to provide
17 tenant-based rental assistance to homeless veterans in this state.

18 **SECTION 120.** 16.3085 (2) (a) of the statutes is amended to read:

19 16.3085 (2) (a) From the appropriation under s. 20.505 (7) (kg), the department
20 may award up to 10 annual grants, of up to \$50,000 \$75,000 each, ~~annually~~ to any
21 shelter facility.

22 **SECTION 121.** 16.313 of the statutes is repealed.

23 **SECTION 122.** 16.40 (24) of the statutes is created to read:

24 16.40 (24) **WORKER MISCLASSIFICATION OUTREACH.** Direct all departments to
25 provide targeted educational outreach regarding worker misclassification in

1 English, Spanish, and other languages spoken by a significant number of individuals
2 in this state, to employers, workers, and organizations that serve vulnerable
3 populations, including individuals with limited English proficiency. The outreach
4 shall emphasize the appropriate departments to contact and the rights of individuals
5 to remain anonymous when reporting worker misclassification.

6 **SECTION 123.** 16.51 (7) of the statutes is amended to read:

7 16.51 (7) AUDIT CLAIMS FOR EXPENSES IN CONNECTION WITH PRISONERS AND
8 JUVENILES IN JUVENILE CORRECTIONAL FACILITIES. Receive, examine, determine, and
9 audit claims, duly certified and approved by the department of corrections, from the
10 ~~county clerk of any county in, city, village, or town, on behalf of the county, city,~~
11 ~~village, or town,~~ which are presented for ~~payment to reimburse the county~~
12 ~~reimbursement~~ for certain expenses incurred or paid by it in reference to all matters
13 ~~growing out of actions and proceedings~~ involving prisoners in state prisons, as
14 defined in s. 302.01, or juveniles in juvenile correctional facilities, as defined in s.
15 938.02 (10p), including prisoners or juveniles transferred to a mental health
16 institute for observation or treatment, ~~when the.~~ The department shall reimburse
17 a county under this subsection for expenses relating to actions or proceedings that
18 are commenced in counties in which the prisons or juvenile correctional facilities are
19 located by a district attorney or by the prisoner or juvenile as a postconviction remedy
20 or a matter involving the prisoner's status as a prisoner or the juvenile's status as
21 a resident of a juvenile correctional facility and for certain expenses incurred or paid
22 by it the county in reference to holding those juveniles in secure custody while those
23 actions or proceedings are pending. The department shall reimburse a county, city,
24 village, or town under this subsection for expenses relating to law enforcement
25 investigative services that it provided for an incident involving a prisoner in a state

1 prison or a juvenile in a juvenile correctional facility within its jurisdiction.
2 Expenses shall only include the amounts that were necessarily incurred and actually
3 paid and shall be no more than the legitimate cost would be to any other county
4 jurisdiction had the offense or crime occurred therein.

5 **SECTION 124.** 16.705 (1b) (d) of the statutes is amended to read:

6 16.705 (1b) (d) The department of financial institutions under s. 224.51 or the
7 small business retirement savings board under s. 224.56.

8 **SECTION 125.** 16.71 (5r) of the statutes is amended to read:

9 16.71 (5r) The department shall delegate authority to the department of
10 financial institutions to enter into vendor contracts under s. 224.51 and to the small
11 business retirement savings board to enter into vendor contracts under s. 224.56.

12 **SECTION 126.** 16.75 (1p) of the statutes is repealed.

13 **SECTION 127.** 16.75 (3m) (a) 1. of the statutes is renumbered 16.75 (3m) (a) 1j.

14 **SECTION 128.** 16.75 (3m) (a) 1e. of the statutes is created to read:

15 16.75 (3m) (a) 1e. “Disability-owned business” means a business, other than
16 a financial adviser or investment firm, certified by the department under s. 16.289
17 (3).

18 **SECTION 129.** 16.75 (3m) (a) 1f. of the statutes is created to read:

19 16.75 (3m) (a) 1f. “Disability-owned financial adviser” means a financial
20 adviser certified by the department under s. 16.289 (3).

21 **SECTION 130.** 16.75 (3m) (a) 1g. of the statutes is created to read:

22 16.75 (3m) (a) 1g. “Disability-owned investment firm” means an investment
23 firm certified by the department under s. 16.289 (3).

24 **SECTION 131.** 16.75 (3m) (a) 3q. of the statutes is created to read:

1 16.75 (3m) (a) 3q. “Lesbian, gay, bisexual, or transgender-owned business”
2 means a business, other than a financial adviser or investment firm, certified by the
3 department under s. 16.288 (3).

4 **SECTION 132.** 16.75 (3m) (a) 3r. of the statutes is created to read:

5 16.75 (3m) (a) 3r. “Lesbian, gay, bisexual, or transgender-owned financial
6 adviser” means a financial adviser certified by the department under s. 16.288 (3).

7 **SECTION 133.** 16.75 (3m) (a) 3s. of the statutes is created to read:

8 16.75 (3m) (a) 3s. “Lesbian, gay, bisexual, or transgender-owned investment
9 firm” means an investment firm certified by the department under s. 16.288 (3).

10 **SECTION 134.** 16.75 (3m) (b) 2. of the statutes is amended to read:

11 16.75 (3m) (b) 2. The department, any agency to which the department
12 delegates purchasing authority under s. 16.71 (1), and any agency making purchases
13 under s. 16.74 shall attempt to ensure that at least ~~1~~ 5 percent of the total amount
14 expended under this subchapter in each fiscal year is paid to disabled
15 veteran-owned businesses.

16 **SECTION 135.** 16.75 (3m) (b) 2g. of the statutes is created to read:

17 16.75 (3m) (b) 2g. The department, any agency to which the department
18 delegates purchasing authority under s. 16.71 (1), and any agency making purchases
19 under s. 16.74 shall attempt to ensure that at least 5 percent of the total amount
20 expended under this subchapter in each fiscal year is paid to lesbian, gay, bisexual,
21 or transgender-owned businesses.

22 **SECTION 136.** 16.75 (3m) (b) 2r. of the statutes is created to read:

23 16.75 (3m) (b) 2r. The department, any agency to which the department
24 delegates purchasing authority under s. 16.71 (1), and any agency making purchases
25 under s. 16.74 shall attempt to ensure that at least 5 percent of the total amount

1 expended under this subchapter in each fiscal year is paid to disability-owned
2 businesses.

3 **SECTION 137.** 16.75 (3m) (b) 3. of the statutes is amended to read:

4 16.75 **(3m)** (b) 3. Except as provided under sub. (7), the department, any agency
5 to which the department delegates purchasing authority under s. 16.71 (1), and any
6 agency making purchases under s. 16.74 may purchase materials, supplies,
7 equipment, and contractual services from any minority business ~~or~~, disabled
8 veteran-owned business, lesbian, gay, bisexual, or transgender-owned business, or
9 disability-owned business, or a business that is ~~both a minority business and a~~
10 ~~disabled veteran-owned business~~ any combination of those, submitting a qualified
11 responsible competitive bid that is no more than 5 percent higher than the apparent
12 low bid or competitive proposal that is no more than 5 percent higher than the most
13 advantageous proposal. In administering the preference for minority businesses ~~or~~,
14 disabled veteran-owned businesses, lesbian, gay, bisexual, or transgender-owned
15 businesses, and disability-owned businesses established in this paragraph, the
16 department, the delegated agency, and any agency making purchases under s. 16.74
17 shall maximize the use of minority businesses ~~or~~, disabled veteran-owned
18 businesses ~~which~~, lesbian, gay, bisexual, or transgender-owned businesses, and
19 disability-owned businesses that are incorporated under ch. 180 or ~~which~~ that have
20 their principal place of business in this state.

21 **SECTION 138.** 16.75 (3m) (c) 1. of the statutes is amended to read:

22 16.75 **(3m)** (c) 1. After completing any contract under this subchapter, the
23 contractor shall report to the agency that awarded the contract any amount of the
24 contract that was subcontracted to minority businesses ~~and~~, any amount of the
25 contract that was subcontracted to disabled veteran-owned businesses, any amount

1 of the contract that was subcontracted to lesbian, gay, bisexual, or
2 transgender-owned businesses, and any amount of the contract that was
3 subcontracted to disability-owned businesses.

4 **SECTION 139.** 16.75 (3m) (c) 2. e. of the statutes is created to read:

5 16.75 (3m) (c) 2. e. The total amount of money and the percentage of the total
6 amount of money it has expended for contracts and orders awarded to lesbian, gay,
7 bisexual, or transgender-owned businesses.

8 **SECTION 140.** 16.75 (3m) (c) 2. f. of the statutes is created to read:

9 16.75 (3m) (c) 2. f. The number of contacts with lesbian, gay, bisexual, or
10 transgender-owned businesses in connection with proposed purchases.

11 **SECTION 141.** 16.75 (3m) (c) 2. g. of the statutes is created to read:

12 16.75 (3m) (c) 2. g. The total amount of money and the percentage of the total
13 amount of money it has expended for contracts and orders awarded to
14 disability-owned businesses.

15 **SECTION 142.** 16.75 (3m) (c) 2. h. of the statutes is created to read:

16 16.75 (3m) (c) 2. h. The number of contacts with disability-owned businesses
17 in connection with proposed purchases.

18 **SECTION 143.** 16.75 (3m) (c) 3. of the statutes is amended to read:

19 16.75 (3m) (c) 3. The department shall maintain and annually publish data on
20 state purchases from minority businesses ~~and on state purchases from~~, disabled
21 veteran-owned businesses, lesbian, gay, bisexual, or transgender-owned
22 businesses, and disability-owned businesses, including amounts expended and the
23 percentage of total expenditures awarded to minority businesses ~~and amounts~~
24 ~~expended and the percentage of total expenditures awarded to~~, disabled

1 veteran-owned businesses, lesbian, gay, bisexual, or transgender-owned
2 businesses, and disability-owned businesses.

3 **SECTION 144.** 16.75 (3m) (c) 4. of the statutes is amended to read:

4 16.75 **(3m)** (c) 4. The department shall annually prepare and submit a report
5 to the governor and to the chief clerk of each house of the legislature, for distribution
6 to the appropriate standing committees under s. 13.172 (3), on the total amount of
7 money paid to and the amount of indebtedness or other obligations underwritten by
8 minority businesses, ~~minority~~ financial advisers, ~~minority~~ and investment firms,;
9 disabled veteran-owned businesses, ~~disabled veteran-owned~~ financial advisers,
10 and ~~disabled veteran-owned~~ investment firms; lesbian, gay, bisexual, or
11 transgender-owned businesses, financial advisers, and investment firms; and
12 disability-owned businesses, financial advisers, and investment firms under the
13 requirements of this subsection and ss. 16.855 (10m), 16.87 (2), 25.185, 84.075 and
14 565.25 (2) (a) 3. and on this state's progress toward achieving compliance with par.
15 (b) and ss. 16.855 (10m) (am) and (10n), 16.87 (2), 25.185, and 84.075 (1m). The
16 report shall also include the percentage of the total amount of money paid to and the
17 percentage of the total amount of indebtedness or other obligations underwritten by
18 disabled veteran-owned businesses, ~~disabled veteran-owned~~ financial advisers,
19 and ~~disabled veteran-owned~~ investment firms; lesbian, gay, bisexual, or
20 transgender-owned businesses, financial advisers, and investment firms; and
21 disability-owned businesses, financial advisers, and investment firms. In
22 calculating the percentages to be reported under this subsection, the department
23 shall exclude any purchase or contract for which a preference would violate any
24 federal law or regulation or any contract between an agency and a federal agency or

1 any contract that would result in a reduction in the amount of federal aids received
2 by this state.

3 **SECTION 145.** 16.75 (3m) (c) 5. a. of the statutes is amended to read:

4 16.75 (3m) (c) 5. a. In determining whether a purchase, contract, or subcontract
5 complies with the goal established under par. (b) 1. ~~or~~ 2., 2g., or 2r. or s. 16.855 (10m)
6 (am) 1. or 2., 16.87 (2) (b) or (c), or 25.185 (2) (a) or (b), the department shall include
7 only amounts paid to businesses, financial advisers, and investment firms certified
8 by the department of administration under s. 16.283 ~~or~~ 16.287 (2), 16.288 (3), or
9 16.289 (3), whichever is appropriate.

10 **SECTION 146.** 16.765 (1) of the statutes is amended to read:

11 16.765 (1) Contracting agencies, the University of Wisconsin Hospitals and
12 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin
13 Aerospace Authority, the Lower Fox River Remediation Authority, the Wisconsin
14 Economic Development Corporation, and the Bradley Center Sports and
15 Entertainment Corporation shall include in all contracts executed by them a
16 provision obligating the contractor not to discriminate against any employee or
17 applicant for employment because of age, race, religion, color, handicap, sex, physical
18 condition, developmental disability, as defined in s. 51.01 (5), sexual orientation, as
19 defined in s. 111.32 (13m), gender expression, as defined in s. 111.32 (7j), gender
20 identity, as defined in s. 111.32 (7k), or national origin and, except with respect to
21 sexual orientation, gender expression, and gender identity, obligating the contractor
22 to take affirmative action to ensure equal employment opportunities.

23 **SECTION 147.** 16.765 (2) of the statutes is amended to read:

24 16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and
25 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin

1 Aerospace Authority, the Lower Fox River Remediation Authority, the Wisconsin
2 Economic Development Corporation, and the Bradley Center Sports and
3 Entertainment Corporation shall include the following provision in every contract
4 executed by them: “In connection with the performance of work under this contract,
5 the contractor agrees not to discriminate against any employee or applicant for
6 employment because of age, race, religion, color, handicap, sex, physical condition,
7 developmental disability, as defined in s. 51.01 (5), sexual orientation, gender
8 expression, as defined in s. 111.32 (7j), gender identity, as defined in s. 111.32 (7k),
9 or national origin. This provision shall include, ~~but not be limited to,~~ the following:
10 employment, upgrading, demotion or transfer; recruitment or recruitment
11 advertising; layoff or termination; rates of pay or other forms of compensation; and
12 selection for training, including apprenticeship. Except with respect to sexual
13 orientation, gender expression, and gender identity, the contractor further agrees to
14 take affirmative action to ensure equal employment opportunities. The contractor
15 agrees to post in conspicuous places, available for employees and applicants for
16 employment, notices to be provided by the contracting officer setting forth the
17 provisions of the nondiscrimination-~~clause~~. clause.”

18 **SECTION 148.** 16.84 (2m) of the statutes is repealed.

19 **SECTION 149.** 16.855 (1p) of the statutes is repealed.

20 **SECTION 150.** 16.855 (10m) (ac) of the statutes is renumbered 16.855 (10m) (ac)
21 (intro.) and amended to read:

22 16.855 (10m) (ac) (intro.) In this subsection, ~~“disabled;~~

23 2. “Disabled veteran-owned business” means a business certified by the
24 department of administration under s. 16.283 (3).

25 **SECTION 151.** 16.855 (10m) (ac) 1. of the statutes is created to read:

1 16.855 (10m) (ac) 1. “Disability-owned business” means a business certified
2 by the department under s. 16.289 (3).

3 **SECTION 152.** 16.855 (10m) (ac) 3. of the statutes is created to read:

4 16.855 (10m) (ac) 3. “Lesbian, gay, bisexual, or transgender-owned business”
5 means a business certified by the department under s. 16.288 (3).

6 **SECTION 153.** 16.855 (10m) (am) 2g. of the statutes is created to read:

7 16.855 (10m) (am) 2g. In awarding construction contracts, the department
8 shall attempt to ensure that at least 1 percent of the total amount expended in each
9 fiscal year is awarded to contractors and subcontractors that are disability-owned
10 businesses.

11 **SECTION 154.** 16.855 (10m) (am) 2r. of the statutes is created to read:

12 16.855 (10m) (am) 2r. In awarding construction contracts, the department
13 shall attempt to ensure that at least 1 percent of the total amount expended in each
14 fiscal year is awarded to contractors and subcontractors that are lesbian, gay,
15 bisexual, or transgender-owned businesses.

16 **SECTION 155.** 16.855 (10m) (am) 3. of the statutes is amended to read:

17 16.855 (10m) (am) 3. The department may award any contract to a minority
18 business ~~or~~, disabled veteran-owned business, lesbian, gay, bisexual, or
19 transgender-owned business, or disability-owned business, or a business that is
20 ~~both a minority business and a disabled veteran-owned business~~ any combination
21 of these, if the business is a qualified responsible bidder and the business submits
22 a bid that is no more than 5 percent higher than the apparent low bid.

23 **SECTION 156.** 16.855 (10m) (b) of the statutes is amended to read:

24 16.855 (10m) (b) Upon completion of any contract, the contractor shall report
25 to the department any amount of the contract that was subcontracted to minority

1 businesses ~~or~~, disabled veteran-owned businesses, lesbian, gay, bisexual, or
2 transgender-owned businesses, and disability-owned businesses.

3 **SECTION 157.** 16.855 (10m) (c) of the statutes is amended to read:

4 16.855 **(10m)** (c) The department shall maintain and annually publish data on
5 contracts awarded to minority businesses ~~and~~, disabled veteran-owned businesses,
6 lesbian, gay, bisexual, or transgender-owned businesses, and disability-owned
7 businesses under this subsection and ss. 16.87 and 84.075.

8 **SECTION 158.** 16.865 (8) of the statutes is amended to read:

9 16.865 **(8)** Annually in each fiscal year, allocate as a charge to each agency a
10 proportionate share of the estimated costs attributable to programs administered by
11 the agency to be paid from the appropriation under s. 20.505 (2) (k). The department
12 may charge premiums to agencies to finance costs under this subsection and pay the
13 costs from the appropriation on an actual basis. The department shall deposit all
14 collections under this subsection in the appropriation account under s. 20.505 (2) (k).
15 Costs assessed under this subsection may include judgments, investigative and
16 adjustment fees, data processing and staff support costs, program administration
17 costs, and litigation costs, ~~and the cost of insurance contracts under sub. (5).~~ In this
18 subsection, “agency” means an office, department, independent agency, institution
19 of higher education, association, society, or other body in state government created
20 or authorized to be created by the constitution or any law, that is entitled to expend
21 moneys appropriated by law, including the legislature and the courts, but not
22 including an authority created in subch. II of ch. 114 or in ch. 231, 232, 233, 234, 237,
23 238, or 279.

24 **SECTION 159.** 16.865 (8m) of the statutes is created to read:

1 16.865 **(8m)** Charge premiums to agencies to pay the actual cost of insurance
2 contracts under sub. (5). The department shall deposit all collections under this
3 subsection into the appropriation account under s. 20.505 (kj). In this subsection,
4 “agency” means an office, department, independent agency, institution of higher
5 education, association, society, or other body in state government created or
6 authorized to be created by the constitution or any law, that is entitled to expend
7 moneys appropriated by law, including the legislature and the courts, but not
8 including an authority created in subch. II of ch. 114 or in ch. 231, 232, 233, 234, 237,
9 238, or 279.

10 **SECTION 160.** 16.87 (1) (aL) of the statutes is created to read:

11 16.87 **(1)** (aL) “Disability-owned business” means a business certified by the
12 department under s. 16.289 (3).

13 **SECTION 161.** 16.87 (1) (br) of the statutes is created to read:

14 16.87 **(1)** (br) “Lesbian, gay, bisexual, or transgender-owned business” means
15 a business, financial adviser, or investment firm certified by the department under
16 s. 16.288 (3).

17 **SECTION 162.** 16.87 (2) (d) of the statutes is created to read:

18 16.87 **(2)** (d) The department shall attempt to ensure that at least 1 percent of
19 the total amount expended under this section in each fiscal year is paid to lesbian,
20 gay, bisexual, or transgender-owned businesses.

21 **SECTION 163.** 16.87 (2) (e) of the statutes is created to read:

22 16.87 **(2)** (e) The department shall attempt to ensure that at least 1 percent of
23 the total amount expended under this section in each fiscal year is paid to
24 disability-owned businesses.

25 **SECTION 164.** 16.954 of the statutes is created to read:

1 **16.954 Office of sustainability and clean energy. (1) DEFINITIONS.** In this
2 section:

3 (a) “Office” means the office of sustainability and clean energy.

4 (b) “Public utility” has the meaning given in s. 196.01 (5).

5 **(2) INITIATIVES.** The office shall work on initiatives that have the following
6 goals:

7 (a) Promoting the development and use of clean and renewable energy across
8 this state.

9 (b) Advancing innovative sustainability solutions in ways that improve this
10 state’s economy and environment, including energy initiatives that reduce carbon
11 emissions, accelerate economic growth, and lower customer energy costs.

12 (c) Diversifying the resources used to reliably meet the energy needs of
13 consumers in this state and generate family-supporting jobs through the expansion
14 of this state’s clean energy economy.

15 **(3) OTHER DUTIES.** The office shall do all of the following:

16 (a) Provide advice and support to state agencies in developing or retrofitting
17 sustainable infrastructure to reduce energy use and lessen negative impacts on this
18 state’s air and water quality.

19 (b) Study and report on the status of existing clean and renewable energy
20 efforts by the state, including economic development initiatives, and develop future
21 energy policy opportunities for consideration by the governor and state agencies.

22 (c) Serve as a single point of contact to assist businesses, local units of
23 government, and nongovernmental organizations that are pursuing clean energy
24 opportunities.

1 (d) Identify and share information about clean energy funding and
2 employment opportunities for private and state and local governmental entities.

3 (e) Take other steps necessary to facilitate the implementation of the initiatives
4 specified in sub. (2) and to identify and address barriers to the implementation of
5 those initiatives.

6 **(4) CLEAN ENERGY GRANTS.** The office shall establish a program for making
7 grants from the appropriation under s. 20.505 (4) (q) to fund research in support of
8 clean energy production.

9 **(5) TECHNICAL ASSISTANCE.** (a) The office may provide technical assistance to
10 local governmental units and private entities to assist in the planning and
11 implementation of energy efficiency and renewable resources and may charge for
12 those services. The office may request technical and staff assistance from other state
13 agencies in providing technical assistance to those units of government and private
14 entities.

15 (b) The office may require a public utility to provide energy billing and use data
16 regarding public schools, if the office determines that the data are necessary to
17 provide technical assistance under par. (a) in public schools, including those with the
18 highest energy costs.

19 (c) The office shall consult with the public service commission in implementing
20 this subsection.

21 **SECTION 165.** 16.969 (title) of the statutes is renumbered 196.492 (title).

22 **SECTION 166.** 16.969 (1) (intro.) and (b) of the statutes are consolidated,
23 renumbered 196.492 (1) and amended to read:

1 196.492 (1) In this section: ~~(b) “High-voltage, “high-voltage transmission line”~~
2 means a high-voltage transmission line, as defined in s. 196.491 (1) (f), that is
3 designed for operation at a nominal voltage of 345 kilovolts or more.

4 **SECTION 167.** 16.969 (1) (a) of the statutes is repealed.

5 **SECTION 168.** 16.969 (2) of the statutes is renumbered 196.492 (2), and 196.492
6 (2) (intro.), as renumbered, is amended to read:

7 196.492 (2) (intro.) The ~~department~~ commission shall promulgate rules that
8 require a person who is issued a certificate of public convenience and necessity by the
9 commission under s. 196.491 (3) for a high-voltage transmission line to pay the
10 ~~department~~ commission the following fees:

11 **SECTION 169.** 16.969 (3) of the statutes is renumbered 196.492 (3), and 196.492
12 (3) (a) and (b) 1. and 2., as renumbered, are amended to read:

13 196.492 (3) (a) The ~~department~~ commission shall distribute the fees that are
14 paid by a person under the rules promulgated under sub. (2) (a) to each town, village
15 and city that is identified by the commission under s. 196.491 (3) (gm) in proportion
16 to the amount of investment that is allocated by the commission under s. 196.491 (3)
17 (gm) to each such town, village and city.

18 (b) 1. The ~~department~~ commission shall pay 50 percent of the fee to each county
19 that is identified by the commission under s. 196.491 (3) (gm) in proportion to the
20 amount of investment that is allocated by the commission under s. 196.491 (3) (gm)
21 to each such county.

22 2. The ~~department~~ commission shall pay 50 percent of the fee to each town,
23 village and city that is identified by the commission under s. 196.491 (3) (gm) in
24 proportion to the amount of investment that is allocated by the commission under
25 s. 196.491 (3) (gm) to each such town, village and city.

1 **SECTION 170.** 16.969 (4) of the statutes is renumbered 196.492 (4).

2 **SECTION 171.** 16.971 (2) (o) of the statutes is created to read:

3 16.971 (2) (o) Assist the elections commission with information technology
4 systems development for purposes of facilitating the registration of eligible electors
5 under s. 6.256.

6 **SECTION 172.** 16.978 of the statutes is created to read:

7 **16.978 Enterprise data management and analytics. (1)** In this section,
8 “office” means the office of digital transformation.

9 **(2)** The office may establish an enterprise data management and analytics
10 program to gather, combine, and analyze data provided by one or more agencies to
11 do any of the following:

12 (a) Evaluate the outcomes of state-funded programs.

13 (b) Develop and implement policies and strategies that promote the effective,
14 efficient, and best use of state resources.

15 (c) Identify, prevent, or eliminate the fraudulent use of state funds, resources,
16 and programs.

17 **(3)** (a) At the office’s request, an agency shall provide data for use under the
18 program. Each agency that provides data under the program shall comply with the
19 data-sharing protocols established under sub. (4).

20 (b) An agency’s provision of data to the office under par. (a) is considered a
21 permitted use of the data for all purposes and may not be construed as a violation
22 of law.

23 (c) An agency that provides data to the office under par. (a) remains the
24 custodian of the data while it is in the custody of the office, and access to the data by

1 that agency or any other person shall be determined by that agency in accordance
2 with applicable law.

3 (d) 1. All confidential data an agency provides to the office under par. (a)
4 remains confidential while in the custody of the office, and the same requirements
5 that apply to the agency and its agents or employees with respect to the
6 confidentiality of the data apply equally to the office and its agents or employees,
7 including penalties for breach of confidentiality.

8 2. The office shall compare the results of any data analysis conducted with
9 respect to confidential data against the confidentiality laws applicable to the source
10 data to determine if the results retain any attributes of the source data that bring
11 the results within the scope of any confidentiality requirement that applies to the
12 source data. If so, the results are subject to all applicable confidentiality
13 requirements, and, in the event of a conflict between applicable confidentiality
14 requirements, the most stringent of those requirements shall control.

15 (4) In consultation with other agencies, the office shall develop a data-sharing
16 protocol and a security plan for the program. The security plan shall establish how
17 the data is to be protected. The data-sharing protocol shall include all of the
18 following:

19 (a) How participating agencies may use confidential data in accordance with
20 confidentiality laws applicable to the data provided.

21 (b) Who has authority to access data gathered under the program.

22 (c) How participating agencies shall make, verify, and retain corrections to
23 personally identifying information gathered under the program.

24 **SECTION 173.** 16.99 (3b) of the statutes is repealed and recreated to read:

1 16.99 (3b) “Juvenile correctional facility” means a secured residential care
2 center for children and youth, as defined in s. 938.02 (15g), operated by the
3 department of corrections.

4 **SECTION 174.** 16.9945 (1) (intro.) of the statutes is amended to read:

5 16.9945 (1) COMPETITIVE GRANTS. (intro.) ~~In fiscal years 2017–18, 2018–19,~~
6 ~~2019–20, and 2020–21, the~~ The department may annually award grants on a
7 competitive basis to eligible school districts and to eligible public libraries for the
8 purpose of improving information technology infrastructure. For purposes of
9 awarding grants under this section, “improving information technology
10 infrastructure” includes purchasing and installing on a bus a portable device that
11 creates an area of wireless Internet coverage and purchasing for individuals to
12 temporarily borrow from a school or for patrons to check out from a public library a
13 portable device that creates an area of wireless Internet coverage. In awarding
14 grants to eligible school districts under this section, the department shall give
15 priority to applications for school districts in which the percentage of pupils who
16 satisfy the income eligibility criteria under 42 USC 1758 (b) (1) for a free or
17 reduced-price lunch is greater than in other applicant school districts. The
18 department shall require an applicant for a grant under this section to provide all
19 of the following:

20 **SECTION 175.** 16.9945 (2) of the statutes is amended to read:

21 16.9945 (2) ELIGIBLE SCHOOL DISTRICTS. A school district is eligible for a grant
22 under this section in a fiscal year biennium if the school district’s membership in the
23 previous most recent school year for which finalized school year data is available, as
24 determined in the first year of the fiscal biennium, divided by the school district’s
25 area in square miles is 16 or less.

1 **SECTION 176.** 16.9945 (2m) (a) 1m. of the statutes is created to read:

2 16.9945 **(2m)** (a) 1m. “Rural territory” means any territory located outside of
3 urban areas.

4 **SECTION 177.** 16.9945 (2m) (a) 2. of the statutes is repealed.

5 **SECTION 178.** 16.9945 (2m) (a) 3. of the statutes is amended to read:

6 16.9945 **(2m)** (a) 3. “Urbanized “Urban area” means an urban area, as defined
7 by the U.S. bureau of the census, ~~with a population of 50,000 or more that is located~~
8 in this state.

9 **SECTION 179.** 16.9945 (2m) (b) (intro.) of the statutes is renumbered 16.9945
10 (2m) (b) and amended to read:

11 16.9945 **(2m)** (b) A public library, including a library branch, is eligible for a
12 grant under this section in a fiscal year biennium if the population of the
13 municipality within which the public library or library branch is located, as
14 determined in the first year of the fiscal biennium, is 20,000 or less and if the public
15 library or library branch is located in ~~one of the following areas of the state:~~ a rural
16 territory.

17 **SECTION 180.** 16.9945 (2m) (b) 1. to 3. of the statutes are repealed.

18 **SECTION 181.** 16.9945 (3m) (a) of the statutes is amended to read:

19 16.9945 **(3m)** (a) If the population of the municipality within which the eligible
20 public library or library branch, as defined in sub. (2m) (a) 1., is located is 2,000 or
21 less, \$5,000.

22 **SECTION 182.** 16.9945 (3m) (b) of the statutes is amended to read:

23 16.9945 **(3m)** (b) If the population of the municipality within which the eligible
24 public library or library branch, as defined in sub. (2m) (a) 1., is located is at least
25 2,001 but less than 5,000, \$7,500.

1 **SECTION 183.** 16.9945 (3m) (c) of the statutes is amended to read:

2 16.9945 (**3m**) (c) If the population of the municipality within which the eligible
3 public library or library branch, as defined in sub. (2m) (a) 1., is located is at least
4 5,000 but less than 20,001, \$10,000.

5 **SECTION 184.** 16.9945 (4) of the statutes is renumbered 16.9945 (4) (a) and
6 amended to read:

7 16.9945 (4) (a) The Except as provided in par. (b), the department cannot may
8 not award grants under this section that total more than \$3,000,000 in ~~the 2019-20~~
9 ~~or 2020-21~~ any fiscal year.

10 **SECTION 185.** 16.9945 (4) (b) of the statutes is created to read:

11 16.9945 (4) (b) In the second fiscal year of a fiscal biennium, the department
12 may increase the maximum amount under par. (a) by an amount equal to the
13 difference between the maximum amount under par. (a) and the amount the
14 department awarded in the first fiscal year of the fiscal biennium.

15 **SECTION 186.** 16.9945 (4m) of the statutes is created to read:

16 16.9945 (**4m**) NOTIFICATION. The department, at least annually, shall provide
17 all school districts and public libraries located in this state that are eligible for grants
18 under this section with information regarding how to apply for grants.

19 **SECTION 187.** 16.9945 (5) of the statutes is amended to read:

20 16.9945 (**5**) SUNSET. The department may not award grants under this section
21 after June 30, ~~2021~~ 2025.

22 **SECTION 188.** 16.995 (2) of the statutes is repealed.

23 **SECTION 189.** 16.997 (2) (b) of the statutes is amended to read:

24 16.997 (**2**) (b) Establish eligibility requirements for an educational agency to
25 participate in the program established under sub. (1) and to receive additional

1 telecommunications access under s. 16.998, including a requirement that a charter
2 school sponsor use data lines to benefit pupils attending the charter school and a
3 requirement that Internet access to material that is harmful to children, as defined
4 in s. 948.11 (1) (b), is blocked on the computers of juvenile correctional facilities that
5 are served by data ~~links~~ lines subsidized under this section.

6 **SECTION 190.** 16.997 (2) (d) of the statutes is amended to read:

7 16.997 (2) (d) Require an educational agency to pay the department not more
8 than \$250 per month for each data line that is provided to the educational agency
9 under the program established under sub. (1), except that the charge may not exceed
10 \$100 per month for each data line that relies on a transport medium that operates
11 at a speed of ~~1.544 megabits~~ less than one gigabit per second.

12 **SECTION 191.** 16.997 (2) (f) of the statutes is amended to read:

13 16.997 (2) (f) Ensure that ~~juvenile correctional facilities~~ an educational agency
14 that ~~receive~~ receives access under this section to data lines or that ~~receive~~ receives
15 additional access under s. 16.998 to data lines and bandwidth ~~use~~ uses those data
16 lines and that bandwidth ~~only~~ primarily for educational purposes.

17 **SECTION 192.** 16.997 (2g) of the statutes is repealed.

18 **SECTION 193.** 16.997 (2r) of the statutes is repealed.

19 **SECTION 194.** 17.18 of the statutes is amended to read:

20 **17.18 Vacancies, U.S. senator and representative in congress; how**
21 **filled.** Vacancies in the office of U.S. senator or representative in congress from this
22 state shall be filled by election, as provided in s. 8.50 (4) ~~(b)~~, ~~for the residue of the~~
23 ~~unexpired term~~ (4m).

24 **SECTION 195.** 18.04 (3) of the statutes is amended to read:

1 18.04 (3) Each purpose enumerated in sub. (1) shall be construed to include any
2 premium payable with respect thereto and the expenses of funding, refunding and
3 acquiring public debt. Each purpose specified by the legislature under subs. (1) and
4 (2) shall be construed to include the expenses of contracting and administering
5 public debt.

6 **SECTION 196.** 18.08 (1) (a) 3. of the statutes is amended to read:

7 18.08 (1) (a) 3. Premiums required for deposit in reserve funds or those
8 necessary to pay expenses incurred in contracting and administering public debt or
9 to make cost of issuance and other ancillary payments may be credited to one or more
10 of the sinking funds of the bond security and redemption fund or to the capital
11 improvement fund, as determined by the commission.

12 **SECTION 197.** 18.08 (1) (b) of the statutes is amended to read:

13 18.08 (1) (b) Moneys within the capital improvement fund shall be segregated
14 into separate and distinct accounts according to the program purposes defined under
15 ch. 20 for which public debt has been authorized by the legislature or for the payment
16 of expenses incurred in contracting and administering public debt.

17 **SECTION 198.** 18.08 (1m) (a) of the statutes is renumbered 18.08 (1m) (am) and
18 amended to read:

19 18.08 (1m) (am) Premium proceeds not used under par. (ag) shall first be used
20 for the purposes for which the bonds were issued in proportion to the par value of the
21 bond issue. If the premiums are used for the purposes, the authorized bonding
22 authorization for those purposes is reduced by the amount of premiums that are
23 used.

24 **SECTION 199.** 18.08 (1m) (ag) of the statutes is created to read:

1 18.08 **(1m)** (ag) Premium proceeds may be used for the payment of expenses
2 incurred in contracting and administering public debt, as determined by the
3 commission. The authorized bonding authorization is not reduced by the amount of
4 premiums that are used for those expenses.

5 **SECTION 200.** 18.08 (1m) (b) of the statutes is amended to read:

6 18.08 **(1m)** (b) Any premiums premium proceeds not used for the purposes for
7 ~~which bonding was authorized under pars. (ag) and (am)~~ may be used for other
8 purposes, as determined by the commission. If the premiums are used for any other
9 purposes, the authorized bonding authorization for those purposes is reduced by the
10 amount of premiums that are used.

11 **SECTION 201.** 18.08 (2) of the statutes is amended to read:

12 18.08 **(2)** The capital improvement fund may be expended, pursuant to
13 appropriations, only for the purposes and in the amounts for which the public debts
14 have been contracted, for the payment of principal and interest on loans or on notes,
15 for the payment due, if any, under an agreement or ancillary arrangement entered
16 into under s. 18.06 (8) (a) with respect to any such public debt, for the purposes
17 identified under s. 20.867 (2) (v) and (4) (q), and for expenses incurred in contracting
18 and administering public debt.

19 **SECTION 202.** 18.16 (title) of the statutes is amended to read:

20 **18.16** (title) ~~Minority financial advisers and investment firms; disabled~~
21 ~~veteran-owned; lesbian, gay, bisexual, or transgender-owned; and~~
22 disability-owned financial advisers and investment firms.

23 **SECTION 203.** 18.16 (1) (a) of the statutes is renumbered 18.16 (1) (ah).

24 **SECTION 204.** 18.16 (1) (ae) of the statutes is created to read:

1 18.16 (1) (ae) “Disability-owned financial adviser” means a financial adviser
2 certified by the department of administration under s. 16.289 (3).

3 **SECTION 205.** 18.16 (1) (af) of the statutes is created to read:

4 18.16 (1) (af) “Disability-owned investment firm” means an investment firm
5 certified by the department of administration under s. 16.289 (3).

6 **SECTION 206.** 18.16 (1) (br) of the statutes is created to read:

7 18.16 (1) (br) “Lesbian, gay, bisexual, or transgender-owned financial adviser”
8 means a financial adviser certified by the department of administration under s.
9 16.288 (3).

10 **SECTION 207.** 18.16 (1) (bs) of the statutes is created to read:

11 18.16 (1) (bs) “Lesbian, gay, bisexual, or transgender-owned investment firm”
12 means an investment firm certified by the department of administration under s.
13 16.288 (3).

14 **SECTION 208.** 18.16 (2) (c) of the statutes is created to read:

15 18.16 (2) (c) Except as provided in sub. (7), in contracting public debt by
16 competitive sale, the commission shall make efforts to ensure that at least 1 percent
17 of the total public indebtedness contracted in each fiscal year is underwritten by
18 lesbian, gay, bisexual, or transgender-owned investment firms.

19 **SECTION 209.** 18.16 (2) (d) of the statutes is created to read:

20 18.16 (2) (d) Except as provided in sub. (7), in contracting public debt by
21 competitive sale, the commission shall make efforts to ensure that at least 1 percent
22 of the total public indebtedness contracted in each fiscal year is underwritten by
23 disability-owned investment firms.

24 **SECTION 210.** 18.16 (3) (c) of the statutes is created to read:

1 18.16 (3) (c) Except as provided under sub. (7), in contracting public debt by
2 negotiated sale, the commission shall make efforts to ensure that at least 1 percent
3 of total public indebtedness contracted in each fiscal year is underwritten by lesbian,
4 gay, bisexual, or transgender-owned investment firms.

5 **SECTION 211.** 18.16 (3) (d) of the statutes is created to read:

6 18.16 (3) (d) Except as provided under sub. (7), in contracting public debt by
7 negotiated sale, the commission shall make efforts to ensure that at least 1 percent
8 of total public indebtedness contracted in each fiscal year is underwritten by
9 disability-owned investment firms.

10 **SECTION 212.** 18.16 (4) (c) of the statutes is created to read:

11 18.16 (4) (c) Except as provided under sub. (7), in contracting public debt by
12 competitive sale or negotiated sale, the commission shall make efforts to ensure that
13 at least 1 percent of the total moneys expended in each fiscal year for the services of
14 financial advisers are expended for the services of lesbian, gay, bisexual, or
15 transgender-owned financial advisers.

16 **SECTION 213.** 18.16 (4) (d) of the statutes is created to read:

17 18.16 (4) (d) Except as provided under sub. (7), in contracting public debt by
18 competitive sale or negotiated sale, the commission shall make efforts to ensure that
19 at least 1 percent of the total moneys expended in each fiscal year for the services of
20 financial advisers are expended for the services of disability-owned financial
21 advisers.

22 **SECTION 214.** 18.16 (5) (c) of the statutes is created to read:

23 18.16 (5) (c) Except as provided under s. 18.06 (9) and sub. (7), an individual
24 underwriter or syndicate of underwriters shall make efforts to ensure that each bid
25 or proposal, submitted by that individual or syndicate in a competitive or negotiated

1 sale of public debt, provides for at least 1 percent of sales to lesbian, gay, bisexual,
2 or transgender-owned investment firms.

3 **SECTION 215.** 18.16 (5) (d) of the statutes is created to read:

4 18.16 (5) (d) Except as provided under s. 18.06 (9) and sub. (7), an individual
5 underwriter or syndicate of underwriters shall make efforts to ensure that each bid
6 or proposal, submitted by that individual or syndicate in a competitive or negotiated
7 sale of public debt, provides for at least 1 percent of sales to disability-owned
8 investment firms.

9 **SECTION 216.** 18.16 (6) of the statutes is amended to read:

10 18.16 (6) The commission shall annually report to the department of
11 administration the total amount of public indebtedness contracted with the
12 underwriting services of minority investment firms and, disabled veteran-owned,
13 lesbian, gay, bisexual, or transgender-owned, and disability-owned investment
14 firms and the total amount of moneys expended for the services of minority financial
15 advisers—and, disabled veteran-owned, lesbian, gay, bisexual, or
16 transgender-owned, and disability-owned financial advisers during the preceding
17 fiscal year.

18 **SECTION 217.** 18.64 (title) of the statutes is amended to read:

19 **18.64 (title) Minority financial advisers and investment firms; disabled**
20 **veteran-owned; lesbian, gay, bisexual, or transgender-owned; and**
21 **disability-owned financial advisers and investment firms.**

22 **SECTION 218.** 18.64 (1) (a) of the statutes is renumbered 18.64 (1) (ah).

23 **SECTION 219.** 18.64 (1) (ae) of the statutes is created to read:

24 18.64 (1) (ae) “Disability-owned financial adviser” means a financial adviser
25 certified by the department of administration under s. 16.289 (3).

1 **SECTION 220.** 18.64 (1) (af) of the statutes is created to read:

2 18.64 (1) (af) “Disability-owned investment firm” means an investment firm
3 certified by the department of administration under s. 16.289 (3).

4 **SECTION 221.** 18.64 (1) (br) of the statutes is created to read:

5 18.64 (1) (br) “Lesbian, gay, bisexual, or transgender-owned financial adviser”
6 means a financial adviser certified by the department of administration under s.
7 16.288 (3).

8 **SECTION 222.** 18.64 (1) (bs) of the statutes is created to read:

9 18.64 (1) (bs) “Lesbian, gay, bisexual, or transgender-owned investment firm”
10 means an investment firm certified by the department of administration under s.
11 16.288 (3).

12 **SECTION 223.** 18.64 (2) (c) of the statutes is created to read:

13 18.64 (2) (c) Except as provided under sub. (7), in issuing evidences of revenue
14 obligations by competitive sale, the commission shall make efforts to ensure that at
15 least 1 percent of the total of revenue obligations contracted in each fiscal year is
16 underwritten by lesbian, gay, bisexual, or transgender-owned investment firms.

17 **SECTION 224.** 18.64 (2) (d) of the statutes is created to read:

18 18.64 (2) (d) Except as provided under sub. (7), in issuing evidences of revenue
19 obligations by competitive sale, the commission shall make efforts to ensure that at
20 least 1 percent of the total of revenue obligations contracted in each fiscal year is
21 underwritten by disability-owned investment firms.

22 **SECTION 225.** 18.64 (3) (c) of the statutes is created to read:

23 18.64 (3) (c) Except as provided under sub. (7), in issuing evidences of revenue
24 obligations by negotiated sale, the commission shall make efforts to ensure that at

1 least 1 percent of the total of revenue obligations contracted in each fiscal year is
2 underwritten by lesbian, gay, bisexual, or transgender-owned investment firms.

3 **SECTION 226.** 18.64 (3) (d) of the statutes is created to read:

4 18.64 (3) (d) Except as provided under sub. (7), in issuing evidences of revenue
5 obligations by negotiated sale, the commission shall make efforts to ensure that at
6 least 1 percent of the total of revenue obligations contracted in each fiscal year is
7 underwritten by disability-owned investment firms.

8 **SECTION 227.** 18.64 (4) (c) of the statutes is created to read:

9 18.64 (4) (c) Except as provided under sub. (7), in issuing evidences of revenue
10 obligations by competitive sale or negotiated sale, the commission shall make efforts
11 to ensure that at least 1 percent of the total moneys expended in each fiscal year for
12 the services of financial advisers are expended for the services of lesbian, gay,
13 bisexual, or transgender-owned financial advisers.

14 **SECTION 228.** 18.64 (4) (d) of the statutes is created to read:

15 18.64 (4) (d) Except as provided under sub. (7), in issuing evidences of revenue
16 obligations by competitive sale or negotiated sale, the commission shall make efforts
17 to ensure that at least 1 percent of the total moneys expended in each fiscal year for
18 the services of financial advisers are expended for the services of disability-owned
19 financial advisers.

20 **SECTION 229.** 18.64 (5) (c) of the statutes is created to read:

21 18.64 (5) (c) Except as provided under sub. (7), an individual underwriter or
22 syndicate of underwriters shall make efforts to ensure that each bid or proposal,
23 submitted by that individual or syndicate in a competitive or negotiated sale of a
24 revenue obligation, provides for at least 1 percent of sales to lesbian, gay, bisexual,
25 or transgender-owned investment firms.

1 **SECTION 230.** 18.64 (5) (d) of the statutes is created to read:

2 18.64 (5) (d) Except as provided under sub. (7), an individual underwriter or
3 syndicate of underwriters shall make efforts to ensure that each bid or proposal,
4 submitted by that individual or syndicate in a competitive or negotiated sale of a
5 revenue obligation, provides for at least 1 percent of sales to disability-owned
6 investment firms.

7 **SECTION 231.** 18.64 (6) of the statutes is amended to read:

8 18.64 (6) The commission shall annually report to the department of
9 administration the total amount of revenue obligations contracted with the
10 underwriting services of minority investment firms and disabled veteran-owned,
11 lesbian, gay, bisexual, or transgender-owned, and disability-owned investment
12 firms and the total amount of moneys expended for the services of minority financial
13 advisers—and, disabled veteran-owned, lesbian, gay, bisexual, or
14 transgender-owned, and disability-owned financial advisers during the preceding
15 fiscal year.

16 **SECTION 232.** 18.77 (title) of the statutes is amended to read:

17 **18.77 (title) Minority financial advisers and investment firms; disabled**
18 **veteran-owned; lesbian, gay, bisexual, or transgender-owned; and**
19 **disability-owned financial advisers and investment firms.**

20 **SECTION 233.** 18.77 (1) (a) of the statutes is renumbered 18.77 (1) (ah).

21 **SECTION 234.** 18.77 (1) (ae) of the statutes is created to read:

22 18.77 (1) (ae) “Disability-owned financial adviser” means a financial adviser
23 certified by the department of administration under s. 16.289 (3).

24 **SECTION 235.** 18.77 (1) (af) of the statutes is created to read:

1 18.77 (1) (af) “Disability-owned investment firm” means an investment firm
2 certified by the department of administration under s. 16.289 (3).

3 **SECTION 236.** 18.77 (1) (br) of the statutes is created to read:

4 18.77 (1) (br) “Lesbian, gay, bisexual, or transgender-owned financial adviser”
5 means a financial adviser certified by the department of administration under s.
6 16.288 (3).

7 **SECTION 237.** 18.77 (1) (bs) of the statutes is created to read:

8 18.77 (1) (bs) “Lesbian, gay, bisexual, or transgender-owned investment firm”
9 means an investment firm certified by the department of administration under s.
10 16.288 (3).

11 **SECTION 238.** 18.77 (2) (c) of the statutes is created to read:

12 18.77 (2) (c) Except as provided under sub. (7), in contracting operating notes
13 by competitive sale, the commission shall make efforts to ensure that at least 1
14 percent of total operating note indebtedness contracted in each fiscal year is
15 underwritten by lesbian, gay, bisexual, or transgender-owned investment firms.

16 **SECTION 239.** 18.77 (2) (d) of the statutes is created to read:

17 18.77 (2) (d) Except as provided under sub. (7), in contracting operating notes
18 by competitive sale, the commission shall make efforts to ensure that at least 1
19 percent of total operating note indebtedness contracted in each fiscal year is
20 underwritten by disability-owned investment firms.

21 **SECTION 240.** 18.77 (3) (c) of the statutes is created to read:

22 18.77 (3) (c) Except as provided under sub. (7), in contracting operating notes
23 by negotiated sale, the commission shall make efforts to ensure that at least 1
24 percent of total operating note indebtedness contracted in each fiscal year is
25 underwritten by lesbian, gay, bisexual, or transgender-owned investment firms.

1 **SECTION 241.** 18.77 (3) (d) of the statutes is created to read:

2 18.77 (3) (d) Except as provided under sub. (7), in contracting operating notes
3 by negotiated sale, the commission shall make efforts to ensure that at least 1
4 percent of total operating note indebtedness contracted in each fiscal year is
5 underwritten by disability-owned investment firms.

6 **SECTION 242.** 18.77 (4) (c) of the statutes is created to read:

7 18.77 (4) (c) Except as provided under sub. (7), in contracting operating notes
8 by competitive sale or negotiated sale, the commission shall make efforts to ensure
9 that at least 1 percent of the total moneys expended in such fiscal year for the services
10 of financial advisers are expended for the services of lesbian, gay, bisexual, or
11 transgender-owned financial advisers.

12 **SECTION 243.** 18.77 (4) (d) of the statutes is created to read:

13 18.77 (4) (d) Except as provided under sub. (7), in contracting operating notes
14 by competitive sale or negotiated sale, the commission shall make efforts to ensure
15 that at least 1 percent of the total moneys expended in such fiscal year for the services
16 of financial advisers are expended for the services of disability-owned financial
17 advisers.

18 **SECTION 244.** 18.77 (5) (c) of the statutes is created to read:

19 18.77 (5) (c) Except as provided under sub. (7), an individual underwriter or
20 syndicate of underwriters shall make efforts to ensure that each bid or proposal,
21 submitted by that individual or syndicate in a competitive or negotiated sale of an
22 operating note, provides for at least 1 percent of sales to lesbian, gay, bisexual, or
23 transgender-owned investment firms.

24 **SECTION 245.** 18.77 (5) (d) of the statutes is created to read:

1 18.77 (5) (d) Except as provided under sub. (7), an individual underwriter or
2 syndicate of underwriters shall make efforts to ensure that each bid or proposal,
3 submitted by that individual or syndicate in a competitive or negotiated sale of an
4 operating note, provides for at least 1 percent of sales to disability-owned
5 investment firms.

6 **SECTION 246.** 18.77 (6) of the statutes is amended to read:

7 18.77 (6) The commission shall annually report to the department of
8 administration the total amount of operating note indebtedness contracted with the
9 underwriting services of minority, disabled veteran-owned, lesbian, gay, bisexual, or
10 transgender-owned, and disability-owned investment firms and the total amount
11 of moneys expended for the services of minority ~~financial advisers and~~, disabled
12 veteran-owned, lesbian, gay, bisexual, or transgender-owned, and disability-owned
13 financial advisers during the preceding fiscal year.

14 **SECTION 247.** 19.01 (4) (b) 1. of the statutes is amended to read:

15 19.01 (4) (b) 1. The secretary of state and assistant secretary of state.

16 **SECTION 248.** 19.35 (3) (c) of the statutes is amended to read:

17 19.35 (3) (c) Except as otherwise provided by law or as authorized to be
18 prescribed by law, an authority may impose a fee upon a requester for locating a
19 record, not exceeding the actual, necessary and direct cost of location, if the cost is
20 \$50 \$100 or more.

21 **SECTION 249.** 19.36 (12) of the statutes is created to read:

22 19.36 (12) INFORMATION RELATING TO CERTAIN EMPLOYEES. Unless access is
23 specifically authorized or required by statute, an authority may not provide access
24 to a record prepared or provided by an employer performing work on a project to
25 which s. 66.0903, 103.49, or 103.50 applies, or on which the employer is otherwise

1 required to pay prevailing wages, if that record contains the name or other personally
2 identifiable information relating to an employee of that employer, unless the
3 employee authorizes the authority to provide access to that information. In this
4 subsection, “personally identifiable information” does not include an employee’s
5 work classification, hours of work, or wage or benefit payments received for work on
6 such a project.

7 **SECTION 250.** 20.005 (1) of the statutes is repealed and recreated to read:

8 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for
9 the state of Wisconsin for all funds beginning on July 1, 2021, and ending on June
10 30, 2023, is summarized as follows: [See Figure 20.005 (1) following]

11 **Figure: 20.005 (1)**

12

GENERAL FUND SUMMARY

	2021-22	2022-23
Opening Balance, July 1	\$ 1,894,581,800	\$ 803,237,700
Revenues		
Taxes	\$ 18,909,024,000	\$ 19,752,884,000
Departmental Revenues		
Tribal Gaming Revenues	2,027,800	25,244,200
Other	<u>503,630,200</u>	<u>519,130,800</u>
Total Available	\$ 21,309,265,800	\$ 21,100,438,900
Appropriations, Transfers, and Reserves		
Gross Appropriations	\$ 20,715,493,400	\$ 21,121,522,000
Transfers to:		
Transportation Fund	47,272,600	49,382,200
Compensation Reserves	54,066,100	117,807,800

	2021-22	2022-23
Less Lapses	<u>(310,804,000)</u>	<u>(330,960,600)</u>
Net Appropriations	\$ 20,506,028,100	\$ 20,957,751,400
 Balances		
Gross Balance	\$ 803,237,700	\$ 142,687,500
Less Required Statutory Balance	<u>(90,000,000)</u>	<u>(95,000,000)</u>
Net Balance, June 30	\$ 713,237,700	\$ 47,687,500

1

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2021-22	2022-23
General Purpose Revenue	\$ 20,715,493,400	\$ 21,121,522,000
Federal Revenue	\$ 13,786,557,100	\$ 13,531,025,200
Program	(12,824,916,200)	(12,553,598,300)
Segregated	(961,640,900)	(977,426,900)
Program Revenue	\$ 6,951,611,600	\$ 6,959,411,600
State	(5,940,915,100)	(5,991,245,400)
Service	(1,010,696,500)	(968,166,200)
Segregated Revenue	\$ 3,920,249,100	\$ 3,962,634,000
State	(3,688,045,700)	(3,732,413,500)
Local	(115,438,800)	(115,455,900)
Service	(116,764,600)	(114,764,600)
GRAND TOTAL	\$ 45,373,911,200	\$ 45,574,592,800

1 **SUMMARY OF COMPENSATION RESERVES — ALL FUNDS**

	2021-22	2022-23
General Purpose Revenue	\$ 54,066,100	\$ 117,807,800
Federal Revenue	9,253,800	18,875,700
Program Revenue	15,391,900	31,395,800
Segregated Revenue	<u>9,360,800</u>	<u>19,093,900</u>
TOTAL	\$ 88,072,600	\$ 187,173,200

2 **LOTTERY FUND SUMMARY**

	2021-22	2022-23
Gross Revenue		
Ticket Sales	\$ 715,024,100	\$ 716,857,500
Miscellaneous Revenue	<u>142,300</u>	<u>142,300</u>
	\$ 715,166,400	\$ 716,999,800
Expenses—SEG		
Prizes	\$ 447,469,700	\$ 448,395,800
Administrative Expenses	<u>20,312,900</u>	<u>20,650,000</u>
	\$ 467,782,600	\$ 469,045,800
Expenses—GPR		
Administrative Expenses	<u>\$ 72,875,000</u>	<u>\$ 72,875,000</u>
	\$ 72,875,000	\$ 72,875,000
Net Proceeds	\$ 247,383,800	\$ 247,954,000

	2021-22	2022-23
Total Available for Property Tax Relief		
Opening Balance	\$ 33,238,900	\$ 14,303,300
Net SEG Proceeds	247,383,800	247,954,000
Interest Earnings	28,400	28,400
Gaming-Related Revenue	<u>0</u>	<u>0</u>
	\$ 280,651,100	\$ 262,285,700
Property Tax Relief	\$ 266,347,800	\$ 247,945,700
Gross Closing Balance	\$ 14,303,300	\$ 14,340,000
Reserve	\$ 14,303,300	\$ 14,340,000
Net Balance	\$ 0	\$ 0

1 **SECTION 251.** 20.005 (2) of the statutes is repealed and recreated to read:
2 20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets
3 forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b)
4 following]

5 **Figure: 20.005 (2) (a)**

6 **SUMMARY OF BONDING AUTHORITY MODIFICATIONS**
7 **2021-23 FISCAL BIENNIUM**

Source and Purpose	Amount
---------------------------	---------------

GENERAL OBLIGATIONS

Agriculture, Trade and Consumer Protection	
Soil and water	\$ 7,000,000

Natural Resources

Source and Purpose	Amount
Contaminated sediment removal	25,000,000
Dam safety projects	6,000,000
Nonpoint source	6,500,000
Urban nonpoint source cost-sharing	12,000,000
Knowles-Nelson stewardship	700,000,000
Transportation	
Freight rail	20,000,000
Interstate 94 East-West	40,000,000
Critical infrastructure pilot program	15,000,000
Alternative contracting—design-build	20,000,000
Electric vehicle infrastructure	5,000,000
Harbor assistance	15,300,000
State highway rehabilitation	<u>278,500,000</u>
TOTAL General Obligation Bonds	\$ 1,150,300,000*

*Excludes \$2,000,000,000 of economic refunding bonds authorized.

REVENUE OBLIGATIONS

Environmental Improvement Program	
Clean water and safe drinking water	385,000,000
Transportation	
Transportation facilities and major highway projects	<u>162,023,200</u>
TOTAL Revenue Obligation Bonds	\$ 547,023,200
GRAND TOTAL	\$ 1,697,323,200

1 **Figure: 20.005 (2) (b)**2 **GENERAL OBLIGATION DEBT SERVICE**
3 **FISCAL YEARS 2021-22 AND 2022-23**

STATUTE, AGENCY AND PURPOSE	SOURCE	2021-22	2022-23
<i>20.115 Agriculture, trade and consumer protection, department of</i>			
(2) (d) Principal repayment and interest	GPR	\$ 1,800	\$ 800
(7) (b) Principal repayment and interest, conservation reserve enhancement	GPR	1,326,700	1,156,200
<i>20.190 State fair park board</i>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	132,700	38,900
(1) (d) Principal repayment and interest	GPR	1,831,900	1,783,600
<i>20.225 Educational communications board</i>			
(1) (c) Principal repayment and interest	GPR	2,239,900	1,844,400
<i>20.245 Historical society</i>			
(1) (e) Principal repayment, interest, and rebates	GPR	4,381,100	4,619,000
<i>20.250 Medical College of Wisconsin</i>			
(1) (c) Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	3,132,500	3,175,800
(1) (e) Principal repayment and interest	GPR	489,300	462,200
<i>20.255 Public instruction, department of</i>			
(1) (d) Principal repayment and interest	GPR	928,700	1,150,400
<i>20.285 University of Wisconsin System</i>			
(1) (d) Principal repayment and interest	GPR	205,856,900	212,611,900

STATUTE, AGENCY AND PURPOSE	SOURCE	2021-22	2022-23
<i>20.320 Environmental improvement program</i>			
(1) (c) Principal repayment and interest — clean water fund program	GPR	4,245,500	3,072,300
(2) (c) Principal repayment and interest — safe drinking water loan program	GPR	4,400,000	3,808,300
<i>20.370 Natural resources, department of</i>			
(7) (aa) Resource acquisition and development — principal repayment and interest	GPR	64,032,900	56,181,100
(7) (cb) Principal repayment and interest — pollution abatement bonds	GPR	0	0
(7) (cc) Principal repayment and interest — combined sewer overflow; pollution abatement bonds	GPR	634,100	255,200
(7) (cd) Principal repayment and interest — municipal clean drinking water grants	GPR	5,600	2,100
(7) (ea) Administrative facilities — principal repayment and interest	GPR	549,500	555,100
<i>20.395 Transportation, department of</i>			
(6) (ad) Principal repayment and interest, contingent funding of southeast Wisconsin freeway megaprojects, state funds	GPR	16,382,700	17,482,800
(6) (ae) Principal repayment and interest, contingent funding of major highway and rehabilitation projects, state funds	GPR	13,944,000	14,034,100

STATUTE, AGENCY AND PURPOSE	SOURCE	2021-22	2022-23
(6) (af) Principal repayment and interest, local roads for job preservation program, major highway and rehabilitation projects, southeast megaprojects, state funds	GPR	78,078,500	64,080,500
<i>20.410 Corrections, department of</i>			
(1) (e) Principal repayment and interest	GPR	48,026,500	34,770,200
(1) (ec) Prison industries principal, interest and rebates	GPR	0	0
(3) (e) Principal repayment and interest	GPR	2,605,800	2,261,900
(3) (fm) Secured residential care centers for children and youth	GPR	256,300	2,025,700
<i>20.435 Health services, department of</i>			
(2) (ee) Principal repayment and interest	GPR	17,557,900	17,890,100
<i>20.465 Military affairs, department of</i>			
(1) (d) Principal repayment and interest	GPR	6,459,000	6,303,400
<i>20.485 Veterans affairs, department of</i>			
(1) (f) Principal repayment and interest	GPR	2,255,100	1,431,100
<i>20.505 Administration, department of</i>			
(4) (es) Principal, interest, and rebates; general purpose revenue — schools	GPR	734,000	307,300
(4) (et) Principal, interest, and rebates; general purpose revenue — public library boards	GPR	6,600	3,400
(5) (c) Principal repayment and interest; Black Point Estate	GPR	229,100	193,200

STATUTE, AGENCY AND PURPOSE	SOURCE	2021-22	2022-23
<i>20.855 Miscellaneous appropriations</i>			
(8) (a) Dental clinic and education facility; principal repayment, interest and rebates	GPR	1,975,600	882,400
<i>20.867 Building commission</i>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	0	0
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	4,058,500	2,374,500
(3) (a) Principal repayment and interest	GPR	31,988,500	44,705,700
(3) (b) Principal repayment and interest	GPR	1,544,800	2,067,200
(3) (bb) Principal repayment, interest, and rebates; AIDS Network, Inc.	GPR	25,100	23,900
(3) (bc) Principal repayment, interest, and rebates; Grand Opera House in Oshkosh	GPR	52,300	43,300
(3) (bd) Principal repayment, interest, and rebates; Aldo Leopold climate change classroom and interactive laboratory	GPR	36,900	36,500
(3) (be) Principal repayment, interest, and rebates; Bradley Center Sports and Entertainment Corporation	GPR	686,400	636,200
(3) (bf) Principal repayment, interest, and rebates; AIDS Resource Center of Wisconsin, Inc.	GPR	66,800	63,600
(3) (bg) Principal repayment, interest, and rebates; Madison Children's Museum	GPR	20,900	19,900

STATUTE, AGENCY AND PURPOSE	SOURCE	2021-22	2022-23
(3) (bh) Principal repayment, interest, and rebates; Myrick Hixon EcoPark, Inc.	GPR	36,700	42,300
(3) (bj) Principal repayment, interest, and rebates; Lac du Flambeau Indian Tribal Cultural Center	GPR	16,000	16,000
(3) (bL) Principal repayment, interest and rebates; family justice center	GPR	725,500	725,900
(3) (bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	121,500	98,700
(3) (bn) Principal repayment, interest and rebates; Hmong cultural centers	GPR	22,100	19,900
(3) (bq) Principal repayment, interest and rebates; children's research institute	GPR	915,900	856,200
(3) (br) Principal repayment, interest and rebates	GPR	67,700	13,000
(3) (bt) Principal repayment, interest, and rebates; Wisconsin Agriculture Education Center, Inc.	GPR	327,500	324,600
(3) (bu) Principal repayment, interest and rebates; Civil War exhibit at the Kenosha Public Museums	GPR	34,400	33,900
(3) (bv) Principal repayment, interest, and rebates; Bond Health Center	GPR	42,200	56,500
(3) (bw) Principal repayment, interest, and rebates; Eau Claire Confluence Arts, Inc.	GPR	999,800	991,400
(3) (bx) Principal repayment, interest, and rebates; Carroll University	GPR	185,700	184,200

STATUTE, AGENCY AND PURPOSE	SOURCE	2021-22	2022-23
(3) (cb) Principal repayment, interest and rebates; Domestic Abuse Intervention Services, Inc.	GPR	36,500	36,500
(3) (cd) Principal repayment, interest and rebates; K I Convention Center	GPR	134,100	133,400
(3) (cf) Principal repayment, interest and rebates; Dane County; livestock facilities	GPR	573,600	575,000
(3) (ch) Principal repayment, interest, and rebates; Wisconsin Maritime Center of Excellence	GPR	346,300	344,600
(3) (cj) Principal repayment, interest, and rebates; Norskedalen Nature and Heritage Center	GPR	8,800	56,100
(3) (cq) Principal repayment, interest, and rebates; La Crosse Center	GPR	130,300	401,300
(3) (cr) Principal repayment, interest, and rebates; St. Ann Center for Intergenerational Care, Inc.; Bucyrus Campus	GPR	342,700	338,100
(3) (cs) Principal repayment, interest, and rebates; Brown County innovation center	GPR	404,100	399,500
(3) (cw) Principal repayment, interest, and rebates; projects	GPR	0	0
(3) (cx) Principal repayment, interest, and rebates; center	GPR	0	0
(3) (e) Principal repayment, interest, and rebates; parking ramp	GPR	0	0
TOTAL General Purpose Revenue Debt Service		\$ 526,651,800	\$ 508,001,300

STATUTE, AGENCY AND PURPOSE	SOURCE	2021-22	2022-23
<i>20.190 State fair park board</i>			
(1) (j) State fair principal repayment, interest and rebates	PR	\$ 2,634,900	\$ 2,639,600
<i>20.225 Educational communications board</i>			
(1) (i) Program revenue facilities; principal repayment, interest, and rebates	PR	0	0
<i>20.245 Historical society</i>			
(1) (j) Self-amortizing facilities; principal repayment, interest, and rebates	PR	949,200	2,899,300
<i>20.285 University of Wisconsin System</i>			
(1) (gj) Self-amortizing facilities principal and interest	PR	152,158,700	161,303,600
<i>20.370 Natural resources, department of</i>			
(7) (ad) Land sales — principal repayment	PR	0	0
(7) (ag) Land acquisition — principal repayment and interest	PR	0	0
(7) (cg) Principal repayment and interest — nonpoint repayments	PR	0	0
<i>20.410 Corrections, department of</i>			
(1) (ko) Prison industries principal repayment, interest and rebates	PR	51,600	49,000
<i>20.485 Veterans affairs, department of</i>			
(1) (go) Self-amortizing facilities; principal repayment and interest	PR	3,686,400	4,273,100
<i>20.505 Administration, department of</i>			
(4) (ha) Principal, interest, and rebates; program revenue — schools	PR	0	0

STATUTE, AGENCY AND PURPOSE	SOURCE	2021-22	2022-23
(4) (hb) Principal, interest, and rebates; program revenue — public library boards	PR	0	0
(5) (g) Principal repayment, interest and rebates; parking	PR	3,044,200	2,217,300
(5) (kc) Principal repayment, interest and rebates	PR	29,224,700	23,804,900
<i>20.867 Building commission</i>			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	0	0
(3) (h) Principal repayment, interest and rebates	PR	0	0
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	0	0
(3) (kd) Energy conservation construction projects; principal repayment, interest and rebates	PR	1,427,800	2,693,000
(3) (km) Aquaculture demonstration facility; principal repayment and interest	PR	<u>256,500</u>	<u>196,700</u>
TOTAL Program Revenue Debt Service		\$ 193,434,000	\$ 200,076,500

20.115 Agriculture, trade and consumer protection, department of

(7) (s) Principal repayment and interest; soil and water, environmental fund	SEG	\$ 4,785,600	\$ 5,234,300
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20.320 Environmental improvement program

(1) (t) Principal repayment and interest — clean water fund program bonds	SEG	8,000,000	7,000,000
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20.370 Natural resources, department of

(7) (aq) Resource acquisition and development — principal repayment and interest	SEG	100	100
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STATUTE, AGENCY AND PURPOSE	SOURCE	2021-22	2022-23
(7) (ar) Dam repair and removal — principal repayment and interest	SEG	216,000	139,700
(7) (at) Recreation development — principal repayment and interest	SEG	0	0
(7) (au) State forest acquisition and development — principal repayment and interest	SEG	13,500,000	13,500,000
(7) (bq) Principal repayment and interest — remedial action	SEG	1,633,800	1,246,400
(7) (br) Principal repayment and interest — contaminated sediment	SEG	2,292,700	2,142,600
(7) (cq) Principal repayment and interest — nonpoint source grants	SEG	3,915,600	3,602,300
(7) (cr) Principal repayment and interest — nonpoint source	SEG	2,336,200	2,837,000
(7) (cs) Principal repayment and interest — urban nonpoint source cost-sharing	SEG	3,181,600	3,431,000
(7) (ct) Principal repayment and interest — pollution abatement, environmental fund	SEG	3,044,400	1,421,500
(7) (eq) Administrative facilities — principal repayment and interest	SEG	6,396,100	6,995,800
(7) (er) Administrative facilities — principal repayment and interest; environmental fund	SEG	1,080,800	1,044,900
<i>20.395 Transportation, department of</i>			
(6) (aq) Principal repayment and interest, transportation facilities, state highway rehabilitation, major highway projects, state funds	SEG	49,944,400	60,634,700

STATUTE, AGENCY AND PURPOSE	SOURCE	2021-22	2022-23
(6) (ar) Principal repayment and interest, buildings, state funds	SEG	21,900	27,900
(6) (au) Principal repayment and interest, southeast rehabilitation projects, southeast megaprojects, and high-cost bridge projects, state funds	SEG	89,840,300	95,229,800
(6) (av) Principal repayment and interest, contingent funding of major highway and rehabilitation projects, state funds	SEG	12,376,600	12,245,200
<i>20.485 Veterans affairs, department of</i>			
(4) (qm) Repayment of principal and interest	SEG	800	200
<i>20.866 Public debt</i>			
(1) (u) Principal repayment and interest	SEG	0	0
<i>20.867 Building commission</i>			
(3) (q) Principal repayment and interest; segregated revenues	SEG	<u>0</u>	<u>0</u>
TOTAL Segregated Revenue Debt Service		\$ 202,566,900	\$ 216,733,400
GRAND TOTAL All Debt Service		\$ 922,652,700	\$ 924,811,200

1 **SECTION 252.** 20.005 (3) of the statutes is repealed and recreated to read:
2 20.005 (3) APPROPRIATIONS. The following schedule sets forth all annual,
3 biennial, and sum certain continuing appropriations and anticipated expenditures
4 from other appropriations for the programs and other purposes indicated. All
5 appropriations are made from the general fund unless otherwise indicated. The

1 letter abbreviations shown designating the type of appropriation apply to both fiscal
2 years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

3 **Figure: 20.005 (3)**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
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Commerce

4 **20.115 Agriculture, Trade and Consumer Protection, Department of**

5 (1) FOOD SAFETY AND CONSUMER PROTECTION

6 (a) General program operations	GPR	A	-0-	-0-
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7 Food inspection	GPR	A	4,198,300	4,197,100
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8 Meat and poultry inspection	GPR	A	5,085,500	5,129,300
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9 Trade and consumer protection	GPR	A	1,980,000	2,081,300
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10 NET APPROPRIATION			11,263,800	11,407,700
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11 (c) Petroleum products; storage tank

12 inventory	GPR	A	-0-	-0-
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13 (g) Related services	PR	A	57,700	57,700
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14 (gb) Food, lodging, and recreation	PR	A	11,482,900	11,498,800
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15 (gc) Testing of petroleum products	PR	C	-0-	-0-
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16 (gf) Fruit and vegetable inspection	PR	C	587,400	587,400
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17 (gh) Public warehouse regulation	PR	A	122,500	122,500
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18 (gm) Dairy trade regulation	PR	A	142,200	146,800
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19 (h) Grain inspection and certification	PR	C	1,282,600	1,282,600
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20 (hm) Ozone-depleting refrigerants and

21 products regulation	PR	A	-0-	-0-
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	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(i) Sale of supplies	PR	A	10,400	10,400
2	(im) Consumer protection; telephone				
3	solicitor fees	PR	A	318,100	318,700
4	(ip) Bisphenol A enforcement	PR	C	-0-	-0-
5	(j) Weights and measures inspection	PR	A	2,125,000	2,134,000
6	(jb) Consumer protection,				
7	information, and education	PR	A	147,800	147,800
8	(jm) Telecommunications utility trade				
9	practices	PR	A	409,400	410,000
10	(m) Federal funds	PR-F	C	6,718,200	6,672,600
11	(q) Dairy, grain, and vegetable				
12	security	SEG	A	1,350,900	1,350,900
13	(r) Unfair sales act enforcement	SEG	A	302,900	302,900
14	(s) Weights and measures; petroleum				
15	inspection fund	SEG	A	896,100	896,100
16	(t) Petroleum products; petroleum				
17	inspection fund	SEG	A	4,925,800	4,928,700
18	(u) Recyclable and nonrecyclable				
19	products regulation	SEG	A	-0-	-0-
20	(v) Agricultural producer security;				
21	contingent financial backing	SEG	S	-0-	-0-
22	(w) Agricultural producer security;				
23	payments	SEG	S	200,000	200,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(wb) Agricultural producer security;				
2	proceeds of contingent financial				
3	backing	SEG	C	-0-	-0-
4	(wc) Agricultural producer security;				
5	repayment of contingent financial				
6	backing	SEG	S	-0-	-0-
7		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			11,263,800	11,407,700
	PROGRAM REVENUE			23,404,200	23,389,300
	FEDERAL			(6,718,200)	(6,672,600)
	OTHER			(16,686,000)	(16,716,700)
	SEGREGATED REVENUE			7,675,700	7,678,600
	OTHER			(7,675,700)	(7,678,600)
	TOTAL-ALL SOURCES			42,343,700	42,475,600
8	(2) ANIMAL HEALTH SERVICES				
9	(a) General program operations	GPR	A	3,021,300	3,019,900
10	(b) Animal disease indemnities	GPR	S	108,600	108,600
11	(c) Financial assistance for				
12	paratuberculosis testing	GPR	A	-0-	-0-
13	(d) Principal repayment and interest	GPR	S	1,800	800
14	(e) Livestock premises registration	GPR	A	350,000	350,000
15	(g) Related services	PR	C	-0-	-0-
16	(h) Sale of supplies	PR	A	28,400	28,400
17	(ha) Inspection, testing and				
18	enforcement	PR	C	607,300	607,300
19	(j) Dog licenses, rabies control, and				
20	related services	PR	C	471,900	471,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(jm) Veterinary examining board	PR	C	349,500	367,300
2	(m) Federal funds	PR-F	C	317,300	317,300
3	(q) Animal health inspection, testing				
4	and enforcement	SEG	A	381,900	381,900
5		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			3,481,700	3,479,300
	PROGRAM REVENUE			1,774,400	1,792,200
	FEDERAL			(317,300)	(317,300)
	OTHER			(1,457,100)	(1,474,900)
	SEGREGATED REVENUE			381,900	381,900
	OTHER			(381,900)	(381,900)
	TOTAL-ALL SOURCES			5,638,000	5,653,400
6	(3) AGRICULTURAL DEVELOPMENT SERVICES				
7	(a) General program operations	GPR	A	2,842,600	2,997,000
8	(at) Farm to school program				
9	administration	GPR	A	83,400	83,400
10	(c) Farmer mental health assistance	GPR	A	100,000	100,000
11	(d) Wisconsin initiative for				
12	agricultural exports	GPR	B	1,074,400	1,092,200
13	(e) Food waste reduction grants	GPR	A	100,000	100,000
14	(f) Meat processing tuition grants	GPR	A	1,306,700	1,329,700
15	(g) Related services	PR	A	-0-	-0-
16	(h) Loans and grants for rural				
17	development	PR	C	58,700	58,700
18	(i) Marketing orders and agreements	PR	C	109,900	109,900
19	(j) Stray voltage program	PR	A	255,200	255,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ja) Agricultural development services				
2	and materials	PR	C	97,700	97,700
3	(jm) Stray voltage program; rural				
4	electric cooperatives	PR	A	25,300	25,300
5	(L) Something special from Wisconsin				
6	promotion	PR	A	57,700	57,700
7	(m) Federal funds	PR-F	C	1,039,800	1,039,800
8		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			5,507,100	5,702,300
	PROGRAM REVENUE			1,644,300	1,644,300
	FEDERAL			(1,039,800)	(1,039,800)
	OTHER			(604,500)	(604,500)
	TOTAL-ALL SOURCES			7,151,400	7,346,600
9	(4) AGRICULTURAL ASSISTANCE				
10	(a) Aid to Wisconsin livestock				
11	breeders association	GPR	A	-0-	-0-
12	(b) Aids to county and district fairs	GPR	A	456,400	456,400
13	(c) Agricultural investment aids	GPR	B	-0-	-0-
14	(cm) Water stewardship certification				
15	grants	GPR	C	-0-	250,000
16	(e) Aids to World Dairy Expo, Inc.	GPR	A	20,100	20,100
17	(f) Agricultural assistance programs	GPR	B	13,725,000	13,325,000
18	(q) Grants for agriculture in the				
19	classroom program	SEG	A	93,900	93,900
20	(r) Agricultural investment aids,				
21	agricultural management fund	SEG	B	-0-	-0-
22		(4) PROGRAM TOTALS			

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2021-2022	2022-2023
	GENERAL PURPOSE REVENUE			14,201,500	14,051,500
	SEGREGATED REVENUE			93,900	93,900
	OTHER			(93,900)	(93,900)
	TOTAL-ALL SOURCES			14,295,400	14,145,400
1	(7) AGRICULTURAL RESOURCE MANAGEMENT				
2	(a) General program operations	GPR	A	935,800	944,000
3	(b) Principal repayment and interest,				
4	conservation reserve				
5	enhancement	GPR	S	1,326,700	1,156,200
6	(c) Soil and water resource				
7	management program	GPR	C	3,027,200	3,027,200
8	(cm) Nitrogen optimization pilot				
9	program	GPR	C	500,000	-0-
10	(dm) Farmland preservation planning				
11	grants	GPR	A	210,000	210,000
12	(f) Soil and water management;				
13	climate change personnel	GPR	A	1,800,000	1,800,000
14	(g) Agricultural impact statements	PR	C	204,000	204,000
15	(ga) Related services	PR	C	367,800	367,800
16	(gc) Industrial hemp and marijuana	PR	C	548,200	645,000
17	(ge) Marijuana producers and				
18	processors; official logotype	PR	C	-0-	-0-
19	(gm) Seed testing and labeling	PR	C	90,600	90,600
20	(h) Fertilizer research assessments	PR	C	255,600	255,600
21	(ha) Liming material research funds	PR	C	21,100	21,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(i) Agricultural conservation				
2	easements; gifts and grants	PR	C	-0-	-0-
3	(ja) Plant protection	PR	C	192,600	192,600
4	(k) Agricultural resource				
5	management services	PR-S	C	318,000	318,000
6	(m) Federal funds	PR-F	C	1,438,300	1,341,800
7	(qc) Plant protection; conservation				
8	fund	SEG	A	1,762,600	1,762,600
9	(qd) Soil and water administration;				
10	environmental fund	SEG	A	2,333,300	2,337,900
11	(qe) Soil and water management; local				
12	assistance	SEG	A	9,536,900	9,644,900
13	(qf) Soil and water management; aids	SEG	A	5,365,000	5,365,000
14	(r) General program operations;				
15	agricultural management	SEG	A	7,462,500	7,488,700
16	(s) Principal repayment and interest;				
17	soil and water, environmental				
18	fund	SEG	S	4,785,600	5,234,300
19	(tg) Agricultural conservation				
20	easements	SEG	A	-0-	-0-
21	(tm) Farmland preservation planning				
22	grants, working lands fund	SEG	A	-0-	-0-
23	(ts) Working lands programs	SEG	A	12,000	12,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(u) Planning grants for regional				
2	biodigesters	SEG	A	250,000	250,000
3	(va) Clean sweep grants	SEG	A	750,000	750,000
4	(wm) Agricultural chemical cleanup				
5	reimbursement	SEG	C	900,000	900,000
6		(7) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			7,799,700	7,137,400
	PROGRAM REVENUE			3,436,200	3,436,500
	FEDERAL			(1,438,300)	(1,341,800)
	OTHER			(1,679,900)	(1,776,700)
	SERVICE			(318,000)	(318,000)
	SEGREGATED REVENUE			33,157,900	33,745,400
	OTHER			(33,157,900)	(33,745,400)
	TOTAL-ALL SOURCES			44,393,800	44,319,300
7	(8) CENTRAL ADMINISTRATIVE SERVICES				
8	(a) General program operations	GPR	A	6,807,200	6,848,400
9	(g) Gifts and grants	PR	C	722,100	722,100
10	(gm) Enforcement cost recovery	PR	A	11,000	11,000
11	(h) Sale of material and supplies	PR	C	9,600	9,600
12	(ha) General laboratory related				
13	services	PR	C	44,200	44,200
14	(hm) Restitution	PR	C	-0-	-0-
15	(i) Related services	PR	A	15,200	15,200
16	(j) Electronic processing	PR	C	-0-	-0-
17	(jm) Telephone solicitation regulation	PR	C	874,300	899,300
18	(k) Computer system equipment,				
19	staff and services	PR-S	A	3,495,900	3,545,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(kL) Central services	PR-S	C	676,100	676,100
2	(km) General laboratory services	PR-S	B	4,080,900	4,134,300
3	(ks) State services	PR-S	C	188,700	188,700
4	(m) Federal funds	PR-F	C	209,200	209,200
5	(pz) Indirect cost reimbursements	PR-F	C	1,929,900	1,897,500
6		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			6,807,200	6,848,400
	PROGRAM REVENUE			12,257,100	12,353,100
	FEDERAL			(2,139,100)	(2,106,700)
	OTHER			(1,676,400)	(1,701,400)
	SERVICE			(8,441,600)	(8,545,000)
	TOTAL-ALL SOURCES			19,064,300	19,201,500
7		20.115 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			49,061,000	48,626,600
	PROGRAM REVENUE			42,516,200	42,615,400
	FEDERAL			(11,652,700)	(11,478,200)
	OTHER			(22,103,900)	(22,274,200)
	SERVICE			(8,759,600)	(8,863,000)
	SEGREGATED REVENUE			41,309,400	41,899,800
	OTHER			(41,309,400)	(41,899,800)
	TOTAL-ALL SOURCES			132,886,600	133,141,800
8	20.144 Financial Institutions, Department of				
9	(1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REGULATION AND OTHER FUNCTIONS				
10	(a) Losses on public deposits	GPR	S	-0-	-0-
11	(g) General program operations	PR	A	19,428,500	19,394,400
12	(h) Gifts, grants, settlements, and				
13	publications	PR	C	58,500	58,500
14	(i) Investor education and training				
15	fund	PR	A	84,500	84,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(j) Payday loan database and				
2	financial literacy	PR	C	900,000	900,000
3	(k) Interagency and intra-agency				
4	programs	PR-S	C	-0-	-0-
5	(m) Credit union examinations,				
6	federal funds	PR-F	C	-0-	-0-
7	(n) Federal funds	PR-F	C	-0-	-0-
8	(u) State deposit fund	SEG	S	-0-	-0-
9		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			20,471,500	20,437,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(20,471,500)	(20,437,400)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			20,471,500	20,437,400
10	(3) COLLEGE TUITION AND EXPENSES AND COLLEGE SAVINGS PROGRAMS				
11	(tb) Payment of qualified higher				
12	education expenses and refunds;				
13	college tuition and expenses				
14	program	SEG	S	-0-	-0-
15	(td) Administrative expenses; college				
16	tuition and expenses program	SEG	A	118,300	118,300
17	(tf) Payment of qualified higher				
18	education expenses and refunds;				
19	college savings program trust				
20	fund	SEG	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(th) Administrative expenses; college				
2	savings program trust fund	SEG	A	868,800	868,800
3	(tj) Payment of qualified higher				
4	education expenses and refunds;				
5	college savings program bank				
6	deposit trust fund	SEG	S	-0-	-0-
7	(tL) Administrative expenses; college				
8	savings program bank deposit				
9	trust fund	SEG	A	-0-	-0-
10	(tn) Payment of qualified higher				
11	education expenses and refunds;				
12	college savings program credit				
13	union deposit trust fund	SEG	S	-0-	-0-
14	(tp) Administrative expenses; college				
15	savings program credit union				
16	deposit trust fund	SEG	A	-0-	-0-
17		(3) PROGRAM TOTALS			
	SEGREGATED REVENUE			987,100	987,100
	OTHER			(987,100)	(987,100)
	TOTAL-ALL SOURCES			987,100	987,100
18	(4) SMALL BUSINESS RETIREMENT SAVINGS PROGRAM				
19	(a) General program operations	GPR	A	2,000,000	-0-
20	(g) Program operations; other funds	PR	C	-0-	-0-
21		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			2,000,000	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			2,000,000	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1		20.144 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			2,000,000	-0-
	PROGRAM REVENUE			20,471,500	20,437,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(20,471,500)	(20,437,400)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			987,100	987,100
	OTHER			(987,100)	(987,100)
	TOTAL-ALL SOURCES			23,458,600	21,424,500
2	20.145 Insurance, Office of the Commissioner of				
3	(1) SUPERVISION OF THE INSURANCE INDUSTRY				
4	(a) State operations	GPR	A	1,723,000	1,552,300
5	(g) General program operations	PR	A	23,527,000	27,215,500
6	(gm) Gifts and grants	PR	C	-0-	-0-
7	(h) Holding company restructuring				
8	expenses	PR	C	-0-	-0-
9	(m) Federal funds	PR-F	C	-0-	-0-
10	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,723,000	1,552,300
	PROGRAM REVENUE			23,464,300	27,136,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(23,464,300)	(27,136,500)
	TOTAL-ALL SOURCES			25,187,300	28,688,800
11	(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND				
12	(a) Supplement for claims payable	GPR	S	-0-	-0-
13	(q) Interest earned on future medical				
14	expenses	SEG	S	-0-	-0-
15	(u) Administration	SEG	A	8,465,500	2,987,500
16	(um) Peer review council	SEG	A	145,200	145,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(v) Specified responsibilities,				
2	investment board payments, and				
3	future medical expenses	SEG	C	54,150,400	54,150,400
4		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			62,761,100	57,283,100
	OTHER			(62,761,100)	(57,283,100)
	TOTAL-ALL SOURCES			62,761,100	57,283,100
5	(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND				
6	(u) Administration	SEG	A	-0-	-0-
7	(v) Specified payments, fire dues and				
8	reinsurance	SEG	C	500,000	500,000
9		(3) PROGRAM TOTALS			
	SEGREGATED REVENUE			500,000	500,000
	OTHER			(500,000)	(500,000)
	TOTAL-ALL SOURCES			500,000	500,000
10	(4) STATE LIFE INSURANCE FUND				
11	(u) Administration	SEG	A	690,600	690,600
12	(v) Specified payments and losses	SEG	C	4,493,000	4,493,000
13		(4) PROGRAM TOTALS			
	SEGREGATED REVENUE			5,183,600	5,183,600
	OTHER			(5,183,600)	(5,183,600)
	TOTAL-ALL SOURCES			5,183,600	5,183,600
14	(5) WISCONSIN HEALTHCARE STABILITY PLAN				
15	(b) Reinsurance plan; state subsidy	GPR	S	58,044,800	58,044,800
16	(m) Federal funds; reinsurance plan	PR-F	C	141,955,200	141,955,200
17		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			58,044,800	58,044,800
	PROGRAM REVENUE			141,955,200	141,955,200
	FEDERAL			(141,955,200)	(141,955,200)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	TOTAL-ALL SOURCES			200,000,000	200,000,000
1	20.145 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			59,767,800	59,597,100
	PROGRAM REVENUE			165,419,500	169,091,700
	FEDERAL			(141,955,200)	(141,955,200)
	OTHER			(23,464,300)	(27,136,500)
	SEGREGATED REVENUE			68,444,700	62,966,700
	OTHER			(68,444,700)	(62,966,700)
	TOTAL-ALL SOURCES			293,632,000	291,655,500
2	20.155 Public Service Commission				
3	(1) REGULATION OF PUBLIC UTILITIES				
4	(c) State broadband office and				
5	planning and line extension				
6	grants; general purpose revenue	GPR	A	3,006,900	4,859,000
7	(g) Utility regulation	PR	A	15,558,100	16,263,500
8	(gg) High-voltage transmission line				
9	annual impact fee distributions	PR	C	-0-	-0-
10	(gr) High-voltage transmission line				
11	environmental impact fee				
12	distributions	PR	C	-0-	-0-
13	(h) Holding company and nonutility				
14	affiliate regulation	PR	C	751,000	751,000
15	(i) Relay service	PR	A	2,870,100	2,870,100
16	(j) Intervenor financing and grants	PR	B	542,500	542,500
17	(L) Stray voltage program	PR	A	312,200	312,200
18	(Lb) Gifts for stray voltage program	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(Lm) Consumer education and				
2	awareness	PR	C	-0-	-0-
3	(m) Federal funds	PR-F	C	2,930,100	2,930,100
4	(n) Indirect costs reimbursement	PR-F	C	50,000	50,000
5	(q) Universal telecommunications				
6	service; broadband service	SEG	A	5,940,000	5,940,000
7	(r) Nuclear waste escrow fund	SEG	S	-0-	-0-
8		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			3,006,900	4,859,000
	PROGRAM REVENUE			23,914,000	23,719,400
	FEDERAL			(2,980,100)	(2,980,100)
	OTHER			(20,933,900)	(20,739,300)
	SEGREGATED REVENUE			5,940,000	5,940,000
	OTHER			(5,940,000)	(5,940,000)
	TOTAL-ALL SOURCES			32,860,900	34,518,400
9	(2) OFFICE OF THE COMMISSIONER OF RAILROADS				
10	(g) Railroad and water carrier				
11	regulation and general program				
12	operations	PR	A	636,200	636,200
13	(m) Railroad and water carrier				
14	regulation; federal funds	PR-F	C	-0-	-0-
15		(2) PROGRAM TOTALS			
	PROGRAM REVENUE			636,200	636,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(636,200)	(636,200)
	TOTAL-ALL SOURCES			636,200	636,200
16	(3) AFFILIATED GRANT PROGRAMS				
17	(a) Broadband expansion grants;				
18	general purpose revenue	GPR	A	74,793,100	72,941,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(r) Broadband expansion grants;				
2	transfers	SEG-S	C	2,000,000	2,000,000
3	(rm) Broadband grants; other funding	SEG	C	-0-	-0-
4	(s) Energy efficiency and renewable				
5	resource programs	SEG	A	413,900	413,900
6	(t) Police and fire protection fee				
7	administration	SEG	A	166,600	166,600
8		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			74,793,100	72,941,000
	SEGREGATED REVENUE			2,580,500	2,580,500
	OTHER			(580,500)	(580,500)
	SERVICE			(2,000,000)	(2,000,000)
	TOTAL-ALL SOURCES			77,373,600	75,521,500
9		20.155 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			77,800,000	77,800,000
	PROGRAM REVENUE			24,550,200	24,355,600
	FEDERAL			(2,980,100)	(2,980,100)
	OTHER			(21,570,100)	(21,375,500)
	SEGREGATED REVENUE			8,520,500	8,520,500
	OTHER			(6,520,500)	(6,520,500)
	SERVICE			(2,000,000)	(2,000,000)
	TOTAL-ALL SOURCES			110,870,700	110,676,100
10	20.165 Safety and Professional Services, Department of				
11	(1) PROFESSIONAL REGULATION AND ADMINISTRATIVE SERVICES				
12	(a) General program operations -				
13	executive and administrative				
14	services	GPR	A	-0-	-0-
15	(g) General program operations	PR	A	12,061,900	11,607,300
16	(gm) Applicant investigation				
17	reimbursement	PR	C	113,000	113,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(h) Technical assistance; nonstate				
2	agencies and organizations	PR	C	-0-	-0-
3	(hg) General program operations;				
4	medical examining board;				
5	interstate medical licensure				
6	compact; prescription drug				
7	monitoring program	PR	B	4,742,600	4,325,000
8	(i) Examinations; general program				
9	operations	PR	C	1,402,900	1,402,900
10	(im) Boxing and unarmed combat				
11	sports; enforcement	PR	C	-0-	-0-
12	(jm) Nursing workforce survey				
13	administration	PR	B	9,000	9,000
14	(jr) Proprietary school programs	PR	A	784,500	784,500
15	(jt) Student protection	PR	C	56,600	56,600
16	(jv) Closed schools; preservation of				
17	student records	PR	C	12,100	12,100
18	(k) Technical assistance; state				
19	agencies	PR-S	C	-0-	-0-
20	(ka) Sale of materials and services -				
21	local assistance	PR-S	C	-0-	-0-
22	(kb) Sale of materials and services -				
23	individuals and organizations	PR-S	C	-0-	-0-
24	(kc) Sale of materials or services	PR-S	C	35,600	35,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ke) Transfer of unappropriated				
2	balances	PR-S	C	-0-	-0-
3	(kf) Interagency and intra-agency				
4	programs	PR	C	-0-	-0-
5	(m) Federal funds	PR-F	C	59,600	59,600
6	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
7	(o) Federal aid, individuals and				
8	organizations	PR-F	C	-0-	-0-
9	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
10	(s) Wholesale drug distributor				
11	bonding	SEG	C	-0-	-0-
12		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			16,083,800	16,161,600
	FEDERAL			(59,600)	(59,600)
	OTHER			(15,988,600)	(16,066,400)
	SERVICE			(35,600)	(35,600)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			16,083,800	16,161,600
13	(2) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
14	(a) General program operations	GPR	A	-0-	-0-
15	(d) Private on-site wastewater				
16	treatment system grants and				
17	septage study	GPR	C	3,000,000	-0-
18	(g) Gifts and grants	PR	C	-0-	-0-
19	(ga) Publications and seminars	PR	C	21,000	21,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(gb) Local agreements	PR	C	-0-	-0-
2	(h) Local energy resource system fees	PR	A	-0-	-0-
3	(j) Safety and building operations	PR	A	17,878,200	16,885,900
4	(ka) Interagency agreements	PR-S	C	133,600	133,600
5	(kd) Administrative services	PR-S	A	3,021,100	3,021,100
6	(kf) Private on-site wastewater				
7	treatment system replacement				
8	and rehabilitation	PR	C	840,000	840,000
9	(ks) Data processing	PR-S	C	-0-	-0-
10	(L) Fire dues distribution	PR	C	22,560,000	22,560,000
11	(La) Fire prevention and fire dues				
12	administration	PR	A	765,300	765,300
13	(m) Federal funds	PR-F	C	473,400	473,400
14	(ma) Federal aid - program				
15	administration	PR-F	C	-0-	-0-
16	(q) Groundwater - standards;				
17	implementation	SEG	A	-0-	-0-
18		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			46,292,600	45,300,300
	FEDERAL			(473,400)	(473,400)
	OTHER			(42,664,500)	(41,672,200)
	SERVICE			(3,154,700)	(3,154,700)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			46,292,600	45,300,300
19		20.165 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			62,376,400	61,461,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
FEDERAL			(533,000)	(533,000)
OTHER			(58,653,100)	(57,738,600)
SERVICE			(3,190,300)	(3,190,300)
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			62,376,400	61,461,900
1 20.190 State Fair Park Board				
2 (1) STATE FAIR PARK				
3 (c) Housing facilities principal				
4 repayment, interest and rebates	GPR	S	132,700	38,900
5 (d) Principal repayment and interest	GPR	S	1,831,900	1,783,600
6 (h) State fair operations	PR	C	18,809,200	18,809,200
7 (i) State fair capital expenses	PR	C	180,000	180,000
8 (j) State fair principal repayment,				
9 interest and rebates	PR	S	2,634,900	2,639,600
10 (jm) Gifts and grants	PR	C	-0-	-0-
11 (m) Federal funds	PR-F	C	-0-	-0-
12 (1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			1,964,600	1,822,500
PROGRAM REVENUE			21,624,100	21,628,800
FEDERAL			(-0-)	(-0-)
OTHER			(21,624,100)	(21,628,800)
TOTAL-ALL SOURCES			23,588,700	23,451,300
13 20.190 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			1,964,600	1,822,500
PROGRAM REVENUE			21,624,100	21,628,800
FEDERAL			(-0-)	(-0-)
OTHER			(21,624,100)	(21,628,800)
TOTAL-ALL SOURCES			23,588,700	23,451,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	20.192 Wisconsin Economic Development Corporation				
2	(1) PROMOTION OF ECONOMIC DEVELOPMENT				
3	(a) Operations and programs	GPR	S	29,050,700	16,050,700
4	(ar) Small business pandemic				
5	recovery programs	GPR	B	200,000,000	-0-
6	(b) Talent attraction and retention				
7	initiatives	GPR	C	-0-	-0-
8	(c) Venture capital fund of funds				
9	program	GPR	C	100,000,000	-0-
10	(cg) Paper mill purchase loans	GPR	C	65,000,000	-0-
11	(d) River North housing develop-				
12	ment grant	GPR	C	500,000	-0-
13	(k) Transferred general fund moneys				
14	from department of commerce	PR-S	C	-0-	-0-
15	(km) Tribal economic development	PR-S	A	390,000	390,000
16	(m) Federal aids; programs	PR-F	C	-0-	-0-
17	(r) Economic development fund;				
18	operations and programs	SEG	C	34,500,000	34,500,000
19	(s) Brownfield site assessment				
20	grants	SEG	B	1,000,000	1,000,000
21	(t) Underserved community grants	SEG	A	-0-	5,000,000
22	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			329,050,700	16,050,700
	PROGRAM REVENUE			390,000	390,000
	FEDERAL			(-0-)	(-0-)
	SERVICE			(390,000)	(390,000)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
	SEGREGATED REVENUE			35,500,000	40,500,000	
	OTHER			(35,500,000)	(40,500,000)	
	TOTAL-ALL SOURCES			364,940,700	56,940,700	
1		20.192 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			329,050,700	16,050,700	
	PROGRAM REVENUE			390,000	390,000	
	FEDERAL			(-0-)	(-0-)	
	SERVICE			(390,000)	(390,000)	
	SEGREGATED REVENUE			35,500,000	40,500,000	
	OTHER			(35,500,000)	(40,500,000)	
	TOTAL-ALL SOURCES			364,940,700	56,940,700	
2		Commerce				
3		FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			519,644,100	203,896,900	
	PROGRAM REVENUE			337,347,900	339,980,800	
	FEDERAL			(157,121,000)	(156,946,500)	
	OTHER			(167,887,000)	(170,591,000)	
	SERVICE			(12,339,900)	(12,443,300)	
	SEGREGATED REVENUE			154,761,700	154,874,100	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(152,761,700)	(152,874,100)	
	SERVICE			(2,000,000)	(2,000,000)	
	LOCAL			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			1,011,753,700	698,751,800	
		Education				
4	20.220 Wisconsin Artistic Endowment Foundation					
5	(1)	SUPPORT OF THE ARTS				
6	(a)	Education and marketing	GPR	C	-0-	-0-
7	(q)	General program operations	SEG	A	-0-	-0-
8	(r)	Support of the arts	SEG	C	-0-	-0-
9		(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-	
	SEGREGATED REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			-0-	-0-	
10		20.220 DEPARTMENT TOTALS				

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2021-2022	2022-2023
GENERAL PURPOSE REVENUE				-0-	-0-
SEGREGATED REVENUE				-0-	-0-
OTHER				(-0-)	(-0-)
TOTAL-ALL SOURCES				-0-	-0-
1	20.225 Educational Communications Board				
2	(1) INSTRUCTIONAL TECHNOLOGY				
3	(a) General program operations	GPR	A	3,058,700	3,070,800
4	(b) Energy costs; energy-related				
5	assessments	GPR	A	812,900	818,300
6	(c) Principal repayment and interest	GPR	S	2,239,900	1,844,400
7	(eg) Transmitter construction	GPR	C	-0-	-0-
8	(er) Transmitter operation	GPR	A	16,000	16,000
9	(g) Gifts, grants, contracts, leases,				
10	instructional material, and				
11	copyrights	PR	C	14,855,900	14,859,800
12	(i) Program revenue facilities;				
13	principal repayment, interest,				
14	and rebates	PR	S	-0-	-0-
15	(k) Funds received from other state				
16	agencies	PR-S	C	-0-	-0-
17	(kb) Emergency weather warning				
18	system operation	PR-S	A	139,700	140,000
19	(m) Federal grants	PR-F	C	-0-	-0-
20	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			6,127,500	5,749,500
	PROGRAM REVENUE			14,995,600	14,999,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(14,855,900)	(14,859,800)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	SERVICE			(139,700)	(140,000)
	TOTAL-ALL SOURCES			21,123,100	20,749,300
1		20.225 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			6,127,500	5,749,500
	PROGRAM REVENUE			14,995,600	14,999,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(14,855,900)	(14,859,800)
	SERVICE			(139,700)	(140,000)
	TOTAL-ALL SOURCES			21,123,100	20,749,300
2	20.235 Higher Educational Aids Board				
3	(1) STUDENT SUPPORT ACTIVITIES				
4	(a) Private institution grants for				
5	veterans and dependents	GPR	B	2,500,000	2,500,000
6	(b) Wisconsin grants; private,				
7	nonprofit college students	GPR	B	31,355,100	34,205,600
8	(c) Dual enrollment credential grants	GPR	A	500,000	500,000
9	(cg) Nursing student loans	GPR	A	-0-	-0-
10	(cm) Nursing student loan program	GPR	A	445,500	445,500
11	(co) Nurse educators	GPR	C	-0-	5,000,000
12	(cr) Minority teacher loans	GPR	A	259,500	259,500
13	(ct) Teacher loan program	GPR	A	272,200	272,200
14	(cu) School leadership loan program	GPR	C	-0-	-0-
15	(cx) Loan program for teachers and				
16	orientation and mobility				
17	instructors of visually impaired				
18	pupils	GPR	A	99,000	99,000
19	(d) Dental education contract	GPR	A	1,733,000	1,733,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(dg) scholarship program; scholarships	GPR	A	800,000	800,000
2	(e) Minnesota-Wisconsin public				
3	vocational school student				
4	reciprocity agreement	GPR	S	6,500,000	6,500,000
5	(fc) Independent student grants				
6	program	GPR	B	-0-	-0-
7	(fd) Talent incentive grants	GPR	B	4,458,800	4,458,800
8	(fe) Wisconsin grants; University of				
9	Wisconsin System students	GPR	B	68,083,600	74,273,100
10	(ff) Wisconsin grants; technical				
11	college students	GPR	B	25,268,900	27,566,100
12	(fg) Minority undergraduate retention				
13	grants program	GPR	B	860,000	901,000
14	(fj) Impaired student grants	GPR	B	122,600	122,600
15	(fm) Wisconsin covenant scholars				
16	grants	GPR	S	-0-	-0-
17	(fp) Primary care and psychiatry				
18	shortage grant program	GPR	C	-0-	-0-
19	(fw) Technical excellence higher				
20	education scholarships	GPR	S	1,100,000	1,100,000
21	(fy) Academic excellence higher				
22	education scholarships	GPR	S	3,022,000	3,022,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(fz) Remission of fees and				
2	reimbursement for veterans and				
3	dependents	GPR	B	6,496,700	6,496,700
4	(g) Student loans	PR	A	-0-	-0-
5	(gg) Nursing student loan repayments	PR	C	-0-	-0-
6	(gm) Indian student assistance;				
7	contributions	PR	C	-0-	-0-
8	(i) Gifts and grants	PR	C	-0-	-0-
9	(k) Indian student assistance	PR-S	B	779,700	779,700
10	(kc) Tribal college payments	PR-S	A	405,000	405,000
11	(km) Wisconsin grants; tribal college				
12	students	PR-S	B	530,000	578,200
13	(no) Federal aid; aids to individuals				
14	and organizations	PR-F	C	150,000	150,000
15		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			153,876,900	165,255,100
	PROGRAM REVENUE			1,864,700	1,912,900
	FEDERAL			(150,000)	(150,000)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,714,700)	(1,762,900)
	TOTAL-ALL SOURCES			155,741,600	167,168,000
16	(2) ADMINISTRATION				
17	(aa) General program operations	GPR	A	1,103,300	1,103,300
18	(bb) Student loan interest, loans sold				
19	or conveyed	GPR	S	-0-	-0-
20	(bc) Write-off of uncollectible student				
21	loans	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(bd) Purchase of defective student				
2	loans	GPR	S	-0-	-0-
3	(ga) Student interest payments	PR	C	900	900
4	(gb) Student interest payments, loans				
5	sold or conveyed	PR	C	-0-	-0-
6	(ia) Student loans; collection and				
7	administration	PR	C	-0-	-0-
8	(ja) Write-off of defaulted student				
9	loans	PR	A	-0-	-0-
10	(k) General program operations -				
11	service funds	PR	C	-0-	-0-
12	(n) Federal aid; state operations	PR-F	C	-0-	-0-
13	(qa) Student loan revenue obligation				
14	repayment	SEG	C	-0-	-0-
15		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,103,300	1,103,300
	PROGRAM REVENUE			900	900
	FEDERAL			(-0-)	(-0-)
	OTHER			(900)	(900)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,104,200	1,104,200
16		20.235 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			154,980,200	166,358,400
	PROGRAM REVENUE			1,865,600	1,913,800
	FEDERAL			(150,000)	(150,000)
	OTHER			(900)	(900)
	SERVICE			(1,714,700)	(1,762,900)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			156,845,800	168,272,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	20.245 Historical Society				
2	(1) HISTORY SERVICES				
3	(a) General program operations	GPR	A	16,667,800	16,667,800
4	(b) Wisconsin Black Historical				
5	Society and Museum	GPR	A	169,000	169,000
6	(c) Energy costs; energy-related				
7	assessments	GPR	A	810,800	812,100
8	(e) Principal repayment, interest,				
9	and rebates	GPR	S	4,381,100	4,619,000
10	(h) Gifts, grants, and membership				
11	sales	PR	C	1,149,800	1,149,900
12	(j) Self-amortizing facilities;				
13	principal repayment, interest,				
14	and rebates	PR	S	949,200	2,899,300
15	(k) Storage facility	PR-S	B	317,800	317,800
16	(km) Northern Great Lakes Center	PR-S	A	229,800	229,800
17	(ks) General program operations -				
18	service funds	PR-S	C	1,801,300	1,802,800
19	(kw) Records management - service				
20	funds	PR-S	C	269,000	269,000
21	(m) General program operations;				
22	federal funds	PR-F	C	1,432,300	1,432,500
23	(n) Federal aids	PR-F	C	-0-	-0-
24	(pz) Indirect cost reimbursements	PR-F	C	117,000	117,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(q) Endowment	SEG	C	795,500	795,500
2	(r) History preservation partnership				
3	trust fund	SEG	C	3,087,300	4,064,900
4	(y) Northern great lakes center;				
5	interpretive programming	SEG	A	71,300	71,300
6		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			22,028,700	22,267,900
	PROGRAM REVENUE			6,266,200	8,218,100
	FEDERAL			(1,549,300)	(1,549,500)
	OTHER			(2,099,000)	(4,049,200)
	SERVICE			(2,617,900)	(2,619,400)
	SEGREGATED REVENUE			3,954,100	4,931,700
	OTHER			(3,954,100)	(4,931,700)
	TOTAL-ALL SOURCES			32,249,000	35,417,700
7		20.245 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			22,028,700	22,267,900
	PROGRAM REVENUE			6,266,200	8,218,100
	FEDERAL			(1,549,300)	(1,549,500)
	OTHER			(2,099,000)	(4,049,200)
	SERVICE			(2,617,900)	(2,619,400)
	SEGREGATED REVENUE			3,954,100	4,931,700
	OTHER			(3,954,100)	(4,931,700)
	TOTAL-ALL SOURCES			32,249,000	35,417,700
8	20.250 Medical College of Wisconsin				
9	(1) TRAINING OF HEALTH PERSONNEL				
10	(a) Medical student tuition				
11	assistance	GPR	A	1,926,600	1,926,600
12	(b) Family medicine education	GPR	A	5,611,400	5,611,400
13	(c) Principal repayment, interest,				
14	and rebates; biomedical research				
15	and technology incubator	GPR	S	3,132,500	3,175,800
16	(e) Principal repayment and interest	GPR	S	489,300	462,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(k) Tobacco-related illnesses	PR-S	C	-0-	-0-
2		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			11,159,800	11,176,000
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			11,159,800	11,176,000
3	(2) RESEARCH				
4	(g) Cancer research	PR	C	247,500	247,500
5	(h) Prostate cancer research	PR	C	-0-	-0-
6		(2) PROGRAM TOTALS			
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	TOTAL-ALL SOURCES			247,500	247,500
7		20.250 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			11,159,800	11,176,000
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			11,407,300	11,423,500
8	20.255 Public Instruction, Department of				
9	(1) EDUCATIONAL LEADERSHIP				
10	(a) General program operations	GPR	A	13,236,200	13,254,000
11	(b) General program operations;				
12	Wisconsin Educational Services				
13	Program for the Deaf and Hard of				
14	Hearing and Wisconsin Center for				
15	the Blind and Visually Impaired	GPR	A	12,874,400	12,874,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(c) Energy costs; Wisconsin				
2	Educational Services Program for				
3	the Deaf and Hard of Hearing				
4	and Wisconsin Center for the				
5	Blind and Visually Impaired;				
6	energy-related assessments	GPR	A	429,600	428,300
7	(cm) Electric energy derived from				
8	renewable resources	GPR	A	14,500	14,500
9	(d) Principal repayment and interest	GPR	S	928,700	1,150,400
10	(dw) Pupil assessment	GPR	A	16,558,400	16,558,400
11	(e) Student information system, data				
12	collection and maintenance	GPR	C	3,400,000	3,400,000
13	(ee) Educator effectiveness evaluation				
14	system	GPR	A	973,300	973,300
15	(eg) Rural school teacher talent pilot				
16	program	GPR	A	1,500,000	1,500,000
17	(ek) Longitudinal data system, data				
18	collection and maintenance	GPR	A	3,488,100	3,488,100
19	(eL) WISElearn	GPR	A	1,209,000	1,159,000
20	(em) Academic and career planning	GPR	C	1,439,000	1,816,000
21	(ep) Mental health and school climate				
22	training programs and grants	GPR	A	920,000	920,000
23	(f) Assessments of reading readiness	GPR	A	2,151,000	2,151,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(fe) General education development				
2	and high school graduation				
3	equivalency; automated data				
4	system	GPR	B	145,000	-0-
5	(fm) Value-Added Research Center	GPR	A	-0-	-0-
6	(g) Student activity therapy	PR	A	100	100
7	(gb) Wisconsin Educational Services				
8	Program for the Deaf and Hard of				
9	Hearing and Wisconsin Center for				
10	the Blind and Visually Impaired;				
11	nonresident fees	PR	C	-0-	-0-
12	(ge) Educator effectiveness evaluation				
13	system; fees	PR	C	4,309,500	4,309,500
14	(gL) Wisconsin Educational Services				
15	Program for the Deaf and Hard of				
16	Hearing and Wisconsin Center for				
17	the Blind and Visually Impaired;				
18	leasing of space	PR	C	2,000	2,000
19	(gs) Wisconsin Educational Services				
20	Program for the Deaf and Hard of				
21	Hearing and Wisconsin Center for				
22	the Blind and Visually Impaired;				
23	services	PR	C	7,000	7,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(gt) Wisconsin Educational Services				
2	Program for the Deaf and Hard of				
3	Hearing and Wisconsin Center for				
4	the Blind and Visually Impaired;				
5	pupil transportation	PR	A	1,210,000	1,210,000
6	(he) Student information system; fees	PR	C	-0-	-0-
7	(hg) Personnel licensure, teacher				
8	supply, information and analysis				
9	and teacher improvement	PR	C	4,800,200	4,800,200
10	(hj) General educational development				
11	and high school graduation				
12	equivalency	PR	C	132,800	119,700
13	(hm) Services for drivers	PR-S	A	157,500	157,500
14	(i) Publications	PR	C	143,300	143,300
15	(im) Library products and services	PR	C	141,100	141,100
16	(j) Milwaukee Parental Choice				
17	Program and the parental choice				
18	program for eligible school				
19	districts and other school				
20	districts; financial audits	PR	C	142,000	142,000
21	(jg) School lunch handling charges	PR	A	10,104,300	10,104,300
22	(jm) Professional services center				
23	charges	PR	A	106,300	106,300
24	(jr) Gifts, grants and trust funds	PR	C	1,500,000	1,500,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(jz) School district boundary appeal				
2	proceedings	PR	C	10,000	10,000
3	(kd) Alcohol and other drug abuse				
4	program	PR-S	A	628,500	628,500
5	(ke) Funds transferred from other				
6	state agencies; program				
7	operations	PR-S	C	3,035,000	3,035,000
8	(km) State agency library processing				
9	center	PR-S	A	8,100	8,100
10	(ks) Data processing	PR-S	C	9,429,500	9,429,500
11	(me) Federal aids; program operations	PR-F	C	52,244,000	52,244,000
12	(pz) Indirect cost reimbursements	PR-F	C	5,496,300	5,496,300
13	(q) Digital learning collaborative	SEG	A	1,000,000	1,000,000
14		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			59,267,200	59,687,400
	PROGRAM REVENUE			93,607,500	93,594,400
	FEDERAL			(57,740,300)	(57,740,300)
	OTHER			(22,608,600)	(22,595,500)
	SERVICE			(13,258,600)	(13,258,600)
	SEGREGATED REVENUE			1,000,000	1,000,000
	OTHER			(1,000,000)	(1,000,000)
	TOTAL-ALL SOURCES			153,874,700	154,281,800
15	(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
16	(ac) General equalization aids	GPR	S	5,200,000,000	5,295,000,000
17	(ad) Supplemental aid	GPR	A	100,000	100,000
18	(ae) Sparsity aid	GPR	A	34,736,000	-0-
19	(af) Belmont school library aid	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(aq) Per pupil aid	GPR	S	648,150,000	646,625,000
2	(ar) Low revenue adjustment aid	GPR	A	-0-	-0-
3	(aw) Personal electronic computing				
4	devices; grant program	GPR	A	-0-	-0-
5	(az) Special Needs Scholarship				
6	Program	GPR	S	26,037,500	26,461,300
7	(b) Aids for special education and				
8	school age parents programs	GPR	S	746,970,800	863,166,300
9	(bb) Aid for high poverty school				
10	districts	GPR	A	16,830,000	16,830,000
11	(bc) Aid for children-at-risk programs	GPR	A	-0-	-0-
12	(bd) Additional special education aid	GPR	A	11,106,000	17,158,700
13	(be) Supplemental special education				
14	aid	GPR	A	-0-	-0-
15	(bf) Aid for special education				
16	transition grants	GPR	A	3,600,000	3,600,000
17	(bg) Special education transition				
18	readiness grants	GPR	A	1,500,000	3,000,000
19	(bh) Aid to county children with				
20	disabilities education boards	GPR	A	4,067,300	4,067,300
21	(br) School district consolidation aid	GPR	S	-0-	-0-
22	(bs) School district consolidation				
23	grants	GPR	A	-0-	-0-
24	(cc) English learner categorical aid	GPR	A	18,335,300	26,877,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(cg) Tuition payments; full-time open				
2	enrollment transfer payments	GPR	A	8,242,900	8,242,900
3	(ch) Capacity-building grants for				
4	licensed educators	GPR	A	-0-	750,000
5	(cm) Reimbursement for school				
6	breakfast programs	GPR	C	4,970,000	5,070,000
7	(cn) Aids for school lunches and				
8	nutritional improvement	GPR	A	4,218,100	4,218,100
9	(co) Supplemental nutrition aid	GPR	S	2,432,000	2,432,000
10	(cp) Wisconsin school day milk				
11	program	GPR	A	1,000,000	1,000,000
12	(cq) High cost transportation aid	GPR	A	15,500,000	15,500,000
13	(cr) Aid for pupil transportation	GPR	A	24,000,000	24,000,000
14	(cs) Aid for debt service	GPR	A	133,700	133,700
15	(cu) Achievement gap reduction				
16	contracts	GPR	A	109,184,500	109,184,500
17	(cv) Driver education aid	GPR	A	-0-	2,900,000
18	(cx) Aid for transportation; early				
19	college credit program	GPR	A	10,000	10,000
20	(cy) Aid for transportation; open				
21	enrollment	GPR	A	1,099,900	1,213,600
22	(da) Mental health and pupil wellness				
23	aid	GPR	A	28,500,000	30,000,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(dg) School performance improvement				
2	grants	GPR	A	-0-	-0-
3	(dj) Summer school programs; grants	GPR	A	1,400,000	1,400,000
4	(dk) Out-of-school-time programs;				
5	grants	GPR	C	-0-	20,000,000
6	(dn) Computer science licensure;				
7	grants	GPR	A	-0-	750,000
8	(dp) Four-year-old kindergarten				
9	grants	GPR	A	1,300,000	650,000
10	(dr) Robotics league participation				
11	grants	GPR	A	500,000	500,000
12	(ds) STEM grants	GPR	B	-0-	-0-
13	(dt) School-based mental health				
14	services grants	GPR	C	10,000,000	10,000,000
15	(du) Peer-to-peer suicide prevention				
16	programs; grants	GPR	A	250,000	250,000
17	(dv) Energy efficiency projects; grants	GPR	B	10,000,000	10,000,000
18	(eb) Grant for information technology				
19	education	GPR	A	875,000	875,000
20	(eh) Head start supplement	GPR	A	-0-	-0-
21	(ek) Educator effectiveness evaluation				
22	system; grants to school districts	GPR	A	5,746,000	5,746,000
23	(fg) Aid for cooperative educational				
24	service agencies	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(fk) Grant program for peer review				
2	and mentoring	GPR	A	1,606,700	1,606,700
3	(fm) Charter schools	GPR	S	84,693,500	88,555,700
4	(fp) Charter schools; former office of				
5	educational opportunity	GPR	S	4,262,000	5,335,100
6	(fq) Charter schools; former office of				
7	educational opportunity recovery				
8	charter schools	GPR	S	122,800	122,800
9	(fr) Parental choice program for				
10	eligible school districts and other				
11	school districts	GPR	S	156,012,000	159,804,200
12	(fs) The Literacy Lab	GPR	A	1,500,000	1,500,000
13	(fu) Milwaukee parental choice				
14	program	GPR	S	244,606,100	250,538,500
15	(fv) Milwaukee Parental Choice				
16	Program and the parental choice				
17	program for eligible school				
18	districts and other school				
19	districts; transfer pupils	GPR	S	-0-	-0-
20	(fy) Grants to support gifted and				
21	talented pupils	GPR	A	237,200	237,200
22	(k) Funds transferred from other				
23	state agencies; local aids	PR-S	C	16,000,000	16,000,000
24	(kd) Aid for alcohol and other drug				
25	abuse programs	PR-S	A	1,284,700	1,284,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(kg) Grants to replace certain				
2	race-based nicknames, logos,				
3	mascots, and team names	PR-S	A	200,000	200,000
4	(km) Tribal language revitalization				
5	grants	PR-S	A	222,800	222,800
6	(m) Federal aids; local aid	PR-F	C	760,633,500	760,633,500
7	(r) Sparsity aid; community				
8	reinvestment fund supplement	SEG	A	-0-	34,852,800
9	(s) School library aids	SEG	C	42,000,000	45,000,000
10		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			7,432,335,300	7,663,911,600
	PROGRAM REVENUE			778,341,000	778,341,000
	FEDERAL			(760,633,500)	(760,633,500)
	SERVICE			(17,707,500)	(17,707,500)
	SEGREGATED REVENUE			42,000,000	79,852,800
	OTHER			(42,000,000)	(79,852,800)
	TOTAL-ALL SOURCES			8,252,676,300	8,522,105,400
11	(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				
12	(b) Adult literacy grants	GPR	A	83,200	83,200
13	(bm) General educational development				
14	test fee payments	GPR	S	400,000	900,000
15	(c) Grants for national teacher				
16	certification or master educator				
17	licensure	GPR	S	2,910,000	2,910,000
18	(d) Elks and Easter Seals Center for				
19	Respite and Recreation	GPR	A	73,900	73,900
20	(df) Online early learning program;				
21	grant	GPR	A	500,000	500,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(dg) Recollection Wisconsin	GPR	A	150,000	300,000
2	(dn) Project Lead the Way grants	GPR	A	-0-	-0-
3	(eb) Grants for bullying prevention	GPR	A	150,000	150,000
4	(eg) Milwaukee Public Museum	GPR	A	42,200	42,200
5	(f) Interstate compact on educational				
6	opportunity for military children	GPR	S	900	900
7	(fa) Very special arts	GPR	A	100,000	100,000
8	(fc) College Possible, Inc.	GPR	A	500,000	500,000
9	(fg) Special Olympics	GPR	A	100,000	100,000
10	(fr) Wisconsin Reading Corps	GPR	A	700,000	700,000
11	(fv) City Year Milwaukee	GPR	A	380,000	380,000
12	(fz) Precollege scholarships	GPR	A	1,931,500	1,931,500
13	(ge) Special Olympics Wisconsin	PR	C	-0-	-0-
14	(mm) Federal funds; local assistance	PR-F	C	1,300,000	1,300,000
15	(ms) Federal funds; individuals and				
16	organizations	PR-F	C	62,868,500	62,868,500
17	(q) Periodical and reference				
18	information databases; Newline				
19	for the Blind	SEG	A	3,283,300	3,283,300
20	(qm) Aid to public library systems	SEG	A	18,513,100	20,013,100
21	(r) Library service contracts	SEG	A	1,355,300	1,367,700
22		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			8,021,700	8,671,700
	PROGRAM REVENUE			64,168,500	64,168,500
	FEDERAL			(64,168,500)	(64,168,500)
	OTHER			(-0-)	(-0-)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	SEGREGATED REVENUE			23,151,700	24,664,100
	OTHER			(23,151,700)	(24,664,100)
	TOTAL-ALL SOURCES			95,341,900	97,504,300
1		20.255 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			7,499,624,200	7,732,270,700
	PROGRAM REVENUE			936,117,000	936,103,900
	FEDERAL			(882,542,300)	(882,542,300)
	OTHER			(22,608,600)	(22,595,500)
	SERVICE			(30,966,100)	(30,966,100)
	SEGREGATED REVENUE			66,151,700	105,516,900
	OTHER			(66,151,700)	(105,516,900)
	TOTAL-ALL SOURCES			8,501,892,900	8,773,891,500
2	20.285 University of Wisconsin System				
3	(1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE				
4	(a) General program operations	GPR	B	1,003,208,800	1,021,008,800
5	(am) Electric energy derived from				
6	renewable resources	GPR	A	4,367,000	4,367,000
7	(ar) Freshwater collaborative	GPR	A	3,000,000	6,000,000
8	(b) Tommy G. Thompson Center on				
9	Public Leadership	GPR	A	1,524,300	1,524,300
10	(bm) Partnership program for the Lake				
11	Superior Research Institute	GPR	A	402,500	500,000
12	(bt) Missing-in-Action Recovery and				
13	Identification Project	GPR	C	360,000	-0-
14	(c) Graduate psychiatric nursing				
15	education	GPR	A	255,300	255,300
16	(cg) Baccalaureate degree program for				
17	prisoners	GPR	A	-0-	5,000,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(cm) Additional student health				
2	services	GPR	A	2,500,000	7,500,000
3	(cr) Foster youth support programs	GPR	A	500,000	500,000
4	(d) Principal repayment and interest	GPR	S	205,856,900	212,611,900
5	(e) Grants to meet emergency				
6	financial need	GPR	C	130,000	130,000
7	(fd) State laboratory of hygiene;				
8	general program operations	GPR	A	12,387,000	12,457,000
9	(fj) Veterinary diagnostic laboratory	GPR	A	5,395,700	5,395,700
10	(fm) UniverCity alliance program	GPR	A	300,000	300,000
11	(fv) Tuition promise grant program	GPR	A	16,300,000	27,700,000
12	(gb) General program operations	PR	C	2,752,873,200	2,752,873,200
13	(ge) Gifts and nonfederal grants and				
14	contracts	PR	C	710,010,000	710,010,000
15	(gj) Self-amortizing facilities				
16	principal and interest	PR	S	152,158,700	161,303,600
17	(h) Extensions of credit	PR	C	-0-	-0-
18	(i) State laboratory of hygiene	PR	C	20,888,100	20,888,100
19	(ia) State laboratory of hygiene,				
20	drivers	PR-S	C	1,619,200	1,619,200
21	(je) Veterinary diagnostic laboratory;				
22	fees	PR	C	4,445,100	4,445,100
23	(k) Funds transferred from other				
24	state agencies	PR-S	C	56,894,600	56,894,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(kg) Veterinary diagnostic laboratory;					
2	state agencies	PR-S	C	-0-	-0-	
3	(Li) General fund interest	PR	C	-0-	-0-	
4	(m) Federal aid	PR-F	C	1,607,844,200	1,607,844,200	
5	(mc) Veterinary diagnostic laboratory;					
6	federal funds	PR-F	C	193,300	193,300	
7	(q) Telecommunications services	SEG	A	1,054,800	1,054,800	
8	(qe) Rural physician residency					
9	assistance program	SEG	B	863,600	863,600	
10	(qj) Physician and dentist and health					
11	care provider loan assistance					
12	programs; critical access hospital					
13	assessment fund	SEG	B	310,000	310,000	
14	(qm) Grants for forestry programs	SEG	A	139,100	139,100	
15	(qr) Discovery farm grants	SEG	A	255,700	255,700	
16	(rm) Environmental program grants					
17	and scholarships; Wisconsin					
18	Merit scholarships	SEG	C	308,300	308,300	
19	(sp) Wisconsin institute for					
20	sustainable technology	SEG	A	365,000	365,000	
21	(u) Trust fund income	SEG	C	20,584,700	20,584,700	
22	(w) Trust fund operations	SEG	C	-0-	-0-	
23		(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,256,487,500	1,310,250,000	
	PROGRAM REVENUE			5,306,926,400	5,316,071,300	
	FEDERAL			(1,608,037,500)	(1,608,037,500)	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	OTHER			(3,640,375,100)	(3,649,520,000)
	SERVICE			(58,513,800)	(58,513,800)
	SEGREGATED REVENUE			23,881,200	23,881,200
	OTHER			(23,881,200)	(23,881,200)
	TOTAL-ALL SOURCES			6,587,295,100	6,650,202,500
1		20.285 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			1,256,487,500	1,310,250,000
	PROGRAM REVENUE			5,306,926,400	5,316,071,300
	FEDERAL			(1,608,037,500)	(1,608,037,500)
	OTHER			(3,640,375,100)	(3,649,520,000)
	SERVICE			(58,513,800)	(58,513,800)
	SEGREGATED REVENUE			23,881,200	23,881,200
	OTHER			(23,881,200)	(23,881,200)
	TOTAL-ALL SOURCES			6,587,295,100	6,650,202,500
2	20.292 Technical College System Board				
3	(1) TECHNICAL COLLEGE SYSTEM				
4	(a) General program operations	GPR	A	3,015,500	3,015,500
5	(am) Fee remissions	GPR	A	14,200	14,200
6	(d) State aid for technical colleges;				
7	statewide guide	GPR	A	119,034,900	119,034,900
8	(dp) Property tax relief aid	GPR	S	406,000,000	406,000,000
9	(e) Grants to meet emergency				
10	financial need	GPR	C	320,000	320,000
11	(f) Grants to district boards	GPR	C	21,874,200	21,874,200
12	(fm) Farmer tuition assistance				
13	grants	GPR	B	250,000	250,000
14	(g) Text materials	PR	A	115,500	115,500
15	(ga) Auxiliary services	PR	C	15,200	15,200
16	(gm) Fire schools; state operations	PR	A	475,700	475,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(gr) Fire schools; local assistance	PR	A	600,000	600,000
2	(h) Gifts and grants	PR	C	20,600	20,600
3	(hm) Truck driver training	PR-S	C	150,000	150,000
4	(i) Conferences	PR	C	72,600	72,600
5	(j) Personnel certification	PR	A	278,400	278,400
6	(k) Gifts and grants	PR	C	30,200	30,200
7	(ka) Interagency projects; local				
8	assistance	PR-S	A	2,000,000	2,000,000
9	(kb) Interagency projects; state				
10	operations	PR-S	A	247,600	247,600
11	(kd) Transfer of Indian gaming				
12	receipts; work-based learning				
13	programs	PR-S	A	594,000	594,000
14	(km) Master logger apprenticeship				
15	grants	PR-S	C	-0-	-0-
16	(kx) Interagency and intra-agency				
17	programs	PR-S	C	57,900	57,900
18	(L) Services for district boards	PR	A	47,600	47,600
19	(m) Federal aid, state operations	PR-F	C	3,851,800	3,851,800
20	(n) Federal aid, local assistance	PR-F	C	28,424,300	28,424,300
21	(o) Federal aid, aids to individuals				
22	and organizations	PR-F	C	800,000	800,000
23	(pz) Indirect cost reimbursements	PR-F	C	196,000	196,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(q) Agricultural education consultant	GPR	A	78,500	78,500
2	(r) Veteran grant jobs pilot program	SEG	A	-0-	-0-
3	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			550,337,300	550,337,300
	PROGRAM REVENUE			37,977,400	37,977,400
	FEDERAL			(33,272,100)	(33,272,100)
	OTHER			(1,655,800)	(1,655,800)
	SERVICE			(3,049,500)	(3,049,500)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			588,314,700	588,314,700
4	20.292 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			550,337,300	550,337,300
	PROGRAM REVENUE			37,977,400	37,977,400
	FEDERAL			(33,272,100)	(33,272,100)
	OTHER			(1,655,800)	(1,655,800)
	SERVICE			(3,049,500)	(3,049,500)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			588,314,700	588,314,700
5	Education				
6	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			9,500,745,200	9,798,409,800
	PROGRAM REVENUE			6,304,395,700	6,315,531,800
	FEDERAL			(2,525,551,200)	(2,525,551,400)
	OTHER			(3,681,842,800)	(3,692,928,700)
	SERVICE			(97,001,700)	(97,051,700)
	SEGREGATED REVENUE			93,987,000	134,329,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(93,987,000)	(134,329,800)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			15,899,127,900	16,248,271,400

Environmental Resources

7 **20.320 Environmental Improvement Program**

8 (1) CLEAN WATER FUND PROGRAM OPERATIONS

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(a) Environmental aids - clean water				
2	fund program	GPR	A	-0-	-0-
3	(c) Principal repayment and interest				
4	- clean water fund program	GPR	S	4,245,500	3,072,300
5	(r) Clean water fund program				
6	repayment of revenue obligations	SEG	S	-0-	-0-
7	(s) Clean water fund program				
8	financial assistance	SEG	S	-0-	-0-
9	(t) Principal repayment and interest				
10	- clean water fund program bonds	SEG	A	8,000,000	7,000,000
11	(u) Principal repayment and interest				
12	- clean water fund program				
13	revenue obligation repayment	SEG	C	-0-	-0-
14	(x) Clean water fund program				
15	financial assistance; federal	SEG-F	C	-0-	-0-
16		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			4,245,500	3,072,300
	SEGREGATED REVENUE			8,000,000	7,000,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,000,000)	(7,000,000)
	TOTAL-ALL SOURCES			12,245,500	10,072,300
17	(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
18	(a) Lead service line replacement	GPR	C	40,000,000	-0-
19	(c) Principal repayment and interest				
20	- safe drinking water loan				
21	program	GPR	S	4,400,000	3,808,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(q) Safe drinking water loan program				
2	revenue obligation funding	SEG-S	C	-0-	-0-
3	(r) Safe drinking water loan program				
4	repayment of revenue obligations	SEG	S	-0-	-0-
5	(s) Safe drinking water loan				
6	programs financial assistance	SEG	S	-0-	-0-
7	(u) Principal repayment and interest				
8	- safe drinking water loan				
9	program revenue obligation				
10	repayment	SEG	C	-0-	-0-
11	(x) Safe drinking water loan				
12	programs financial assistance;				
13	federal	SEG-F	C	-0-	-0-
14		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			44,400,000	3,808,300
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			44,400,000	3,808,300
15		20.320 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			48,645,500	6,880,600
	SEGREGATED REVENUE			8,000,000	7,000,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,000,000)	(7,000,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			56,645,500	13,880,600
16	20.360 Lower Wisconsin State Riverway Board				
17	(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
18	(g) Gifts and grants	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(q) General program operations -				
2	conservation fund	SEG	A	256,600	256,600
3		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			256,600	256,600
	OTHER			(256,600)	(256,600)
	TOTAL-ALL SOURCES			256,600	256,600
4		20.360 DEPARTMENT TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			256,600	256,600
	OTHER			(256,600)	(256,600)
	TOTAL-ALL SOURCES			256,600	256,600
5	20.370 Natural Resources, Department of				
6	(1) FISH, WILDLIFE, AND PARKS				
7	(ea) Parks - general program				
8	operations	GPR	A	-0-	-0-
9	(ed) Parks - admission receipt fee				
10	waivers	GPR	S	243,600	243,600
11	(eq) Parks and forests - operation and				
12	maintenance	SEG	S	25,000	25,000
13	(er) Parks - campground reservation				
14	fees	SEG	C	1,250,000	1,250,000
15	(es) Parks - interpretive programs	SEG	C	-0-	-0-
16	(fb) Endangered resources - general				
17	program operations	GPR	A	-0-	-0-
18	(fc) Endangered resources -				
19	Wisconsin stewardship program	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(fd) Endangered resources - natural				
2	heritage inventory program	GPR	A	380,300	398,600
3	(fe) Endangered resources - general				
4	fund	GPR	S	500,000	500,000
5	(fs) Endangered resources -				
6	voluntary payments; sales, leases,				
7	and fees	SEG	C	966,900	966,900
8	(ft) Endangered resources -				
9	application fees	SEG	C	-0-	-0-
10	(fu) Endangered resources program -				
11	gifts and grants; sale of				
12	state-owned lands	SEG	C	-0-	-0-
13	(gb) Education programs - program				
14	fees	PR	C	101,600	101,600
15	(gh) Horicon Marsh education and				
16	visitor center - program fees	PR	C	-0-	-0-
17	(gt) Habitat conservation plan fees	SEG	C	9,900	9,900
18	(hc) Indemnification agreements	GPR	S	-0-	-0-
19	(hq) Elk hunting fees	SEG	C	-0-	-0-
20	(hr) Pheasant restoration	SEG	C	236,400	236,400
21	(hs) Chronic wasting disease				
22	management	SEG	A	-0-	-0-
23	(ht) Wild turkey restoration	SEG	C	776,100	776,100
24	(hu) Wetlands habitat improvement	SEG	C	530,000	530,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(hv) Aquatic and terrestrial resources				
2	inventory	SEG	A	121,600	121,600
3	(hw) Pheasant stocking and				
4	propagation	SEG	C	468,400	468,400
5	(hx) Bonus deer permit fees; chronic				
6	wasting disease	SEG	C	-0-	-0-
7	(hy) Elk management	SEG	A	128,700	128,700
8	(iu) Gravel pit reclamation	SEG	C	-0-	-0-
9	(jr) Rental property and equipment -				
10	maintenance and replacement	SEG	C	271,600	271,600
11	(kb) Walleye production; contracts	GPR	A	500,000	500,000
12	(kc) Sea lamprey control	GPR	C	-0-	-0-
13	(kg) Walleye production; revenue	PR	C	-0-	-0-
14	(kk) Fishery resources for ceded				
15	territories	PR-S	A	174,700	174,700
16	(kq) Taxes and assessments;				
17	conservation fund	SEG	A	297,000	297,000
18	(kr) Commercial fish protection and				
19	Great Lakes resource surcharges	SEG	C	25,000	25,000
20	(kt) Great Lakes vessel rental costs	SEG	C	-0-	-0-
21	(ku) Great Lakes trout and salmon	SEG	C	1,626,100	1,626,100
22	(kv) Trout habitat improvement	SEG	C	1,422,800	1,422,800
23	(kw) Sturgeon stock and habitat	SEG	C	195,400	195,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ky) Sturgeon stock and habitat -				
2	inland waters	SEG	C	57,900	57,900
3	(Lq) Trapper education program	SEG	C	48,200	48,200
4	(Lr) Beaver control; fish and wildlife				
5	account	SEG	C	36,200	36,200
6	(Ls) Control of wild animals	SEG	C	308,500	308,500
7	(Lt) Wildlife management	SEG	A	-0-	-0-
8	(Lu) Fish and wildlife habitat	SEG	S	-0-	-0-
9	(Lv) Deer management assistance				
10	program	SEG	C	-0-	-0-
11	(Lw) Reintroduction of whooping				
12	cranes.	SEG	A	83,000	83,000
13	(ma) General program operations -				
14	state funds	GPR	A	1,315,100	1,315,100
15	(mi) General program operations -				
16	private and public sources	PR	C	728,100	728,100
17	(mk) General program operations -				
18	service funds	PR-S	C	192,100	192,100
19	(mm) General program operations -				
20	federal funds	PR-F	C	240,000	240,000
21	(mq) General program operations -				
22	state snowmobile trails and areas	SEG	A	211,000	211,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(mr) General program operations -				
2	state utility terrain vehicle				
3	projects	SEG	A	79,400	79,400
4	(ms) General program operations -				
5	state all-terrain vehicle projects	SEG	A	498,000	498,000
6	(mt) Land preservation and				
7	management - endowment fund	SEG	S	-0-	-0-
8	(mu) General program operations -				
9	state funds	SEG	A	-0-	-0-
10	Fish, wildlife and parks program				
11	management	SEG	A	1,073,500	1,073,500
12	Wildlife management	SEG	A	12,140,400	12,175,500
13	Southern forests	SEG	A	5,264,800	5,264,800
14	Parks and recreation	SEG	A	17,406,500	17,406,500
15	Natural Heritage Conservation	SEG	A	1,264,000	1,284,800
16	Fisheries management	SEG	A	16,698,800	16,698,800
17	Recreation and property				
18	management	SEG	A	5,386,900	5,386,900
19	NET APPROPRIATION			59,234,900	59,290,800
20	(my) General program operations -				
21	federal funds	SEG-F	C	-0-	-0-
22	Wildlife management	SEG-F	C	9,331,200	9,250,200
23	Southern forests	SEG-F	C	192,400	192,400
24	Parks and recreation	SEG-F	C	721,900	721,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	Natural Heritage Conservation	SEG-F	C	2,219,100	2,219,100
2	Fisheries management	SEG-F	C	6,959,500	6,959,500
3	Recreation and property				
4	management	SEG-F	C	1,562,100	1,562,100
5	NET APPROPRIATION			20,986,200	20,905,200
6		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			2,939,000	2,957,300
	PROGRAM REVENUE			1,436,500	1,436,500
	FEDERAL			(240,000)	(240,000)
	OTHER			(829,700)	(829,700)
	SERVICE			(366,800)	(366,800)
	SEGREGATED REVENUE			89,894,200	89,869,100
	FEDERAL			(20,986,200)	(20,905,200)
	OTHER			(68,908,000)	(68,963,900)
	TOTAL-ALL SOURCES			94,269,700	94,262,900
7	(2) FORESTRY				
8	(cq) Forestry - reforestation	SEG	C	100,500	100,500
9	(cr) Forestry - recording fees	SEG	C	89,100	89,100
10	(cs) Forestry - forest fire emergencies	SEG	C	-0-	-0-
11	(ct) Timber sales contracts - repair				
12	and reimbursement costs	SEG	C	-0-	-0-
13	(cu) Forestry - forestry education				
14	curriculum	SEG	A	350,000	350,000
15	(cv) Forestry - forestry emergency				
16	reserve	SEG	C	-0-	-0-
17	(cw) Forestry - Pattison				
18	communications tower	SEG	C	-0-	-0-
19	(cx) Forestry - management plans	SEG	C	316,800	316,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(cy) Forestry - cooperating foresters				
2	and private contractors	SEG	C	-0-	-0-
3	(cz) Forestry - management of				
4	national forest land	SEG	C	112,100	149,400
5	(jr) Rental property and equipment -				
6	maintenance and replacement	SEG	C	245,500	245,500
7	(mi) General program operations -				
8	private and public sources	PR	C	183,000	183,000
9	(mk) General program operations -				
10	service funds	PR-S	C	400,700	400,700
11	(mv) General program operations -				
12	state funds; forestry	SEG	A	54,731,200	54,731,200
13	(mz) Forest fire emergencies - federal				
14	funds	SEG-F	C	-0-	-0-
15	(nz) General program operations -				
16	federal funds	SEG-F	C	1,505,600	1,505,600
17		(2) PROGRAM TOTALS			
	PROGRAM REVENUE			583,700	583,700
	OTHER			(183,000)	(183,000)
	SERVICE			(400,700)	(400,700)
	SEGREGATED REVENUE			57,450,800	57,488,100
	FEDERAL			(1,505,600)	(1,505,600)
	OTHER			(55,945,200)	(55,982,500)
	TOTAL-ALL SOURCES			58,034,500	58,071,800
18	(3) PUBLIC SAFETY				
19	(aq) Law enforcement - snowmobile				
20	enforcement and safety training	SEG	A	1,404,600	1,404,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ar) Law enforcement - boat				
2	enforcement and safety training	SEG	A	3,017,800	3,017,800
3	(as) Law enforcement - all-terrain				
4	vehicle and utility terrain vehicle				
5	enforcement	SEG	A	1,273,100	1,273,100
6	(at) Education and safety programs	SEG	C	337,600	337,600
7	(ax) Law enforcement - water				
8	resources enforcement	SEG	A	255,100	255,100
9	(ay) Off-highway motorcycle safety				
10	certification program	SEG	C	-0-	-0-
11	(bg) Enforcement - stationary sources	PR	A	-0-	-0-
12	(ca) Law enforcement - technology;				
13	state funds	GPR	B	62,300	-0-
14	(cq) Law enforcement - technology;				
15	environmental fund	SEG	B	93,400	-0-
16	(cr) Law enforcement - technology;				
17	conservation fund	SEG	B	1,344,300	-0-
18	(ma) General program operations -				
19	state funds	GPR	A	1,653,100	1,653,100
20	(mi) General program operations -				
21	private and public sources	PR	C	4,200	4,200
22	(mk) General program operations -				
23	service funds	PR-S	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(mm) General program operations -				
2	federal funds	PR-F	C	714,700	714,700
3	(mq) General program operations -				
4	environmental fund	SEG	A	1,923,100	1,923,100
5	(mu) General program operations -				
6	state funds	SEG	A	22,656,200	22,703,700
7	(my) General program operations -				
8	federal funds	SEG-F	C	3,523,800	3,523,800
9		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,715,400	1,653,100
	PROGRAM REVENUE			718,900	718,900
	FEDERAL			(714,700)	(714,700)
	OTHER			(4,200)	(4,200)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			35,829,000	34,438,800
	FEDERAL			(3,523,800)	(3,523,800)
	OTHER			(32,305,200)	(30,915,000)
	TOTAL-ALL SOURCES			38,263,300	36,810,800
10	(4) ENVIRONMENTAL MANAGEMENT				
11	(ac) Wisconsin River monitoring and				
12	study	GPR	A	-0-	-0-
13	(af) Water resources - remedial action	GPR	C	50,000	50,000
14	(ag) Water resources - pollution				
15	credits	PR	C	-0-	-0-
16	(ah) Water resources - Great Lakes				
17	protection fund	PR	C	214,900	214,900
18	(ai) Water resources - water use fees	PR	C	830,200	830,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(aj) Water resources - ballast water				
2	discharge permits	PR	C	305,200	305,200
3	(aq) Water resources management -				
4	lake, river, and invasive species				
5	management	SEG	A	2,558,900	2,577,500
6	(ar) Water resources - groundwater				
7	management	SEG	B	91,900	91,900
8	(au) Cooperative remedial action;				
9	contributions	SEG	C	-0-	-0-
10	(av) Cooperative remedial action;				
11	interest on contributions	SEG	S	-0-	-0-
12	(bL) Wastewater management - fees	PR	C	159,700	159,700
13	(bn) Air management - emission				
14	analysis	PR	C	-0-	-0-
15	(bo) Air management - permit review				
16	and enforcement	PR	A	2,292,800	2,292,800
17	(bp) Air waste management -				
18	incinerator operator certification	PR	C	-0-	-0-
19	(bt) Air management - mobile sources	SEG	A	1,466,700	1,466,700
20	(cg) Groundwater quantity				
21	administration	PR	A	698,100	716,700
22	(ch) Groundwater quantity research	PR	B	84,500	84,500
23	(cL) Air management - recovery of				
24	ozone-depleting refrigerants	PR	A	135,500	135,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(cm) Air management - state permit				
2	sources	PR	A	1,316,900	1,316,900
3	(cn) Air management - asbestos				
4	management	PR	C	630,900	630,900
5	(co) Air management - stationary				
6	sources	PR	A	6,020,400	6,020,400
7	(cq) River and stream monitoring and				
8	study	SEG	A	-0-	-0-
9	(cr) Hydrologic evaluation and				
10	modeling	SEG	C	-0-	-0-
11	(cv) Air quality monitoring stations	SEG	B	30,000	30,000
12	(cw) Air management - motor vehicle				
13	emission inspection and				
14	maintenance program, petroleum				
15	inspection fund	SEG	A	21,500	21,500
16	(dg) Solid waste management - solid				
17	and hazardous waste disposal				
18	administration	PR	C	2,751,800	2,751,800
19	(dh) Solid waste management -				
20	remediated property	PR	C	1,034,700	1,034,700
21	(dq) Solid waste management - waste				
22	management fund	SEG	C	-0-	-0-
23	(dt) Solid waste management -				
24	closure and long-term care	SEG	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(du) Solid waste management -				
2	site-specific remediation	SEG	C	-0-	-0-
3	(dv) Solid waste management -				
4	environmental repair; spills;				
5	abandoned containers	SEG	C	2,892,700	2,892,700
6	(dw) Solid waste management -				
7	environmental repair; petroleum				
8	spills; administration	SEG	A	3,847,000	3,847,000
9	(dy) Solid waste management -				
10	corrective action; proofs of				
11	financial responsibility	SEG	C	-0-	-0-
12	(dz) Solid waste management -				
13	corrective action; moneys				
14	recovered from assessments and				
15	legal action	SEG	C	-0-	-0-
16	(eg) Solid waste facility siting board				
17	fee	PR	C	-0-	-0-
18	(eh) Solid waste management - source				
19	reduction review	PR	C	-0-	-0-
20	(eq) Solid waste management - dry				
21	cleaner environmental response	SEG	A	215,300	215,300
22	(fq) Indemnification agreements	SEG	S	-0-	-0-
23	(gr) Solid waste management -				
24	mining programs	SEG	C	-0-	-0-
25	(hq) Recycling; administration	SEG	A	1,482,900	1,482,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(hr) Electronic waste recycling	SEG	C	154,500	154,500
2	(kf) Aquatic plant management	PR	C	-0-	-0-
3	(ks) Aquatic invasive species control;				
4	voluntary contributions	SEG	C	68,300	68,300
5	(ma) General program operations -				
6	state funds	GPR	A	-0-	-0-
7	Drinking water and groundwater	GPR	A	2,590,600	2,590,600
8	Water quality	GPR	A	6,295,900	6,295,900
9	Waste and materials				
10	management	GPR	A	522,100	522,100
11	Remediation and redevelopment	GPR	A	1,100,200	1,100,200
12	Environmental management				
13	program management	GPR	A	608,400	608,400
14	NET APPROPRIATION			11,117,200	11,117,200
15	(mi) General program operations -				
16	private and public sources	PR	C	188,500	188,500
17	(mk) General program operations -				
18	service funds	PR-S	C	-0-	-0-
19	(mm) General program operations -				
20	federal funds	PR-F	C	-0-	-0-
21	Drinking water and groundwater	PR-F	C	5,686,700	5,686,700
22	Water quality	PR-F	C	9,542,200	9,218,100
23	Air management	PR-F	C	3,445,700	3,445,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	Waste and materials				
2	management	PR-F	C	2,042,800	2,042,800
3	Remediation and redevelopment	PR-F	C	3,080,900	3,080,900
4	NET APPROPRIATION			23,798,300	23,474,200
5	(mq) General program operations -				
6	environmental fund	SEG	A	-0-	-0-
7	Drinking water and groundwater	SEG	A	2,877,400	2,933,400
8	Water quality	SEG	A	1,567,800	1,605,100
9	Air management	SEG	A	231,800	269,200
10	Waste and materials				
11	management	SEG	A	1,600,000	1,618,700
12	Remediation and redevelopment	SEG	A	2,429,300	2,466,600
13	Environmental management				
14	program management	SEG	A	715,100	715,100
15	NET APPROPRIATION			9,421,400	9,608,100
16	(mr) General program operations -				
17	nonpoint source	SEG	A	421,500	421,500
18	(ms) General program operations -				
19	environmental fund; federal				
20	funds	SEG-F	C	1,294,100	1,294,100
21	(mt) General program operations -				
22	environmental improvement				
23	programs; state funds	SEG	A	537,300	537,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(mv) General program operations -				
2	brownfields	SEG	A	353,200	353,200
3	(mx) General program operations -				
4	clean water fund program; federal				
5	funds	SEG-F	C	801,400	801,400
6	(my) General program operations -				
7	environmental fund; federal				
8	funds	SEG-F	C	-0-	-0-
9	(nz) General program operations -				
10	safe drinking water loan				
11	programs; federal funds	SEG-F	C	2,789,200	2,789,200
12	(pr) PFAS in public water supplies	SEG	C	750,000	-0-
13	(ps) PFAS in fire fighting foam	SEG	C	1,000,000	-0-
14		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			11,167,200	11,167,200
	PROGRAM REVENUE			40,462,400	40,156,900
	FEDERAL			(23,798,300)	(23,474,200)
	OTHER			(16,664,100)	(16,682,700)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			30,197,800	28,653,100
	FEDERAL			(4,884,700)	(4,884,700)
	OTHER			(25,313,100)	(23,768,400)
	TOTAL-ALL SOURCES			81,827,400	79,977,200
15	(5) CONSERVATION AIDS				
16	(af) Resource aids - walleye				
17	production; grants	GPR	B	-0-	-0-
18	(aq) Resource aids - Canadian				
19	agencies migratory waterfowl				
20	aids	SEG	C	254,000	254,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ar) Resource aids - county				
2	conservation aids	SEG	C	148,500	148,500
3	(as) Recreation aids - fish, wildlife				
4	and forestry recreation aids	SEG	C	112,200	112,200
5	(at) Ice age trail area grants	SEG	A	-0-	-0-
6	(au) Resource aids - Ducks Unlimited,				
7	Inc., payments	SEG	C	-0-	-0-
8	(av) Resource aids - forest grants	SEG	B	1,472,900	1,472,900
9	(aw) Resource aids - nonprofit				
10	conservation organizations	SEG	C	-0-	-0-
11	(ax) Resource aids - forestry	SEG	A	-0-	-0-
12	(ay) Resource aids - urban land				
13	conservation	SEG	A	-0-	-0-
14	(az) Resource aids - urban forestry				
15	grants	SEG	B	1,019,600	1,369,600
16	(bq) Resource aids - county forest				
17	loans; severance share payments	SEG	C	100,000	100,000
18	(br) Resource aids - forest croplands				
19	and managed forest land aids	SEG	A	1,237,500	1,237,500
20	(bs) Resource aids - county forest				
21	loans	SEG	A	616,200	616,200
22	(bt) Resource aids - county forest				
23	project loans	SEG	C	396,000	396,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(bu) Resource aids - county forest				
2	project loans; severance share				
3	payments	SEG	C	350,000	350,000
4	(bv) Resource aids - county forests,				
5	forest croplands and managed				
6	forest land aids	SEG	S	2,200,300	2,200,300
7	(bw) Resource aids - county				
8	sustainable forestry and county				
9	forest administration grants	SEG	B	1,613,900	1,613,900
10	(bx) Resource aids - national forest				
11	income aids	SEG-F	C	782,200	782,200
12	(by) Resource aids - fire suppression				
13	grants	SEG	B	448,000	448,000
14	(bz) Resource aids - forestry outdoor				
15	activity grants	SEG	C	-0-	-0-
16	(cb) Recreation aids - snowmobile				
17	trail and area aids; general fund	GPR	A	-0-	-0-
18	(cq) Recreation aids - recreational				
19	boating and other projects	SEG	C	400,000	400,000
20	(cr) Recreation aids - county				
21	snowmobile trail and area aids	SEG	C	5,675,400	5,675,400
22	(cs) Recreation aids - snowmobile				
23	trail areas	SEG	C	4,909,200	4,909,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ct) Recreation aids - all-terrain				
2	vehicle project aids; gas tax				
3	payment	SEG	C	1,874,200	1,874,200
4	(cu) Recreation aids - all-terrain				
5	vehicle project aids	SEG	C	2,045,000	2,045,000
6	(cv) Recreation aids - Southeastern				
7	Wisconsin Fox River Commission	SEG	C	100,000	100,000
8	(cw) Recreation aids - supplemental				
9	snowmobile trail aids	SEG	C	966,100	966,100
10	(cx) Recreation aids - all-terrain				
11	vehicle and utility terrain vehicle				
12	safety enhancement program	SEG	S	297,000	297,000
13	(cy) Recreation and resource aids,				
14	federal funds	SEG-F	C	3,162,100	3,162,100
15	(cz) Resource aids - interpretive				
16	center	SEG	A	27,000	27,000
17	(da) Aids in lieu of taxes - general				
18	fund	GPR	S	6,672,500	6,672,500
19	(dq) Aids in lieu of taxes - lands				
20	acquired before a specified date	SEG	S	780,000	780,000
21	(dr) Aids in lieu of taxes - lands				
22	acquired after a specified date	SEG	S	6,570,000	6,570,000
23	(dx) Resource aids - payment in lieu				
24	of taxes; federal	SEG-F	C	440,000	440,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(dy) Resource aids - distribution of				
2	closed acreage fees	SEG	A	-0-	-0-
3	(ea) Enforcement aids - spearfishing				
4	enforcement	GPR	C	-0-	-0-
5	(eq) Enforcement aids - boating				
6	enforcement	SEG	A	2,286,000	2,286,000
7	(er) Enforcement aids - all-terrain				
8	vehicle and utility terrain vehicle				
9	enforcement	SEG	A	750,000	750,000
10	(es) Enforcement aids - snowmobiling				
11	enforcement	SEG	A	396,000	396,000
12	(eu) Recreation aids- utility terrain				
13	vehicle project aids	SEG	C	338,100	338,100
14	(ex) Enforcement aids - federal funds	SEG-F	C	-0-	-0-
15	(fc) Summer tribal youth program	GPR	A	250,000	250,000
16	(fq) Wildlife damage claims and				
17	abatement	SEG	C	2,950,000	2,950,000
18	(fr) Wildlife abatement and control				
19	grants	SEG	B	24,700	24,700
20	(fs) Venison and wild turkey				
21	processing	SEG	B	300,000	300,000
22	(ft) Venison and wild turkey				
23	processing; voluntary				
24	contributions	SEG	C	14,800	14,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(fu) Deer carcass disposal sites	SEG	C	1,000,000	-0-
2	(fv) Wolf depredation program	SEG	C	-0-	-0-
3	(fw) Resource Aids - Natural				
4	Resources Foundation of				
5	Wisconsin payments	SEG	C	20,000	20,000
6	(fx) Sheboygan River dam grant	SEG	C	1,000,000	-0-
7	(gr) Recreation aids- utility terrain				
8	vehicle project aids; gas tax				
9	payment	SEG	C	534,400	534,400
10	(gs) Terrestrial invasive species				
11	prevention	SEG	A	540,000	540,000
12		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			6,922,500	6,922,500
	SEGREGATED REVENUE			48,151,300	46,501,300
	FEDERAL			(4,384,300)	(4,384,300)
	OTHER			(43,767,000)	(42,117,000)
	TOTAL-ALL SOURCES			55,073,800	53,423,800
13	(6) ENVIRONMENTAL AIDS				
14	(aq) Environmental aids; nonpoint				
15	source	SEG	B	100,000	100,000
16	(ar) Environmental aids - lake				
17	protection	SEG	C	2,252,600	2,252,600
18	(as) Environmental aids - invasive				
19	aquatic species and lake				
20	monitoring and protection	SEG	B	4,029,100	4,029,100
21	(au) Environmental aids - river				
22	protection; environmental fund	SEG	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(av) Environmental aids - river				
2	protection; lake monitoring and				
3	protection contracts; conservation				
4	fund	SEG	B	289,500	289,500
5	(aw) Environmental aids - river				
6	protection, nonprofit organization				
7	contracts	SEG	C	-0-	-0-
8	(bu) Financial assistance for				
9	responsible units	SEG	A	19,000,000	19,000,000
10	(bw) Recycling consolidation grants	SEG	A	1,000,000	1,000,000
11	(cf) Environmental aids -				
12	compensation for well				
13	contamination and abandonment				
14	- general fund	GPR	A	1,000,000	1,000,000
15	(cm) Environmental aids - federal				
16	funds	PR-F	C	800,000	800,000
17	(cr) Environmental aids -				
18	compensation for well				
19	contamination and abandonment	SEG	C	200,000	200,000
20	(da) Environmental planning aids -				
21	local water quality planning	GPR	A	196,400	196,400
22	(dm) Environmental planning aids -				
23	federal funds	PR-F	C	150,000	150,000
24	(dq) Environmental aids - urban				
25	nonpoint source	SEG	B	1,500,000	1,500,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ed) Environmental aids - PFAS				
2	municipal grant program	GPR	C	10,000,000	10,000,000
3	(ef) Brownfields revolving loan				
4	repayments	PR	C	-0-	-0-
5	(eg) Groundwater mitigation and local				
6	assistance	PR	C	-0-	-0-
7	(eh) Brownfields revolving loan funds				
8	administered for other entity	PR	C	-0-	-0-
9	(em) Federal brownfields revolving				
10	loan funds	PR-F	C	1,000,000	1,000,000
11	(eq) Environmental aids - dry cleaner				
12	environmental response	SEG	B	763,600	763,600
13	(er) Vapor control system removal				
14	grants	SEG	B	-0-	-0-
15	(ev) Reimbursement for disposal of				
16	contaminated sediment	SEG	A	-0-	-0-
17	(fr) Petroleum storage environmental				
18	remedial action; awards	SEG	B	-0-	-0-
19	(fv) Removal of underground				
20	petroleum storage tanks	SEG	A	100,000	100,000
21		(6) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			11,196,400	11,196,400
	PROGRAM REVENUE			1,950,000	1,950,000
	FEDERAL			(1,950,000)	(1,950,000)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			29,234,800	29,234,800
	OTHER			(29,234,800)	(29,234,800)
	TOTAL-ALL SOURCES			42,381,200	42,381,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(7) DEBT SERVICE AND DEVELOPMENT				
2	(aa) Resource acquisition and				
3	development - principal				
4	repayment and interest	GPR	S	64,032,900	56,181,100
5	(ad) Land sales - principal repayment	PR	C	-0-	-0-
6	(ag) Land acquisition - principal				
7	repayment and interest	PR	C	-0-	-0-
8	(aq) Resource acquisition and				
9	development - principal				
10	repayment and interest	SEG	S	100	100
11	(ar) Dam repair and removal -				
12	principal repayment and interest	SEG	S	216,000	139,700
13	(at) Recreation development -				
14	principal repayment and interest	SEG	S	-0-	-0-
15	(au) State forest acquisition and				
16	development - principal				
17	repayment and interest	SEG	A	13,500,000	13,500,000
18	(bq) Principal repayment and interest				
19	- remedial action	SEG	S	1,633,800	1,246,400
20	(br) Principal repayment and interest				
21	- contaminated sediment	SEG	S	2,292,700	2,142,600
22	(cb) Principal repayment and interest				
23	- pollution abatement bonds	GPR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(cc) Principal repayment and interest				
2	- combined sewer overflow;				
3	pollution abatement bonds	GPR	S	634,100	255,200
4	(cd) Principal repayment and interest				
5	- municipal clean drinking water				
6	grants	GPR	S	5,600	2,100
7	(cg) Principal repayment and interest				
8	- nonpoint repayments	PR	C	-0-	-0-
9	(cq) Principal repayment and interest				
10	- nonpoint source grants	SEG	S	3,915,600	3,602,300
11	(cr) Principal repayment and interest				
12	- nonpoint source	SEG	S	2,336,200	2,837,000
13	(cs) Principal repayment and interest				
14	- urban nonpoint source				
15	cost-sharing	SEG	S	3,181,600	3,431,000
16	(ct) Principal and interest - pollution				
17	abatement, environmental fund	SEG	S	3,044,400	1,421,500
18	(dr) Petroleum inspection fund -				
19	revenue obligation repayment	SEG	S	-0-	-0-
20	(ea) Administrative facilities -				
21	principal repayment and interest	GPR	S	549,500	555,100
22	(eq) Administrative facilities -				
23	principal repayment and interest	SEG	S	6,396,100	6,995,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(er) Administrative facilities -				
2	principal repayment and interest;				
3	environmental fund	SEG	S	1,080,800	1,044,900
4	(fa) Resource maintenance and				
5	development - state funds	GPR	C	755,600	755,600
6	(fk) Resource acquisition and				
7	development - service funds;				
8	transportation moneys	PR-S	C	-0-	-0-
9	(fr) Resource acquisition and				
10	development - boating access to				
11	southeastern lakes	SEG	C	92,400	92,400
12	(fs) Resource acquisition and				
13	development - state funds	SEG	C	889,100	889,100
14	(ft) Resource acquisition and				
15	development - boating access	SEG	C	184,800	184,800
16	(fu) Resource acquisition and				
17	development - nonmotorized				
18	boating improvements	SEG	C	-0-	-0-
19	(fw) Resource acquisition and				
20	development - Mississippi and St.				
21	Croix rivers management	SEG	C	57,700	57,700
22	(fy) Resource acquisition and				
23	development - federal funds	SEG-F	C	9,112,800	9,112,800
24	(gg) Ice age trail - gifts and grants	PR	C	-0-	-0-
25	(gq) State trails - gifts and grants	SEG	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(ha) Facilities acquisition,					
2	development and maintenance	GPR	C	144,400	144,400	
3	(hq) Facilities acquisition,					
4	development and maintenance -					
5	conservation fund	SEG	C	372,400	372,400	
6	(ht) Property development -					
7	conservation fund	SEG	C	-0-	-0-	
8	(hu) Parks development -					
9	conservation fund	SEG	C	-0-	-0-	
10	(jr) Rental property and equipment -					
11	maintenance and replacement	SEG	C	180,000	180,000	
12	(mc) Resource maintenance and					
13	development - state park, forest,					
14	and riverway roads; general fund	GPR	C	-0-	-0-	
15	(mi) General program operations -					
16	private and public sources	PR	C	-0-	-0-	
17	(mk) General program operations -					
18	service funds	PR-S	C	-0-	-0-	
19	(mr) Resource maintenance and					
20	development - state park, forest,					
21	and riverway roads; conservation					
22	fund	SEG	C	2,000,000	2,000,000	
23	(ms) Pierce County islands wildlife					
24	restoration	SEG	C	-0-	3,000,000	
25		(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			66,122,100	57,893,500	

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2021-2022	2022-2023
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			50,486,500	52,250,500
	FEDERAL			(9,112,800)	(9,112,800)
	OTHER			(41,373,700)	(43,137,700)
	TOTAL-ALL SOURCES			116,608,600	110,144,000
1	(8) INTERNAL SERVICES				
2	(ir) Promotional activities and				
3	publications	SEG	C	82,200	82,200
4	(iw) Statewide recycling				
5	administration	SEG	A	427,800	429,600
6	(ma) General program operations -				
7	state funds	GPR	A	3,673,700	3,649,000
8	(mg) General program operations -				
9	stationary sources	PR	A	-0-	-0-
10	(mi) General program operations -				
11	private and public sources	PR	C	-0-	-0-
12	(mk) General program operations -				
13	service funds	PR-S	C	4,052,300	4,052,300
14	(mq) General program operations -				
15	mobile sources	SEG	A	956,600	961,200
16	(mr) General program operations -				
17	environmental improvement fund	SEG	A	356,400	358,100
18	(mt) Equipment and services	SEG-S	C	-0-	-0-
19	(mu) General program operations -				
20	state funds	SEG	A	25,586,300	25,598,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(mv) General program operations -				
2	environmental fund	SEG	A	2,245,600	2,250,800
3	(my) Land and property management -				
4	federal funds	SEG-F	C	1,370,500	1,370,500
5	(mz) Indirect cost reimbursements	SEG-F	C	8,085,900	8,093,500
6	(ni) Geographic information systems,				
7	general program operations -				
8	other funds	PR	C	32,700	32,700
9	(nk) Geographic information systems,				
10	general program operations -				
11	service funds	PR-S	C	1,254,300	1,254,300
12	(zq) Gifts and donations	SEG	C	-0-	-0-
13		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			3,673,700	3,649,000
	PROGRAM REVENUE			5,339,300	5,339,300
	OTHER			(32,700)	(32,700)
	SERVICE			(5,306,600)	(5,306,600)
	SEGREGATED REVENUE			39,111,300	39,144,500
	FEDERAL			(9,456,400)	(9,464,000)
	OTHER			(29,654,900)	(29,680,500)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			48,124,300	48,132,800
14	(9) EXTERNAL SERVICES				
15	(ag) Animal feeding operations - fees	PR	C	92,600	92,600
16	(ap) Animal feeding operations	SEG	A	1,218,400	1,218,400
17	(aq) Water resources management -				
18	lake, river, and invasive species				
19	management	SEG	A	941,000	959,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(as) Water resources - trading water				
2	pollution credits	SEG	C	-0-	-0-
3	(at) Watershed - nonpoint source				
4	contracts	SEG	B	882,600	882,600
5	(aw) Water resources-public health	SEG	A	24,700	24,700
6	(bg) Water regulation and zoning -				
7	computer access fees	PR	C	-0-	-0-
8	(bi) Water regulation and zoning -				
9	fees	PR	C	1,538,200	1,538,200
10	(bj) Storm water management - fees	PR	C	1,828,400	1,828,400
11	(bm) Wetland restoration - fees;				
12	payments	PR	C	188,300	243,000
13	(br) Water regulation and zoning -				
14	dam safety and wetland mapping;				
15	conservation fund	SEG	A	727,100	727,100
16	(dh) Environmental impact - power				
17	projects	PR	C	-0-	-0-
18	(di) Environmental consulting costs -				
19	federal power projects	PR	A	-0-	-0-
20	(fj) Environmental quality -				
21	laboratory certification	PR	A	679,300	679,300
22	(fL) Operator certification - fees	PR	A	146,300	146,300
23	(gh) Nonferrous metallic mining				
24	regulation and administration	PR	A	76,300	76,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(gi) Ferrous metallic mining				
2	operations	PR	C	-0-	-0-
3	(hk) Approval fees to Lac du Flambeau				
4	band - service funds	PR-S	A	84,500	84,500
5	(hs) Approval fees from Lac du				
6	Flambeau band	SEG	C	-0-	-0-
7	(ht) Approval fees to Lac du Flambeau				
8	band	SEG	S	-0-	-0-
9	(hu) Handling and other fees	SEG	C	152,500	152,500
10	(hv) Fee amounts for statewide				
11	automated issuing system	SEG	C	2,863,100	2,863,100
12	(hw) Utility terrain vehicle fees	SEG	C	-0-	-0-
13	(iq) Natural resources magazine	SEG	C	503,000	503,000
14	(is) Statewide recycling				
15	administration	SEG	A	138,700	138,700
16	(jq) Off-highway motorcycle				
17	administration	SEG	C	60,100	60,100
18	(ma) General program operations -				
19	state funds	GPR	A	10,106,600	10,106,600
20	(mh) General program operations -				
21	stationary sources	PR	A	-0-	-0-
22	(mi) General program operations -				
23	private and public sources	PR	C	418,100	418,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(mk) General program operations -				
2	service funds	PR-S	C	2,987,900	2,987,900
3	(mm) General program operations -				
4	federal funds	PR-F	C	4,491,800	4,491,800
5	(mq) General program operations -				
6	mobile sources	SEG	A	362,100	362,100
7	(mr) General program operations -				
8	nonpoint source	SEG	A	279,600	279,600
9	(ms) General program operations -				
10	pollution prevention	SEG	A	-0-	-0-
11	(mt) Aids administration -				
12	environmental improvement				
13	programs; state funds	SEG	A	1,406,800	1,406,800
14	(mu) General program operations -				
15	state funds	SEG	A	9,159,500	8,999,500
16	(mv) General program operations -				
17	environmental fund	SEG	A	2,145,700	2,145,700
18	(mw) Aids administration - snowmobile				
19	recreation	SEG	A	218,400	218,400
20	(mx) Aids administration - clean water				
21	fund program; federal funds	SEG-F	C	1,680,000	1,680,000
22	(my) General program operations -				
23	federal funds	SEG-F	C	496,000	496,000
24	(mz) Indirect cost reimbursements	SEG-F	C	1,066,100	1,066,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(nq) Aids administration - dry cleaner				
2	environmental response	SEG	A	-0-	-0-
3	(ny) Aids administration - safe				
4	drinking water loan programs;				
5	federal funds	SEG-F	C	282,900	282,900
6	(pq) Great Lakes erosion control				
7	revolving loan program	SEG	C	5,000,000	-0-
8		(9) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			10,106,600	10,106,600
	PROGRAM REVENUE			12,531,700	12,586,400
	FEDERAL			(4,491,800)	(4,491,800)
	OTHER			(4,967,500)	(5,022,200)
	SERVICE			(3,072,400)	(3,072,400)
	SEGREGATED REVENUE			29,608,300	24,466,900
	FEDERAL			(3,525,000)	(3,525,000)
	OTHER			(26,083,300)	(20,941,900)
	TOTAL-ALL SOURCES			52,246,600	47,159,900
9		20.370 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			113,842,900	105,545,600
	PROGRAM REVENUE			63,022,500	62,771,700
	FEDERAL			(31,194,800)	(30,870,700)
	OTHER			(22,681,200)	(22,754,500)
	SERVICE			(9,146,500)	(9,146,500)
	SEGREGATED REVENUE			409,964,000	402,047,100
	FEDERAL			(57,378,800)	(57,305,400)
	OTHER			(352,585,200)	(344,741,700)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			586,829,400	570,364,400
10	20.373 Fox River Navigational System Authority				
11	(1) INITIAL COSTS				
12	(g) Administration, operation, repair,				
13	and rehabilitation	PR	C	-0-	-0-
14	(r) Establishment and operation	SEG	C	125,400	125,400
15		(1) PROGRAM TOTALS			

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			125,400	125,400
	OTHER			(125,400)	(125,400)
	TOTAL-ALL SOURCES			125,400	125,400
1		20.373 DEPARTMENT TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			125,400	125,400
	OTHER			(125,400)	(125,400)
	TOTAL-ALL SOURCES			125,400	125,400
2	20.375 Lower Fox River Remediation Authority				
3	(1) INITIAL COSTS				
4	(a) Initial costs	GPR	B	-0-	-0-
5		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
6		20.375 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
7	20.380 Tourism, Department of				
8	(1) TOURISM DEVELOPMENT AND PROMOTION				
9	(a) General program operations	GPR	A	3,437,200	3,451,300
10	(b) Tourism marketing; general				
11	purpose revenue	GPR	B	6,871,000	6,871,000
12	(c) Destination marketing grants	GPR	C	25,000,000	-0-
13	(g) Gifts, grants and proceeds	PR	C	100	100
14	(h) Tourism promotion; sale of				
15	surplus property receipts	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ig) Golf promotion	PR	C	-0-	-0-
2	(ir) Payments to the WPGA Junior				
3	Foundation	PR	C	-0-	-0-
4	(j) Tourism promotion - private and				
5	public sources	PR	C	99,000	99,000
6	(k) Sale of materials or services	PR-S	C	-0-	-0-
7	(ka) Sale of materials and services -				
8	local assistance	PR-S	C	-0-	-0-
9	(kb) Sale of materials and services -				
10	individuals and organizations	PR-S	C	-0-	-0-
11	(kc) Marketing clearinghouse charges	PR-S	A	141,100	141,100
12	(kg) Tourism marketing; gaming				
13	revenue	PR-S	B	4,267,100	4,267,100
14	(km) Grants for regional tourist				
15	information centers	PR-S	A	160,000	160,000
16	(kp) Moneys received from other				
17	agencies	PR-S	C	-0-	-0-
18	(m) Federal aid, state operations	PR-F	C	-0-	-0-
19	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
20	(o) Federal aid, individuals and				
21	organizations	PR-F	C	-0-	-0-
22	(q) Administrative				
23	services-conservation fund	SEG	A	12,100	12,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(w) Tourism marketing;				
2	transportation fund	SEG	B	1,591,400	1,591,400
3		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			10,308,200	10,322,300
	PROGRAM REVENUE			4,667,300	4,667,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(99,100)	(99,100)
	SERVICE			(4,568,200)	(4,568,200)
	SEGREGATED REVENUE			1,603,500	1,603,500
	OTHER			(1,603,500)	(1,603,500)
	TOTAL-ALL SOURCES			16,579,000	16,593,100
4	(3) SUPPORT OF ARTS PROJECTS				
5	(a) General program operations	GPR	A	306,200	306,200
6	(b) State aid for the arts	GPR	A	655,900	615,900
7	(c) Portraits of governors	GPR	A	-0-	-0-
8	(cm) Mass burial monument at				
9	University of Wisconsin-Stevens				
10	Point	GPR	C	100,000	-0-
11	(d) Challenge grant program	GPR	A	-0-	-0-
12	(e) High Point fund	GPR	A	-0-	-0-
13	(f) Wisconsin regranting program	GPR	A	116,700	116,700
14	(g) Gifts and grants; state operations	PR	C	20,000	20,000
15	(h) Gifts and grants; aids to				
16	individuals and organizations	PR	C	-0-	-0-
17	(j) Support of arts programs	PR	C	-0-	-0-
18	(km) State aid for the arts; Indian				
19	gaming receipts	PR-S	A	24,900	24,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(m) Federal grants; state operations	PR-F	C	253,500	253,500
2	(o) Federal grants; aids to				
3	individuals and organizations	PR-F	C	524,500	524,500
4		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,178,800	1,038,800
	PROGRAM REVENUE			822,900	822,900
	FEDERAL			(778,000)	(778,000)
	OTHER			(20,000)	(20,000)
	SERVICE			(24,900)	(24,900)
	TOTAL-ALL SOURCES			2,001,700	1,861,700
5		20.380 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			11,487,000	11,361,100
	PROGRAM REVENUE			5,490,200	5,490,200
	FEDERAL			(778,000)	(778,000)
	OTHER			(119,100)	(119,100)
	SERVICE			(4,593,100)	(4,593,100)
	SEGREGATED REVENUE			1,603,500	1,603,500
	OTHER			(1,603,500)	(1,603,500)
	TOTAL-ALL SOURCES			18,580,700	18,454,800
6	20.385 Kickapoo Reserve Management Board				
7	(1) KICKAPOO VALLEY RESERVE				
8	(g) Kickapoo reserve management				
9	board; program services	PR	C	175,900	175,900
10	(h) Kickapoo reserve management				
11	board; gifts and grants	PR	C	-0-	-0-
12	(k) Kickapoo valley reserve; law				
13	enforcement services	PR-S	A	73,600	73,600
14	(m) Kickapoo reserve management				
15	board; federal aid	PR-F	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(q) Kickapoo reserve management				
2	board; general program				
3	operations	SEG	A	505,300	505,300
4	(r) Kickapoo valley reserve; aids in				
5	lieu of taxes	SEG	S	280,000	280,000
6		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			249,500	249,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(175,900)	(175,900)
	SERVICE			(73,600)	(73,600)
	SEGREGATED REVENUE			785,300	785,300
	OTHER			(785,300)	(785,300)
	TOTAL-ALL SOURCES			1,034,800	1,034,800
7		20.385 DEPARTMENT TOTALS			
	PROGRAM REVENUE			249,500	249,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(175,900)	(175,900)
	SERVICE			(73,600)	(73,600)
	SEGREGATED REVENUE			785,300	785,300
	OTHER			(785,300)	(785,300)
	TOTAL-ALL SOURCES			1,034,800	1,034,800
8	20.395 Transportation, Department of				
9	(1) Aids				
10	(ar) Corrections of transportation aid				
11	payments	SEG	S	-0-	-0-
12	(as) Transportation aids to counties,				
13	state funds	SEG	A	122,814,200	125,270,500
14	(at) Transportation aids to				
15	municipalities, state funds	SEG	A	387,338,300	395,085,100
16	(av) Supplemental transportation aids				
17	to towns, state funds	SEG	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(bq) Intercity bus assistance, state				
2	funds	SEG	C	-0-	-0-
3	(bs) Transportation employment and				
4	mobility, state funds	SEG	C	4,582,600	4,582,600
5	(bt) Transit capital assistance grants	SEG	C	10,000,000	10,000,000
6	(bv) Transit and other				
7	transportation-related aids, local				
8	funds	SEG-L	C	110,000	110,000
9	(bx) Transit and other				
10	transportation-related aids,				
11	federal funds	SEG-F	C	20,538,800	20,538,800
12	(cq) Seniors and individuals with				
13	disabilities specialized				
14	transportation aids, state funds	SEG	C	935,600	959,000
15	(cr) Seniors and individuals with				
16	disabilities specialized				
17	transportation county aids, state				
18	funds	SEG	A	15,977,800	15,977,800
19	(ct) Tribal elderly transportation				
20	grants	SEG	A	457,400	480,300
21	(cv) Seniors and individuals with				
22	disabilities specialized				
23	transportation aids, local funds	SEG-L	C	605,500	605,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(cx) Seniors and individuals with				
2	disabilities specialized				
3	transportation aids, federal funds	SEG-F	C	2,996,900	2,996,900
4	(ex) Highway safety, local assistance,				
5	federal funds	SEG-F	C	6,869,400	6,869,400
6	(fq) Connecting highways aids, state				
7	funds	SEG	A	12,063,500	12,063,500
8	(fs) Disaster damage aids, state funds	SEG	S	1,000,000	1,000,000
9	(ft) Lift bridge aids, state funds	SEG	B	2,659,200	2,659,200
10	(fu) County forest road aids, state				
11	funds	SEG	A	320,600	320,600
12	(gq) Expressway policing aids, state				
13	funds	SEG	A	1,023,900	1,023,900
14	(gt) Soo Locks improvements, state				
15	funds	SEG	A	-0-	-0-
16	(hq) Paratransit aids	SEG	A	3,100,600	3,178,100
17	(hr) Tier B transit operating aids,				
18	state funds	SEG	A	25,132,500	25,760,800
19	(hs) Tier C transit operating aids,				
20	state funds	SEG	A	5,325,800	5,458,900
21	(ht) Tier A-1 transit operating aids,				
22	state funds	SEG	A	65,887,000	67,534,200
23	(hu) Tier A-2 transit operating aids,				
24	state funds	SEG	A	17,312,900	17,745,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(hw) Tier A-3 transit operating aids,				
2	state funds	SEG	A	-0-	-0-
3	(ig) Professional football stadium				
4	maintenance and operating costs,				
5	state funds	PR	C	450,000	450,000
6	(ih) Child abuse and neglect				
7	prevention, state funds	PR	C	125,000	125,000
8		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			575,000	575,000
	OTHER			(575,000)	(575,000)
	SEGREGATED REVENUE			707,052,500	719,514,900
	FEDERAL			(30,405,100)	(30,405,100)
	OTHER			(675,931,900)	(688,394,300)
	LOCAL			(715,500)	(715,500)
	TOTAL-ALL SOURCES			707,627,500	720,089,900
9	(2) LOCAL TRANSPORTATION ASSISTANCE				
10	(aq) Accelerated local bridge				
11	improvement assistance, state				
12	funds	SEG	C	-0-	-0-
13	(av) Accelerated local bridge				
14	improvement assistance, local				
15	funds	SEG-L	C	-0-	-0-
16	(ax) Accelerated local bridge				
17	improvement assistance, federal				
18	funds	SEG-F	C	-0-	-0-
19	(bq) Rail service assistance, state				
20	funds	SEG	C	1,192,700	1,192,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(br) Passenger rail development, state				
2	funds.	SEG	C	-0-	-0-
3	(bt) Freight rail preservation	SEG	C	-0-	-0-
4	(bu) Freight rail infrastructure				
5	improvements, state funds	SEG	C	-0-	-0-
6	(bv) Rail service assistance, local				
7	funds	SEG-L	C	500,000	500,000
8	(bw) Freight rail assistance loan				
9	repayments, local funds	SEG-L	C	4,000,000	4,000,000
10	(bx) Rail service assistance, federal				
11	funds	SEG-F	C	-0-	-0-
12	(cq) Harbor assistance, state funds	SEG	C	651,000	651,000
13	(cr) Rail passenger service, state				
14	funds	SEG	C	6,800,000	6,800,000
15	(cs) Harbor assistance, federal funds	SEG-F	C	-0-	-0-
16	(ct) Passenger railroad station				
17	improvement and commuter rail				
18	transit system grants, state funds	SEG	B	-0-	-0-
19	(cu) Passenger railroad station				
20	improvement and commuter rail				
21	transit system grants, local funds	SEG-L	C	-0-	-0-
22	(cv) Rail passenger service, local				
23	funds	SEG-L	C	-0-	-0-
24	(cw) Harbor assistance, local funds	SEG-L	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(cx) Rail passenger service, federal				
2	funds	SEG-F	C	-0-	-0-
3	(da) Airport sound mitigation grant				
4	program; state funds	GPR	C	250,000	250,000
5	(dq) Aeronautics assistance, state				
6	funds	SEG	C	13,876,500	13,876,500
7	(ds) Aviation career education, state				
8	funds	SEG	A	178,800	178,800
9	(dv) Aeronautics assistance, local				
10	funds	SEG-L	C	42,000,000	42,000,000
11	(dx) Aeronautics assistance, federal				
12	funds	SEG-F	C	56,162,200	56,162,200
13	(eq) Highway and local bridge				
14	improvement assistance, state				
15	funds	SEG	C	18,470,600	18,470,600
16	(ev) Local bridge improvement				
17	assistance, local funds	SEG-L	C	11,157,600	11,157,600
18	(ex) Local bridge improvement				
19	assistance, federal funds	SEG-F	C	24,481,000	24,481,000
20	(fb) Local roads for job preservation,				
21	state funds	GPR	C	-0-	-0-
22	(fc) Local supplement	SEG	C	-0-	-0-
23	(fq) Local supplement	SEG	C	75,000,000	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(fr) Local roads improvement				
2	program, state funds	SEG	C	17,865,600	17,865,600
3	(ft) Local roads improvement				
4	program; discretionary grants,				
5	state funds	SEG	C	15,167,400	15,167,400
6	(fv) Local transportation facility				
7	improvement assistance, local				
8	funds	SEG-L	C	43,898,600	43,898,600
9	(fx) Local transportation facility				
10	improvement assistance, federal				
11	funds	SEG-F	C	72,288,400	72,288,400
12	(fz) Local roads for job preservation,				
13	federal funds	SEG-F	C	-0-	-0-
14	(gj) Railroad crossing protection				
15	installation and maintenance,				
16	state funds	SEG	C	-0-	-0-
17	(gq) Railroad crossing improvement				
18	and protection maintenance, state				
19	funds	SEG	A	2,112,000	2,112,000
20	(gr) Railroad crossing improvement				
21	and protection installation, state				
22	funds	SEG	C	1,595,700	1,595,700
23	(gs) Railroad crossing repair				
24	assistance, state funds	SEG	C	467,300	467,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(gv) Railroad crossing improvement,				
2	local funds	SEG-L	C	-0-	-0-
3	(gx) Railroad crossing improvement,				
4	federal funds	SEG-F	C	3,291,800	3,291,800
5	(hq) Multimodal transportation				
6	studies, state funds	SEG	C	-0-	-0-
7	(hx) Multimodal transportation				
8	studies, federal funds	SEG-F	C	-0-	-0-
9	(iq) Transportation facilities economic				
10	assistance and development, state				
11	funds	SEG	C	3,402,600	3,402,600
12	(iv) Transportation facilities economic				
13	assistance and development, local				
14	funds	SEG-L	C	3,588,700	3,588,700
15	(iw) Transportation facility				
16	improvement loans, local funds	SEG-L	C	-0-	-0-
17	(ix) Transportation facilities economic				
18	assistance and development,				
19	federal funds	SEG-F	C	-0-	-0-
20	(js) Transportation alternatives				
21	program, state funds	SEG	C	1,000,000	1,000,000
22	(jv) Transportation alternatives				
23	program, local funds	SEG-L	C	2,012,300	2,012,300
24	(jx) Transportation alternatives				
25	program, federal funds	SEG-F	C	7,049,300	7,049,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(kv) Congestion mitigation and air					
2	quality improvement, local funds	SEG-L	C	3,124,700	3,124,700	
3	(kx) Congestion mitigation and air					
4	quality improvement, federal					
5	funds	SEG-F	C	10,719,000	10,719,000	
6	(mq) Astronautics assistance, state					
7	funds	SEG	C	-0-	-0-	
8	(mv) Astronautics assistance, local					
9	funds	SEG-L	C	-0-	-0-	
10	(mx) Astronautics assistance, federal					
11	funds	SEG-F	C	-0-	-0-	
12	(ph) Transportation infrastructure					
13	loans, gifts and grants	SEG	C	-0-	-0-	
14	(pq) Transportation infrastructure					
15	loans, state funds	SEG	C	4,600	4,600	
16	(pu) Transportation infrastructure					
17	loans, service funds	SEG-S	C	-0-	-0-	
18	(pv) Transportation infrastructure					
19	loans, local funds	SEG-L	C	-0-	-0-	
20	(px) Transportation infrastructure					
21	loans, federal funds	SEG-F	C	-0-	-0-	
22		(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-	
	SEGREGATED REVENUE			442,058,400	367,058,400	
	FEDERAL			(173,991,700)	(173,991,700)	
	OTHER			(157,784,800)	(82,784,800)	
	SERVICE			(-0-)	(-0-)	
	LOCAL			(110,281,900)	(110,281,900)	

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2021-2022	2022-2023
TOTAL-ALL SOURCES				442,058,400	367,058,400
1	(3) STATE HIGHWAY FACILITIES				
2	(aq) Southeast Wisconsin freeway				
3	megaprojects, state funds	SEG	C	4,000,000	8,000,000
4	(av) Southeast Wisconsin freeway				
5	megaprojects, local funds	SEG-L	C	-0-	-0-
6	(ax) Southeast Wisconsin freeway				
7	megaprojects, federal funds	SEG-F	C	16,000,000	14,000,000
8	(bq) Major highway development,				
9	state funds	SEG	C	25,111,600	25,111,600
10	(br) Major highway development,				
11	service funds	SEG-S	C	75,511,600	73,511,600
12	(bv) Major highway development, local				
13	funds	SEG-L	C	-0-	-0-
14	(bx) Major highway development,				
15	federal funds	SEG-F	C	182,176,800	184,176,800
16	(cq) State highway rehabilitation,				
17	state funds	SEG	C	334,016,100	441,933,800
18	(cr) Southeast Wisconsin freeway				
19	rehabilitation, state funds	SEG	C	-0-	-0-
20	(ct) Owner controlled insurance				
21	program, service funds	SEG-S	C	-0-	-0-
22	(cv) State highway rehabilitation,				
23	local funds	SEG-L	C	2,059,200	2,059,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(cw) Southeast Wisconsin freeway				
2	rehabilitation, local funds	SEG-L	C	-0-	-0-
3	(cx) State highway rehabilitation,				
4	federal funds	SEG-F	C	466,997,400	483,056,100
5	(cy) Southeast Wisconsin freeway				
6	rehabilitation, federal funds	SEG-F	C	-0-	-0-
7	(dq) Major interstate bridge				
8	construction, state funds	SEG	C	-0-	-0-
9	(dr) High-cost state highway bridge				
10	projects, state funds	SEG	C	-0-	-0-
11	(dv) Major interstate bridge				
12	construction, local funds	SEG-L	C	-0-	-0-
13	(dw) High-cost state highway bridge				
14	projects, local funds	SEG-L	C	-0-	-0-
15	(dx) Major interstate bridge				
16	construction, federal funds	SEG-F	C	-0-	-0-
17	(dy) High-cost state highway bridge				
18	projects, federal funds	SEG-F	C	-0-	-0-
19	(eg) Supplement from sponsorship				
20	agreements, state funds	PR	C	10,500	10,500
21	(eq) Highway system management				
22	and operations, state funds	SEG	C	108,512,000	108,096,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(er) State-owned lift bridge				
2	operations and maintenance,				
3	state funds	SEG	A	2,380,100	2,380,100
4	(es) Routine maintenance activities,				
5	state funds	SEG	C	188,366,500	188,366,500
6	(et) Intelligent transportation				
7	systems and traffic control				
8	signals, state funds	SEG	C	9,766,200	9,766,200
9	(eu) Intelligent transportation				
10	systems and traffic control				
11	signals, local funds	SEG-L	C	-0-	-0-
12	(ev) Highway system management				
13	and operations, local funds	SEG-L	C	2,013,200	2,030,300
14	(ew) Routine maintenance activities,				
15	local funds	SEG-L	C	-0-	-0-
16	(ex) Highway system management				
17	and operations, federal funds	SEG-F	C	1,188,600	1,188,600
18	(ey) Routine maintenance activities,				
19	federal funds	SEG-F	C	-0-	-0-
20	(ez) Intelligent transportation				
21	systems and traffic control				
22	signals, federal funds	SEG-F	C	-0-	-0-
23	(iq) Administration and planning,				
24	state funds	SEG	A	13,356,000	13,356,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ir) Disadvantaged business				
2	mobilization assistance, state				
3	funds	SEG	C	-0-	-0-
4	(iv) Administration and planning,				
5	local funds	SEG-L	C	-0-	-0-
6	(ix) Administration and planning,				
7	federal funds	SEG-F	C	3,779,900	3,779,900
8	(jg) Surveying reference station				
9	system	PR	C	590,000	590,000
10	(jh) Utility facilities within highway				
11	rights-of-way, state funds	PR	C	279,700	279,700
12	(jj) Damage claims	PR	C	4,087,200	4,087,200
13	(js) Telecommunications services,				
14	service funds	SEG-S	C	-0-	-0-
15		(3) PROGRAM TOTALS			
	PROGRAM REVENUE			4,967,400	4,967,400
	OTHER			(4,967,400)	(4,967,400)
	SEGREGATED REVENUE			1,426,005,200	1,551,583,600
	FEDERAL			(670,142,700)	(686,201,400)
	OTHER			(676,278,500)	(787,781,100)
	SERVICE			(75,511,600)	(73,511,600)
	LOCAL			(4,072,400)	(4,089,500)
	TOTAL-ALL SOURCES			1,430,972,600	1,556,551,000
16	(4) GENERAL TRANSPORTATION OPERATIONS				
17	(aq) Departmental management and				
18	operations, state funds	SEG	A	71,036,200	71,196,800
19	(ar) Minor construction projects, state				
20	funds	SEG	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(as) Transit safety oversight, state					
2	funds	SEG	C	72,700	72,700	
3	(at) Capital building projects, service					
4	funds	SEG-S	C	6,500,000	6,500,000	
5	(av) Departmental management and					
6	operations, local funds	SEG-L	C	369,000	369,000	
7	(ax) Departmental management and					
8	operations, federal funds	SEG-F	C	15,525,100	15,525,100	
9	(ay) Transit safety oversight, federal					
10	funds	SEG-F	C	305,000	305,000	
11	(ch) Gifts and grants	SEG	C	-0-	-0-	
12	(dq) Demand management	SEG	A	422,000	422,000	
13	(eq) Data processing services, service					
14	funds	SEG-S	C	15,045,000	15,045,000	
15	(er) Fleet operations, service funds	SEG-S	C	12,569,000	12,569,000	
16	(es) Other department services,					
17	operations, service funds	SEG-S	C	5,139,000	5,139,000	
18	(et) Equipment acquisition	SEG	A	-0-	-0-	
19	(ew) Operating budget supplements,					
20	state funds	SEG	C	-0-	-0-	
21		(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			250,000	250,000	
	SEGREGATED REVENUE			126,483,000	126,643,600	
	FEDERAL			(15,830,100)	(15,830,100)	
	OTHER			(71,030,900)	(71,191,500)	
	SERVICE			(39,253,000)	(39,253,000)	
	LOCAL			(369,000)	(369,000)	

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2021-2022	2022-2023
TOTAL-ALL SOURCES				126,733,000	126,893,600
1	(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT				
2	(cg) Convenience fees, state funds	PR	C	118,400	118,400
3	(ch) Repaired salvage vehicle				
4	examinations, state funds	PR	C	145,900	145,900
5	(ci) Breath screening instruments,				
6	state funds	PR-S	C	419,400	419,400
7	(cj) Vehicle registration, special group				
8	plates, state funds	PR	C	-0-	-0-
9	(cL) Football plate licensing fees, state				
10	funds	PR	C	-0-	-0-
11	(cq) Vehicle registration, inspection				
12	and maintenance, driver licensing				
13	and aircraft registration, state				
14	funds	SEG	A	80,714,500	81,926,700
15	(cx) Vehicle registration and driver				
16	licensing, federal funds	SEG-F	C	1,289,400	1,289,400
17	(da) State traffic patrol equipment,				
18	general fund	GPR	A	-0-	-0-
19	(dg) Escort, security and traffic				
20	enforcement services, state funds	PR	C	656,500	656,500
21	(dh) Traffic academy tuition				
22	payments, state funds	PR	C	655,400	655,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(di) Chemical testing training and				
2	services, state funds	PR-S	A	1,762,700	1,762,700
3	(dk) Public safety radio management,				
4	service funds	PR-S	C	1,009,400	1,009,400
5	(dL) Public safety radio management,				
6	state funds	PR	C	160,900	160,900
7	(dq) Vehicle inspection, traffic				
8	enforcement and radio				
9	management, state funds	SEG	A	71,766,000	73,526,800
10	(dr) Transportation safety, state funds	SEG	A	2,096,300	2,096,300
11	(dx) Vehicle inspection and traffic				
12	enforcement, federal funds	SEG-F	C	5,058,400	5,058,400
13	(dy) Transportation safety, federal				
14	funds	SEG-F	C	5,158,100	5,158,100
15	(eg) Payments to the Wisconsin Lions				
16	Foundation	PR	C	7,000	7,000
17	(eh) Motorcycle safety program				
18	supplement, state funds	PR	C	38,300	38,300
19	(ei) Payments to Wisconsin Trout				
20	Unlimited	PR	C	-0-	-0-
21	(ej) Baseball plate licensing fees,				
22	state funds	PR	C	5,000	5,000
23	(ek) Safe-ride grant program; state				
24	funds	PR-S	C	161,400	161,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(eL) Payments resulting from the				
2	issuance of certain special plates	PR	C	5,000	5,000
3	(fg) Payments to the Boy Scouts of				
4	America National Foundation	PR	C	5,000	5,000
5	(fh) Payments to Whitetails				
6	Unlimited	PR	C	5,000	5,000
7	(fi) Payments to the Wisconsin Rocky				
8	Mountain Elk Foundation	PR	C	5,000	5,000
9	(fj) Payments to Wisconsin				
10	Organization of Nurse Executives	PR	C	5,000	5,000
11	(gg) Basketball plate payments to the				
12	Milwaukee Bucks Foundation	PR	C	5,000	5,000
13	(gh) Payment to Midwest Athletes				
14	Against Childhood Cancer	PR	C	5,000	5,000
15	(gi) Payments to the Wisconsin				
16	Women's Health Foundation	PR	C	-0-	-0-
17	(gj) Payments to Donate Life				
18	Wisconsin	PR	C	-0-	-0-
19	(hi) Payments to Wisconsin Law				
20	Enforcement Memorial, Inc.	PR	C	-0-	-0-
21	(hj) Payments to the National Law				
22	Enforcement Officers Memorial				
23	Fund	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(hq) Motor vehicle emission inspection				
2	and maintenance program;				
3	contractor costs and equipment				
4	grants; state funds	SEG	A	3,193,300	3,193,300
5	(hx) Motor vehicle emission inspection				
6	and maintenance programs,				
7	federal funds	SEG-F	C	-0-	-0-
8	(ij) Baseball plate deposits to district				
9	maintenance and capital				
10	improvements fund	PR	C	-0-	-0-
11	(iv) Municipal and county registration				
12	fee, local funds	SEG-L	C	-0-	-0-
13		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			5,175,300	5,175,300
	OTHER			(1,822,400)	(1,822,400)
	SERVICE			(3,352,900)	(3,352,900)
	SEGREGATED REVENUE			169,276,000	172,249,000
	FEDERAL			(11,505,900)	(11,505,900)
	OTHER			(157,770,100)	(160,743,100)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			174,451,300	177,424,300
14	(6) DEBT SERVICES				
15	(ad) Principal repayment and interest,				
16	contingent funding of southeast				
17	Wisconsin freeway megaprojects,				
18	state funds	GPR	S	16,382,700	17,482,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ae) Principal repayment and interest,				
2	contingent funding of major				
3	highway and rehabilitation				
4	projects, state funds	GPR	S	13,944,000	14,034,100
5	(af) Principal repayment and interest,				
6	local roads for job preservation				
7	program, major highway and				
8	rehabilitation projects, southeast				
9	megaprojects, state funds	GPR	S	78,078,500	64,080,500
10	(aq) Principal repayment and interest,				
11	transportation facilities, state				
12	highway rehabilitation, major				
13	highway projects, electric vehicle				
14	infrastructure projects, local				
15	infrastructure grants, state funds	SEG	S	49,944,400	60,634,700
16	(ar) Principal repayment and interest,				
17	buildings, state funds	SEG	S	21,900	27,900
18	(au) Principal repayment and interest,				
19	southeast rehabilitation projects,				
20	southeast megaprojects, and				
21	high-cost bridge projects, state				
22	funds	SEG	S	89,840,300	95,229,800
23	(av) Principal repayment and interest,				
24	contingent funding of major				
25	highway and rehabilitation				
26	projects, state funds	SEG	S	12,376,600	12,245,200
27		(6) PROGRAM TOTALS			

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	GENERAL PURPOSE REVENUE			108,405,200	95,597,400
	SEGREGATED REVENUE			152,183,200	168,137,600
	OTHER			(152,183,200)	(168,137,600)
	TOTAL-ALL SOURCES			260,588,400	263,735,000
1	(9) GENERAL PROVISIONS				
2	(qd) Freeway land disposal				
3	reimbursement clearing account	SEG	C	-0-	-0-
4	(qh) Highways, bridges and local				
5	transportation assistance clearing				
6	account	SEG	C	-0-	-0-
7	(qj) Highways, bridges and local				
8	transportation assistance clearing				
9	account, federally funded				
10	positions	SEG-F	C	-0-	-0-
11	(qn) Motor vehicle financial				
12	responsibility	SEG	C	-0-	-0-
13	(th) Temporary funding of projects				
14	financed by revenue bonds	SEG	S	-0-	-0-
15		(9) PROGRAM TOTALS			
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
16		20.395 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			108,655,200	95,847,400
	PROGRAM REVENUE			10,717,700	10,717,700
	OTHER			(7,364,800)	(7,364,800)
	SERVICE			(3,352,900)	(3,352,900)
	SEGREGATED REVENUE			3,023,058,300	3,105,187,100
	FEDERAL			(901,875,500)	(917,934,200)
	OTHER			(1,890,979,400)	(1,959,032,400)
	SERVICE			(114,764,600)	(112,764,600)
	LOCAL			(115,438,800)	(115,455,900)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
TOTAL-ALL SOURCES			3,142,431,200	3,211,752,200
	Environmental Resources			
	FUNCTIONAL AREA TOTALS			
GENERAL PURPOSE REVENUE			282,630,600	219,634,700
PROGRAM REVENUE			79,479,900	79,229,100
FEDERAL			(31,972,800)	(31,648,700)
OTHER			(30,341,000)	(30,414,300)
SERVICE			(17,166,100)	(17,166,100)
SEGREGATED REVENUE			3,443,793,100	3,517,005,000
FEDERAL			(959,254,300)	(975,239,600)
OTHER			(2,254,335,400)	(2,313,544,900)
SERVICE			(114,764,600)	(112,764,600)
LOCAL			(115,438,800)	(115,455,900)
TOTAL-ALL SOURCES			3,805,903,600	3,815,868,800

Human Resources

3	20.410 Corrections, Department of					
4	(1)	ADULT CORRECTIONAL SERVICES				
5	(a)	General program operations	GPR	A	952,900,400	964,980,900
6	(aa)	Institutional repair and				
7		maintenance	GPR	A	5,133,500	5,340,100
8	(ab)	Corrections contracts and				
9		agreements	GPR	A	19,376,300	19,500,400
10	(b)	Services for community				
11		corrections	GPR	A	169,831,900	172,934,100
12	(bd)	Services for drunken driving				
13		offenders	GPR	A	4,978,100	4,978,100
14	(bm)	Pharmacological treatment for				
15		certain child sex offenders	GPR	A	58,900	58,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(bn) Reimbursing counties for				
2	probation, extended supervision				
3	and parole holds	GPR	A	4,885,700	4,885,700
4	(c) Reimbursement claims of				
5	counties or municipalities				
6	containing state prisons	GPR	S	183,000	183,000
7	(cw) Mother-young child care program	GPR	A	198,000	198,000
8	(d) Purchased services for offenders	GPR	A	32,229,200	33,268,300
9	(ds) Becky Young community				
10	corrections; recidivism reduction				
11	community services	GPR	A	15,508,400	16,259,800
12	(e) Principal repayment and interest	GPR	S	48,026,500	34,770,200
13	(ec) Prison industries principal,				
14	interest and rebates	GPR	S	-0-	-0-
15	(ed) Correctional facilities rental	GPR	A	-0-	-0-
16	(ef) Lease rental payments	GPR	S	-0-	-0-
17	(f) Energy costs; energy-related				
18	assessments	GPR	A	26,332,000	26,401,300
19	(fm) Electric energy derived from				
20	renewable resources	GPR	A	560,800	560,800
21	(gb) Drug testing	PR	C	-0-	-0-
22	(gc) Sex offender honesty testing	PR	C	340,800	340,800
23	(gd) Sex offender management	PR	A	1,509,100	1,509,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(gf) Probation, parole, and extended				
2	supervision	PR	A	9,298,800	9,298,800
3	(gh) Supervision of persons on lifetime				
4	supervision	PR	A	-0-	-0-
5	(gi) General operations	PR	A	7,262,900	7,262,900
6	(gk) Global positioning system				
7	tracking devices for certain sex				
8	offenders	PR	C	399,800	420,500
9	(gL) Global positioning system				
10	tracking devices for certain				
11	violators of restraining orders	PR	C	139,400	139,400
12	(gm) Sale of fuel and utility service	PR	A	-0-	-0-
13	(gn) Interstate compact for adult				
14	offender supervision	PR	A	375,900	375,900
15	(gr) Home detention services;				
16	supervision	PR	A	137,300	137,300
17	(gt) Telephone company commissions	PR	A	3,404,600	3,404,600
18	(h) Administration of restitution	PR	A	940,500	940,500
19	(hm) Private business employment of				
20	inmates and residents	PR	A	-0-	-0-
21	(i) Gifts and grants	PR	C	33,400	33,400
22	(jz) Operations and maintenance	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(kc) Correctional institution				
2	enterprises; inmate activities and				
3	employment	PR-S	C	2,796,900	2,796,900
4	(kd) Victim notification	PR-S	A	682,300	682,300
5	(ke) American Indian reintegration				
6	program	PR-S	A	50,000	50,000
7	(kf) Correctional farms	PR-S	A	8,008,500	8,008,900
8	(kh) Victim services and programs	PR-S	A	301,100	301,100
9	(ki) Training programs for inmates,				
10	recidivism reduction services, and				
11	community supervision	PR-S	C	-0-	-0-
12	(kk) Institutional operations and				
13	charges	PR-S	A	14,541,400	14,560,900
14	(km) Prison industries	PR-S	A	21,172,600	21,176,200
15	(ko) Prison industries principal				
16	repayment, interest and rebates	PR-S	S	51,600	49,000
17	(kp) Correctional officer training	PR-S	A	2,927,000	2,927,000
18	(kx) Interagency and intra-agency				
19	programs	PR-S	C	2,251,600	2,251,600
20	(ky) Interagency and intra-agency				
21	aids	PR-S	C	1,427,700	1,427,700
22	(kz) Interagency and intra-agency				
23	local assistance	PR-S	C	-0-	-0-
24	(m) Federal project operations	PR-F	C	2,473,100	2,473,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(n) Federal program operations	PR-F	C	86,800	86,800
2	(qm) Computer recycling	SEG	A	-0-	-0-
3		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,280,202,700	1,284,319,600
	PROGRAM REVENUE			80,613,100	80,654,700
	FEDERAL			(2,559,900)	(2,559,900)
	OTHER			(23,842,500)	(23,863,200)
	SERVICE			(54,210,700)	(54,231,600)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,360,815,800	1,364,974,300
4	(2) PAROLE COMMISSION				
5	(a) General program operations	GPR	A	637,800	637,800
6	(kx) Interagency and intra-agency				
7	programs	PR-S	C	-0-	-0-
8		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			637,800	637,800
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			637,800	637,800
9	(3) JUVENILE CORRECTIONAL SERVICES				
10	(a) General program operations	GPR	A	4,190,600	4,190,800
11	(ba) Mendota juvenile treatment				
12	center	GPR	A	1,365,500	1,365,500
13	(c) Reimbursement claims of				
14	counties or municipalities				
15	containing juvenile correctional				
16	facilities	GPR	S	81,000	81,000
17	(cg) Serious juvenile offenders	GPR	B	13,231,500	7,335,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(dm) Interstate compact for juveniles				
2	assessments	GPR	A	-0-	-0-
3	(e) Principal repayment and interest	GPR	S	2,605,800	2,261,900
4	(f) Operating loss reimbursement				
5	program	GPR	S	-0-	-0-
6	(fm) Secured residential care centers				
7	for children and youth	GPR	S	256,300	2,025,700
8	(fz) Juvenile correction services;				
9	deficit relief	GPR	A	11,341,600	-0-
10	(g) Legal services collections	PR	C	-0-	-0-
11	(gg) Collection remittances to local				
12	units of government	PR	C	-0-	-0-
13	(hm) Juvenile correctional services	PR	A	35,579,000	35,743,600
14	(ho) Juvenile alternate care services	PR	A	2,643,500	2,752,800
15	(hr) Juvenile community supervision	PR	A	5,576,200	5,581,400
16	(i) Gifts and grants	PR	C	7,700	7,700
17	(jr) Institutional operations and				
18	charges	PR	A	180,100	180,100
19	(jv) Secure detention services	PR	C	200,000	200,000
20	(kx) Interagency and intra-agency				
21	programs	PR-S	C	769,200	769,200
22	(ky) Interagency and intra-agency				
23	aids	PR-S	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(kz) Interagency and intra-agency				
2	local assistance	PR-S	C	-0-	-0-
3	(m) Federal project operations	PR-F	C	74,900	74,900
4	(n) Federal program operations	PR-F	C	30,000	30,000
5	(q) Girls school benevolent trust fund	SEG	C	-0-	-0-
6		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			33,072,300	17,259,900
	PROGRAM REVENUE			45,060,600	45,339,700
	FEDERAL			(104,900)	(104,900)
	OTHER			(44,186,500)	(44,465,600)
	SERVICE			(769,200)	(769,200)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			78,132,900	62,599,600
7		20.410 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			1,313,912,800	1,302,217,300
	PROGRAM REVENUE			125,673,700	125,994,400
	FEDERAL			(2,664,800)	(2,664,800)
	OTHER			(68,029,000)	(68,328,800)
	SERVICE			(54,979,900)	(55,000,800)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,439,586,500	1,428,211,700
8	20.425 Employment Relations Commission				
9	(1) LABOR RELATIONS				
10	(a) General program operations	GPR	A	1,266,300	1,369,200
11	(i) Fees, collective bargaining				
12	training, publications, and				
13	appeals	PR	A	145,600	145,600
14		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,266,300	1,369,200
	PROGRAM REVENUE			145,600	145,600
	OTHER			(145,600)	(145,600)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	TOTAL-ALL SOURCES			1,411,900	1,514,800
1		20.425 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			1,266,300	1,369,200
	PROGRAM REVENUE			145,600	145,600
	OTHER			(145,600)	(145,600)
	TOTAL-ALL SOURCES			1,411,900	1,514,800
2	20.427 Labor and Industry Review Commission				
3	(1) REVIEW COMMISSION				
4	(a) General program operations,				
5	review commission	GPR	A	149,500	149,500
6	(k) Unemployment administration	PR-S	C	1,773,900	1,773,900
7	(km) Equal rights; other moneys	PR-S	C	207,500	207,500
8	(m) Federal moneys	PR-F	C	-0-	-0-
9	(ra) Worker's compensation				
10	operations fund; worker's				
11	compensation activities	SEG	A	665,900	665,900
12		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			149,500	149,500
	PROGRAM REVENUE			1,981,400	1,981,400
	FEDERAL			(-0-)	(-0-)
	SERVICE			(1,981,400)	(1,981,400)
	SEGREGATED REVENUE			665,900	665,900
	OTHER			(665,900)	(665,900)
	TOTAL-ALL SOURCES			2,796,800	2,796,800
13		20.427 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			149,500	149,500
	PROGRAM REVENUE			1,981,400	1,981,400
	FEDERAL			(-0-)	(-0-)
	SERVICE			(1,981,400)	(1,981,400)
	SEGREGATED REVENUE			665,900	665,900
	OTHER			(665,900)	(665,900)
	TOTAL-ALL SOURCES			2,796,800	2,796,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	20.432 Board on Aging and Long-Term Care				
2	(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
3	(a) General program operations	GPR	A	1,727,100	1,748,600
4	(i) Gifts and grants	PR	C	-0-	-0-
5	(k) Contracts with other state				
6	agencies	PR-S	C	1,561,900	1,573,900
7	(kb) Insurance and other information,				
8	counseling and assistance	PR-S	A	524,900	525,400
9	(m) Federal aid	PR-F	C	-0-	-0-
10	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,727,100	1,748,600
	PROGRAM REVENUE			2,086,800	2,099,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(2,086,800)	(2,099,300)
	TOTAL-ALL SOURCES			3,813,900	3,847,900
11	20.432 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			1,727,100	1,748,600
	PROGRAM REVENUE			2,086,800	2,099,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(2,086,800)	(2,099,300)
	TOTAL-ALL SOURCES			3,813,900	3,847,900
12	20.433 Child Abuse and Neglect Prevention Board				
13	(1) PREVENTION OF CHILD ABUSE AND NEGLECT				
14	(b) Grants to organizations	GPR	A	995,000	995,000
15	(g) General program operations	PR	A	784,400	784,400
16	(h) Grants to organizations	PR	C	750,600	750,600
17	(i) Gifts and grants	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(j) Fees for administrative services	PR	C	15,000	15,000
2	(k) Interagency programs	PR-S	C	-0-	-0-
3	(m) Federal project operations	PR-F	C	211,200	211,200
4	(ma) Federal project aids	PR-F	C	450,000	450,000
5	(q) Children's trust fund; gifts and				
6	grants	SEG	C	15,000	15,000
7		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			995,000	995,000
	PROGRAM REVENUE			2,211,200	2,211,200
	FEDERAL			(661,200)	(661,200)
	OTHER			(1,550,000)	(1,550,000)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			15,000	15,000
	OTHER			(15,000)	(15,000)
	TOTAL-ALL SOURCES			3,221,200	3,221,200
8		20.433 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			995,000	995,000
	PROGRAM REVENUE			2,211,200	2,211,200
	FEDERAL			(661,200)	(661,200)
	OTHER			(1,550,000)	(1,550,000)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			15,000	15,000
	OTHER			(15,000)	(15,000)
	TOTAL-ALL SOURCES			3,221,200	3,221,200
9	20.435 Health Services, Department of				
10	(1) PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY				
11	(a) General program operations	GPR	A	11,613,700	12,287,400
12	(am) Services, reimbursement, and				
13	payment related to human				
14	immunodeficiency virus	GPR	A	6,220,900	6,220,900
15	(b) General aids and local assistance	GPR	A	2,033,600	1,698,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(be) treatment program grants	GPR	A	500,000	500,000
2	(bg) Alzheimer's disease; training and				
3	information grants	GPR	A	131,400	131,400
4	(bm) Purchased services for clients	GPR	A	93,900	93,900
5	(bn) Workplace wellness program				
6	grants	GPR	S	-0-	-0-
7	(br) Respite care	GPR	A	350,000	350,000
8	(c) Public health emergency				
9	quarantine costs	GPR	S	-0-	-0-
10	(cb) Well-woman program	GPR	A	2,428,200	2,428,200
11	(cc) Cancer control and prevention	GPR	A	333,900	333,900
12	(cd) Spinal cord injury research	GPR	S	1,500,000	1,500,000
13	(ce) Primary health for homeless				
14	individuals	GPR	C	-0-	-0-
15	(cf) Communicable disease control				
16	and prevention	GPR	C	5,500,000	5,500,000
17	(cg) Guardianship grant program	GPR	A	225,000	225,000
18	(ch) Emergency medical services; aids	GPR	A	2,200,000	2,200,000
19	(cj) Emergency dispatcher				
20	cardiopulmonary resuscitation				
21	training	GPR	B	75,900	75,900
22	(cm) Immunization	GPR	S	-0-	-0-
23	(cr) Minority health grants	GPR	A	3,883,600	3,883,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(cv) Health equity grants	GPR	A	10,000,000	-0-
2	(cx) Independent living centers	GPR	A	1,017,700	1,017,700
3	(da) Interpreter services and				
4	telecommunication aid for the				
5	hearing impaired	GPR	A	500,000	500,000
6	(de) Dental services	GPR	A	3,424,300	3,424,300
7	(dg) Clinic aids	GPR	B	66,800	66,800
8	(dh) Programs for senior citizens;				
9	elder abuse services; benefit				
10	specialist program	GPR	A	15,707,800	15,707,800
11	(dk) Low-income dental clinics	GPR	A	1,700,000	1,700,000
12	(dm) Rural health dental clinics	GPR	A	895,500	895,500
13	(dn) Food distribution grants	GPR	A	288,000	288,000
14	(ds) Statewide poison control program	GPR	A	382,500	382,500
15	(e) Public health dispensaries and				
16	drugs	GPR	B	661,000	661,000
17	(ed) Radon aids	GPR	A	26,700	26,700
18	(ef) Lead-poisoning or lead-exposure				
19	services	GPR	A	1,906,500	1,999,500
20	(eg) Pregnancy counseling	GPR	A	69,100	69,100
21	(em) Supplemental food program for				
22	women, infants and children				
23	benefits	GPR	C	161,400	161,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(eu) Reducing fetal and infant				
2	mortality and morbidity	GPR	B	222,700	222,700
3	(ev) Pregnancy outreach and infant				
4	health	GPR	A	188,200	188,200
5	(f) Women's health block grant	GPR	A	1,935,600	1,935,600
6	(fe) Referral system for				
7	community-based services	GPR	A	210,000	210,000
8	(fh) Community health services	GPR	A	9,990,000	9,990,000
9	(fi) Allied health professional				
10	education and training grants	GPR	B	500,000	500,000
11	(fk) Grants to establish advanced				
12	practice clinician training				
13	programs	GPR	B	500,000	500,000
14	(fm) Tobacco use control	GPR	C	7,315,000	5,315,000
15	(fn) Health care information				
16	organization	GPR	A	-0-	-0-
17	(gm) Licensing, review and certifying				
18	activities; fees; supplies and				
19	services	PR	A	13,683,200	13,683,200
20	(gp) Cancer information	PR	C	18,000	18,000
21	(gr) Supplemental food program for				
22	women, infants and children				
23	administration	PR	C	48,200	48,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(hg) General program operations;				
2	health care information	PR	A	1,334,000	1,334,000
3	(hi) Compilations and special reports;				
4	health care information	PR	C	-0-	-0-
5	(hs) Interpreter services for the				
6	hearing impaired	PR	A	39,900	39,900
7	(i) Gifts and grants	PR	C	18,168,400	18,168,400
8	(ja) Congenital disorders; diagnosis,				
9	special dietary treatment and				
10	counseling	PR	A	5,350,000	5,350,000
11	(jb) Congenital disorders; operations	PR	A	616,600	616,600
12	(jd) Fees for administrative services	PR	C	112,500	112,500
13	(kc) Independent living center grants	PR-S	A	660,000	660,000
14	(ke) American Indian health projects	PR-S	A	106,900	106,900
15	(kf) American Indian diabetes				
16	prevention and control	PR-S	A	22,500	22,500
17	(kn) Elderly nutrition; home-delivered				
18	and congregate meals	PR-S	A	500,000	500,000
19	(kx) Interagency and intra-agency				
20	programs	PR-S	C	5,356,100	5,356,100
21	(ky) Interagency and intra-agency				
22	aids	PR-S	C	1,829,700	1,829,700
23	(kz) Interagency and intra-agency				
24	local assistance	PR-S	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(m) Federal project operations	PR-F	C	43,599,300	43,562,800
2	(ma) Federal project aids	PR-F	C	60,675,000	60,675,000
3	(mc) Federal block grant operations	PR-F	C	8,206,100	8,206,100
4	(md) Federal block grant aids	PR-F	C	7,907,200	7,907,200
5	(n) Federal program operations	PR-F	C	10,229,300	10,229,300
6	(na) Federal program aids	PR-F	C	122,670,200	122,670,200
7	(q) Groundwater and air quality				
8	standards	SEG	A	344,100	344,100
9	(r) Health equity grants; community				
10	reinvestment fund	SEG	A	-0-	20,000,000
11		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			94,758,900	83,190,600
	PROGRAM REVENUE			301,133,100	301,096,600
	FEDERAL			(253,287,100)	(253,250,600)
	OTHER			(39,370,800)	(39,370,800)
	SERVICE			(8,475,200)	(8,475,200)
	SEGREGATED REVENUE			344,100	20,344,100
	OTHER			(344,100)	(20,344,100)
	TOTAL-ALL SOURCES			396,236,100	404,631,300
12	(2) MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES SERVICES; FACILITIES				
13	(a) General program operations	GPR	A	117,066,400	118,863,000
14	(aa) Institutional repair and				
15	maintenance	GPR	A	715,200	715,200
16	(bj) Competency examinations and				
17	treatment, and conditional				
18	release, supervised release, and				
19	community supervision services	GPR	B	21,638,000	22,834,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(bm) Secure mental health units or				
2	facilities	GPR	A	126,983,100	128,222,000
3	(cm) Grant program; mental health				
4	beds	GPR	A	130,000	80,000
5	(ee) Principal repayment and interest	GPR	S	17,557,900	17,890,100
6	(ef) Lease rental payments	GPR	S	-0-	-0-
7	(f) Energy costs; energy-related				
8	assessments	GPR	A	5,563,600	5,707,000
9	(fm) Electric energy derived from				
10	renewable resources	GPR	A	241,400	241,400
11	(g) Alternative services of institutes				
12	and centers	PR	C	11,808,800	11,840,100
13	(gk) Institutional operations and				
14	charges	PR	A	215,451,200	218,488,400
15	(gL) Extended intensive treatment				
16	surcharge	PR	C	100,000	100,000
17	(gs) Sex offender honesty testing	PR	C	-0-	-0-
18	(gz) Costs of housing persons on				
19	supervised release	PR	C	-0-	-0-
20	(i) Gifts and grants	PR	C	93,800	93,800
21	(km) Indian mental health placement	PR-S	A	250,000	250,000
22	(kx) Interagency and intra-agency				
23	programs	PR-S	C	12,517,000	12,517,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ky) Interagency and intra-agency				
2	aids	PR-S	C	-0-	-0-
3	(kz) Interagency and intra-agency				
4	local assistance	PR-S	C	-0-	-0-
5	(m) Federal project operations	PR-F	C	-0-	-0-
6		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			289,895,600	294,553,300
	PROGRAM REVENUE			240,220,800	243,289,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(227,453,800)	(230,522,300)
	SERVICE			(12,767,000)	(12,767,000)
	TOTAL-ALL SOURCES			530,116,400	537,842,600
7	(4) MEDICAID SERVICES				
8	(a) General program operations	GPR	A	43,294,900	43,294,900
9	(b) Medical Assistance program				
10	benefits	GPR	B	2,923,814,000	3,311,745,600
11	(bd) Long-term care programs	GPR	A	11,200,000	11,200,000
12	(bf) Graduate medical training				
13	support grants	GPR	C	3,313,000	3,313,000
14	(bh) Behavioral health technology				
15	grants	GPR	A	-0-	2,000,000
16	(bk) Mental health pilot projects	GPR	C	266,700	266,700
17	(bm) Medical Assistance, food stamps,				
18	and Badger Care administration;				
19	contract costs, insurer reports,				
20	and resource centers	GPR	B	80,825,600	82,283,300
21	(bn) Income maintenance	GPR	B	16,884,500	17,556,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(bp) Food stamp employment and				
2	training program administration	GPR	C	14,623,800	14,810,300
3	(br) Cemetery, funeral, and burial				
4	expenses program	GPR	B	7,993,100	8,476,700
5	(bt) Healthy eating incentives	GPR	C	612,500	612,500
6	(bv) Prescription drug assistance for				
7	elderly; aids	GPR	B	16,133,900	17,456,800
8	(e) Disease aids	GPR	B	3,452,800	3,700,800
9	(ed) State supplement to federal				
10	supplemental security income				
11	program	GPR	S	158,405,400	158,405,400
12	(g) Family care benefit; cost sharing	PR	C	-0-	-0-
13	(gm) Medical assistance; provider				
14	refunds and collections	PR	C	1,181,084,600	1,221,075,400
15	(gr) Income maintenance; county				
16	payments	PR	C	-0-	-0-
17	(h) County contributions	PR	C	54,668,500	52,675,700
18	(hp) Disabled children's long-term				
19	support waivers	PR	C	1,567,300	1,567,300
20	(i) Gifts, grants, and payments;				
21	health care financing	PR	C	3,385,900	3,385,900
22	(iL) Medical assistance provider				
23	assessments; health services				
24	regulation	PR	C	183,900	183,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(im) Medical assistance; correct				
2	payment recovery; collections;				
3	community services; other				
4	recoveries	PR	C	54,426,600	54,426,600
5	(in) Community options program;				
6	family care; recovery of costs				
7	administration	PR	A	273,900	273,900
8	(j) Prescription drug assistance for				
9	elderly; manufacturer rebates	PR	C	88,140,500	93,626,700
10	(jb) Prescription drug assistance for				
11	elderly; enrollment fees	PR	C	3,152,000	3,152,000
12	(jc) Fees for administrative services	PR	C	30,000	30,000
13	(jd) Electronic benefit transfer card				
14	replacement costs	PR	C	455,000	455,000
15	(je) Disease aids; drug manufacturer				
16	rebates	PR	C	863,200	925,200
17	(jt) Care management organization,				
18	insolvency assistance	PR	C	-0-	-0-
19	(jw) BadgerCare Plus and hospital				
20	assessment	PR	C	2,030,200	2,030,200
21	(jz) Medical Assistance and Badger				
22	Care cost sharing, and employer				
23	penalty assessments	PR	C	12,546,500	12,546,500
24	(kb) Relief block grants to tribal				
25	governing bodies	PR-S	A	712,800	712,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(kt) Medical assistance outreach and				
2	reimbursements for tribes	PR-S	B	961,700	961,700
3	(kv) Care management organization;				
4	oversight	PR-S	C	-0-	-0-
5	(kx) Interagency and intra-agency				
6	programs	PR-S	C	8,470,700	8,470,700
7	(ky) Interagency and intra-agency				
8	aids	PR-S	C	40,390,600	40,747,000
9	(kz) Interagency and intra-agency				
10	local assistance	PR-S	C	1,000,000	1,000,000
11	(L) Fraud and error reduction	PR	C	806,600	806,600
12	(m) Federal project operations	PR-F	C	6,055,400	6,055,400
13	(ma) Federal project aids	PR-F	C	2,700,000	2,700,000
14	(md) Federal block grant aids	PR-F	C	-0-	-0-
15	(n) Federal program operations	PR-F	C	77,063,400	77,063,400
16	(na) Federal program aids	PR-F	C	12,485,000	12,485,000
17	(nn) Federal aid; income maintenance	PR-F	C	63,454,900	64,462,400
18	(np) Federal aid; food stamp				
19	employment and training				
20	program	PR-F	C	21,957,100	24,601,900
21	(o) Federal aid; medical assistance	PR-F	C	7,956,634,300	7,743,776,300
22	(p) Federal aid; Badger Care health				
23	care program	PR-F	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(pa) Federal aid; Medical Assistance				
2	and food stamps contracts				
3	administration	PR-F	C	230,771,300	204,653,600
4	(pg) Federal aid; prescription drug				
5	assistance for elderly	PR-F	C	16,427,700	17,036,500
6	(w) Medical Assistance trust fund	SEG	B	382,623,400	312,701,500
7	(wm) Medical assistance trust fund;				
8	nursing homes	SEG	S	-0-	-0-
9	(wp) Medical Assistance trust fund;				
10	county reimbursement	SEG	S	-0-	-0-
11	(x) Medical Assistance trust fund;				
12	Badger Care health care program	SEG	C	-0-	-0-
13	(xc) Hospital assessment fund;				
14	hospital payments	SEG	C	248,229,900	255,174,900
15	(xe) Critical access hospital				
16	assessment fund; hospital				
17	payments	SEG	C	3,597,200	3,334,200
18		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			3,751,270,000	4,182,511,000
	PROGRAM REVENUE			9,842,649,600	9,653,602,100
	FEDERAL			(8,387,499,100)	(8,154,549,000)
	OTHER			(1,403,614,700)	(1,447,160,900)
	SERVICE			(51,535,800)	(51,892,200)
	SEGREGATED REVENUE			634,450,500	571,210,600
	OTHER			(634,450,500)	(571,210,600)
	TOTAL-ALL SOURCES			14,228,370,100	14,407,323,700
19	(5) CARE AND TREATMENT SERVICES				
20	(a) General program operations	GPR	A	3,965,200	4,265,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(bc) Grants for community programs	GPR	A	11,194,900	13,630,900
2	(bd) Nonnarcotic drug treatment				
3	grants	GPR	B	750,000	750,000
4	(be) Mental health treatment services	GPR	A	1,551,500	1,551,500
5	(bf) Grants for youth services	GPR	A	865,000	865,000
6	(bh) Training for methamphetamine				
7	addiction treatment	GPR	A	150,000	300,000
8	(bw) Child psychiatry and addiction				
9	medicine consultation programs	GPR	B	2,500,000	2,500,000
10	(by) School-based mental health				
11	consultation pilot program	GPR	C	175,000	175,000
12	(cd) Crisis intervention training				
13	grants	GPR	B	500,000	500,000
14	(cf) Crisis program enhancement				
15	grants	GPR	B	2,225,000	2,225,000
16	(ch) Crisis response grants	GPR	A	130,500	17,465,600
17	(cj) County crisis call center support				
18	grants	GPR	A	923,600	923,600
19	(co) Initiatives for coordinated				
20	services	GPR	A	2,599,100	2,599,100
21	(ct) Mental health consultation				
22	program	GPR	A	-0-	-0-
23	(da) Reimbursements to local units of				
24	government	GPR	S	300,000	300,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ef) Suicide prevention program-				
2	ming grants	GPR	B	300,000	300,000
3	(fr) Mental health for homeless				
4	individuals	GPR	A	41,900	41,900
5	(gb) Alcohol and drug abuse initiatives	PR	C	489,600	489,600
6	(gg) Collection remittances to local				
7	units of government	PR	C	4,400	4,400
8	(hx) Services related to drivers,				
9	receipts	PR	A	-0-	-0-
10	(hy) Services for drivers, local				
11	assistance	PR	A	1,000,000	1,000,000
12	(i) Gifts and grants	PR	C	92,000	92,000
13	(jb) Fees for administrative services	PR	C	23,900	23,900
14	(kc) Severely emotionally disturbed				
15	children	PR-S	C	724,500	724,500
16	(kg) Compulsive gambling awareness				
17	campaigns	PR-S	A	396,000	396,000
18	(kL) Indian aids	PR-S	A	242,000	242,000
19	(km) Indian drug abuse prevention and				
20	education	PR-S	A	445,500	445,500
21	(kp) Center	PR-S	C	1,695,500	1,695,500
22	(kx) Interagency and intra-agency				
23	programs	PR-S	C	5,207,500	5,207,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ky) Interagency and intra-agency				
2	aids	PR-S	C	-0-	-0-
3	(kz) Interagency and intra-agency				
4	local assistance	PR-S	C	-0-	-0-
5	(m) Federal project operations	PR-F	C	1,313,100	1,313,100
6	(ma) Federal project aids	PR-F	C	15,886,400	15,886,400
7	(mb) Federal project local assistance	PR-F	C	-0-	-0-
8	(mc) Federal block grant operations	PR-F	C	4,103,600	4,103,600
9	(md) Federal block grant aids	PR-F	C	11,679,300	11,679,300
10	(me) Federal block grant local				
11	assistance	PR-F	C	16,942,000	16,942,000
12	(n) Federal program operations	PR-F	C	1,198,000	1,198,000
13	(na) Federal program aids	PR-F	C	835,100	835,100
14	(nL) Federal program local assistance	PR-F	C	-0-	-0-
15	(o) Federal aid; community aids	PR-F	C	12,249,100	12,249,100
16		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			27,871,700	48,092,800
	PROGRAM REVENUE			74,527,500	74,527,500
	FEDERAL			(64,206,600)	(64,206,600)
	OTHER			(1,609,900)	(1,609,900)
	SERVICE			(8,711,000)	(8,711,000)
	TOTAL-ALL SOURCES			102,399,200	122,620,300
17	(6) QUALITY ASSURANCE SERVICES PLANNING, REGULATION AND DELIVERY				
18	(a) General program operations	GPR	A	6,076,200	6,076,200
19	(dm) Nursing home monitoring and				
20	receivership supplement	GPR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(g) Nursing facility resident					
2	protection	PR	C	2,765,400	2,783,700	
3	(ga) Community-based residential					
4	facility monitoring and					
5	receivership operations	PR	C	-0-	-0-	
6	(i) Gifts and grants	PR	C	-0-	-0-	
7	(jb) Fees for administrative services	PR	C	222,300	222,300	
8	(jm) Licensing and support services	PR	A	6,636,800	6,655,500	
9	(k) Nursing home monitoring and					
10	receivership operations	PR	C	-0-	-0-	
11	(kx) Interagency and intra-agency					
12	programs	PR-S	C	-0-	-0-	
13	(ky) Interagency and intra-agency					
14	aids	PR-S	C	-0-	-0-	
15	(kz) Interagency and intra-agency					
16	local assistance	PR-S	C	-0-	-0-	
17	(m) Federal project operations	PR-F	C	-0-	-0-	
18	(mc) Federal block grant operations	PR-F	C	-0-	-0-	
19	(n) Federal program operations	PR-F	C	18,241,100	18,253,100	
20	(na) Federal program aids	PR-F	C	-0-	-0-	
21	(nL) Federal program local assistance	PR-F	C	-0-	-0-	
22		(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			6,076,200	6,076,200	
	PROGRAM REVENUE			27,873,700	27,914,600	
	FEDERAL			(18,243,300)	(18,253,100)	
	OTHER			(9,630,400)	(9,661,500)	
	SERVICE			(-0-)	(-0-)	

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2021-2022	2022-2023
TOTAL-ALL SOURCES				33,949,900	33,990,800
1	(7) DISABILITY AND ELDER SERVICES				
2	(b) Community aids and Medical				
3	Assistance payments	GPR	A	210,337,500	213,515,500
4	(bc) Grants for community programs	GPR	A	131,200	131,200
5	(bt) Early intervention services for				
6	infants and toddlers with				
7	disabilities	GPR	C	10,214,000	13,514,000
8	(ky) Interagency and intra-agency				
9	aids	PR-S	C	-0-	-0-
10	(kz) Interagency and intra-agency				
11	local assistance	PR-S	C	1,257,800	1,257,800
12	(ma) Federal project aids	PR-F	C	10,500,000	10,500,000
13	(mb) Federal project local assistance	PR-F	C	-0-	-0-
14	(md) Federal block grant aids	PR-F	C	-0-	-0-
15	(me) Federal block grant local				
16	assistance	PR-F	C	-0-	-0-
17	(na) Federal program aids	PR-F	C	1,000,000	1,000,000
18	(nL) Federal program local assistance	PR-F	C	9,500,000	9,500,000
19	(o) Federal aid; community aids	PR-F	C	42,699,300	42,689,100
20	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			220,682,700	227,160,700
	PROGRAM REVENUE			64,957,100	64,946,900
	FEDERAL			(63,699,300)	(63,689,100)
	SERVICE			(1,257,800)	(1,257,800)
	TOTAL-ALL SOURCES			285,639,800	292,107,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(8) GENERAL ADMINISTRATION				
2	(a) General program operations	GPR	A	17,028,300	17,046,200
3	(b) Inspector general; general				
4	operations	GPR	A	5,010,400	5,010,400
5	(c) Inspector general; local assistance	GPR	A	1,000,000	1,000,000
6	(i) Gifts and grants	PR	C	10,000	10,000
7	(k) Administrative and support				
8	services	PR-S	A	30,599,300	30,599,300
9	(kw) Inspector general; interagency				
10	and intra-agency programs	PR-S	C	1,102,900	1,102,900
11	(kx) Interagency and intra-agency				
12	programs	PR-S	C	41,800	41,800
13	(ky) Interagency and intra-agency				
14	aids	PR-S	C	2,000,000	2,000,000
15	(kz) Interagency and intra-agency				
16	local assistance	PR-S	C	-0-	-0-
17	(m) Federal project operations	PR-F	C	-0-	-0-
18	(ma) Federal project aids	PR-F	C	-0-	-0-
19	(mb) Income augmentation services				
20	receipts	PR-F	C	376,100	376,100
21	(mc) Federal block grant operations	PR-F	C	1,474,800	1,474,800
22	(mm) Reimbursements from federal				
23	government	PR-F	C	-0-	-0-
24	(n) Federal program operations	PR-F	C	2,172,800	2,172,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(o) Inspector general; federal				
2	program local assistance	PR-F	C	1,350,000	1,350,000
3	(p) Inspector general; federal				
4	program operations	PR-F	C	9,002,500	9,002,500
5	(pz) Indirect cost reimbursements	PR-F	C	4,867,000	4,606,700
6		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			23,038,700	23,056,600
	PROGRAM REVENUE			52,997,200	52,736,900
	FEDERAL			(19,243,200)	(18,982,900)
	OTHER			(10,000)	(10,000)
	SERVICE			(33,744,000)	(33,744,000)
	TOTAL-ALL SOURCES			76,035,900	75,793,500
7		20.435 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			4,413,593,800	4,864,641,200
	PROGRAM REVENUE			10,604,359,000	10,418,113,900
	FEDERAL			(8,806,178,600)	(8,572,931,300)
	OTHER			(1,681,689,600)	(1,728,335,400)
	SERVICE			(116,490,800)	(116,847,200)
	SEGREGATED REVENUE			634,794,600	591,554,700
	OTHER			(634,794,600)	(591,554,700)
	TOTAL-ALL SOURCES			15,652,747,400	15,874,309,800
8	20.437 Children and Families, Department of				
9	(1) CHILDREN AND FAMILY SERVICES				
10	(a) General program operations	GPR	A	12,777,200	13,418,500
11	(ab) Child abuse and neglect				
12	prevention grants	GPR	A	1,985,700	1,985,700
13	(ac) Child abuse and neglect				
14	prevention technical assistance	GPR	A	-0-	-0-
15	(b) Children and family aids				
16	payments	GPR	A	50,842,700	56,160,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(bc) Grants for youth services	GPR	A	5,133,100	5,383,500
2	(bf) Family and juvenile treatment				
3	court grants	GPR	A	250,000	250,000
4	(bg) Grants to support foster parents				
5	and children	GPR	A	475,000	475,000
6	(bm) Safety promotion and placement				
7	prevention services	GPR	A	8,483,400	8,483,400
8	(cd) Domestic abuse grants	GPR	A	12,434,600	12,434,600
9	(cf) Foster parent insurance and				
10	liability	GPR	A	59,400	59,400
11	(cj) Community youth and family aids	GPR	A	94,616,100	102,818,300
12	(ck) Community youth and family				
13	aids; bonus for county facilities	GPR	A	-0-	-0-
14	(cL) Seventeen-year-old juvenile				
15	justice aids	GPR	S	10,000,000	10,000,000
16	(cm) Youth justice system				
17	improvements program	GPR	A	3,245,300	13,853,200
18	(cn) Youth justice system				
19	improvements program; state				
20	operations	GPR	A	187,000	249,300
21	(cw) Milwaukee child welfare services;				
22	general program operations	GPR	A	20,384,900	20,440,500
23	(cx) Child welfare services; aids	GPR	A	69,800,700	72,254,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(dd) State out-of-home care and				
2	adoption services	GPR	A	52,480,400	53,994,700
3	(dg) State adoption information				
4	exchange and state adoption				
5	center	GPR	A	169,600	169,600
6	(f) Second-chance homes	GPR	A	-0-	-0-
7	(gg) Collection remittances to local				
8	units of government	PR	C	-0-	-0-
9	(gx) Milwaukee child welfare services;				
10	collections	PR	C	3,500,000	3,500,000
11	(hh) Domestic abuse surcharge grants	PR	C	600,000	600,000
12	(i) Gifts and grants	PR	C	5,000	5,000
13	(j) Statewide automated child				
14	welfare information system				
15	receipts	PR	C	581,300	581,300
16	(jb) Fees for administrative services	PR	C	78,000	78,000
17	(jj) Searches for birth parents and				
18	adoption record information;				
19	foreign adoptions	PR	A	109,600	109,600
20	(jm) Licensing activities	PR	C	109,200	109,200
21	(js) Tribal family services grants	PR-S	A	1,867,500	1,867,500
22	(kb) Interagency aids; grants for youth				
23	services	PR-S	C	865,000	865,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(km) Interagency and intra-agency				
2	aids; children and family aids;				
3	local assistance	PR-S	C	7,256,100	7,256,100
4	(kp) Youth aids funding for the youth				
5	justice system improvements				
6	program	PR-S	C	-0-	-0-
7	(kw) Interagency and intra-agency				
8	aids; Milwaukee child welfare				
9	services	PR-S	A	20,101,300	20,101,300
10	(kx) Interagency and intra-agency				
11	programs	PR-S	C	3,249,100	3,249,100
12	(ky) Interagency and intra-agency				
13	aids	PR-S	C	3,290,100	3,290,100
14	(kz) Interagency and intra-agency				
15	aids; tribal placements and				
16	guardianships	PR-S	A	717,500	717,500
17	(m) Federal project operations	PR-F	C	1,223,800	1,223,800
18	(ma) Federal project aids	PR-F	C	3,843,300	3,843,300
19	(mb) Federal project local assistance	PR-F	C	-0-	-0-
20	(mc) Federal block grant operations	PR-F	C	-0-	-0-
21	(md) Federal block grant aids	PR-F	C	-0-	-0-
22	(mw) Federal aid; Milwaukee child				
23	welfare services general program				
24	operations	PR-F	C	4,317,000	4,321,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(mx) Federal aid; Milwaukee child				
2	welfare services aids	PR-F	C	17,119,600	17,124,900
3	(n) Federal program operations	PR-F	C	12,383,300	12,383,300
4	(na) Federal program aids	PR-F	C	12,264,400	12,264,400
5	(nL) Federal program local assistance	PR-F	C	21,566,900	21,126,900
6	(o) Federal aid; children, youth, and				
7	family aids	PR-F	C	50,466,600	50,628,600
8	(pd) Federal aid; state out-of-home				
9	care and adoption services	PR-F	C	50,603,100	51,817,300
10	(pm) Federal aid; adoption incentive				
11	payments	PR-F	C	400,000	400,000
12		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			343,325,100	372,429,700
	PROGRAM REVENUE			216,517,700	217,464,100
	FEDERAL			(174,188,000)	(175,134,400)
	OTHER			(4,983,100)	(4,983,100)
	SERVICE			(37,346,600)	(37,346,600)
	TOTAL-ALL SOURCES			559,842,800	589,893,800
13	(2) ECONOMIC SUPPORT				
14	(a) General program operations	GPR	A	4,419,200	4,419,200
15	(bc) Child support local assistance	GPR	C	13,010,000	13,010,000
16	(c) Child care quality improvement				
17	program	GPR	A	53,016,400	53,016,400
18	(cm) Wisconsin works child care	GPR	A	28,849,400	28,849,400
19	(dz) Temporary Assistance for Needy				
20	Families programs; maintenance				
21	of effort	GPR	A	131,077,000	131,077,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(e) Incentive payments for				
2	identifying children with health				
3	insurance	GPR	A	300,000	300,000
4	(eg) Internet assistance program	GPR	A	9,968,800	9,958,400
5	(eh) Head start supplement	GPR	A	6,264,100	6,264,100
6	(em) Drug testing and treatment costs	GPR	A	250,000	250,000
7	(f) Emergency Shelter of the Fox				
8	Valley	GPR	A	50,000	50,000
9	(fr) Skills enhancement grants	GPR	A	500,000	500,000
10	(i) Gifts and grants	PR	C	2,500	2,500
11	(ja) Child support state operations -				
12	fees, reimbursements, and				
13	collections	PR	C	19,405,900	19,405,900
14	(jb) Fees for administrative services	PR	C	725,000	725,000
15	(jL) Job access loan repayments	PR	C	610,200	610,200
16	(jm) Child care worker background				
17	check	PR	C	-0-	-0-
18	(jn) Child care licensing and				
19	certification activities	PR	C	1,500,000	1,500,000
20	(k) Child support transfers	PR-S	C	7,141,000	7,141,000
21	(kx) Interagency and intra-agency				
22	programs	PR-S	C	4,569,000	4,569,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(L) Public assistance overpayment				
2	recovery, fraud investigation, and				
3	error reduction	PR	C	160,600	160,600
4	(ma) Federal project activities and				
5	administration	PR-F	C	1,323,700	1,323,700
6	(mc) Federal block grant operations	PR-F	A	58,096,200	57,662,700
7	(md) Federal block grant aids	PR-F	A	487,037,000	455,088,900
8	(me) Child care and temporary				
9	assistance overpayment recovery	PR-F	C	4,287,600	4,287,600
10	(mg) Community services block grant;				
11	federal funds	PR-F	C	8,674,000	8,674,000
12	(mm) Reimbursements from federal				
13	government	PR-F	C	-0-	-0-
14	(n) Child support state operations;				
15	federal funds	PR-F	C	18,708,500	18,708,500
16	(nL) Child support local assistance;				
17	federal funds	PR-F	C	79,095,300	79,095,300
18	(om) Refugee assistance; federal funds	PR-F	C	7,356,900	7,356,900
19	(q) Centralized support receipt and				
20	disbursement; interest	SEG	S	35,000	35,000
21	(qm) Child support state operations				
22	and reimbursement for claims				
23	and expenses; unclaimed				
24	payments	SEG	S	100,000	100,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(s) Economic support - public				
2	benefits	SEG	A	9,139,700	9,139,700
3		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			247,704,900	247,694,500
	PROGRAM REVENUE			698,693,400	666,311,800
	FEDERAL			(664,579,200)	(632,197,600)
	OTHER			(22,404,200)	(22,404,200)
	SERVICE			(11,710,000)	(11,710,000)
	SEGREGATED REVENUE			9,274,700	9,274,700
	OTHER			(9,274,700)	(9,274,700)
	TOTAL-ALL SOURCES			955,673,000	923,281,000
4	(3) GENERAL ADMINISTRATION				
5	(a) General program operations	GPR	A	2,018,900	2,018,900
6	(f) Diversity, equity, and inclusion				
7	grants	GPR	A	5,000,000	-0-
8	(i) Gifts and grants	PR	C	5,000	5,000
9	(jb) Fees for administrative services	PR	C	-0-	-0-
10	(k) Administrative and support				
11	services	PR-S	A	25,555,200	25,555,200
12	(kp) Interagency and intra-agency				
13	aids; income augmentation				
14	services receipts	PR-S	C	-0-	-0-
15	(kx) Interagency and intra-agency				
16	programs	PR-S	C	17,986,400	17,986,400
17	(ky) Interagency and intra-agency				
18	aids	PR-S	C	-0-	-0-
19	(kz) Interagency and intra-agency				
20	local assistance	PR-S	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(mc) Federal block grant operations	PR-F	C	-0-	-0-
2	(md) Federal block grant aids	PR-F	C	-0-	-0-
3	(mf) Federal economic stimulus funds	PR-F	C	-0-	-0-
4	(mm) Reimbursements from federal				
5	government	PR-F	C	-0-	-0-
6	(n) Federal project activities	PR-F	C	-0-	-0-
7	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
8	(r) Diversity, equity, and inclusion				
9	grants; community reinvestment				
10	fund supplement	SEG	A	-0-	5,000,000
11		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			7,018,900	2,018,900
	PROGRAM REVENUE			43,546,600	43,546,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(5,000)	(5,000)
	SERVICE			(43,541,600)	(43,541,600)
	SEGREGATED REVENUE			-0-	5,000,000
	OTHER			(-0-)	(5,000,000)
	TOTAL-ALL SOURCES			50,565,500	50,565,500
12		20.437 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			598,048,900	622,143,100
	PROGRAM REVENUE			958,757,700	927,322,500
	FEDERAL			(838,767,200)	(807,332,000)
	OTHER			(27,392,300)	(27,392,300)
	SERVICE			(92,598,200)	(92,598,200)
	SEGREGATED REVENUE			9,274,700	14,274,700
	OTHER			(9,274,700)	(14,274,700)
	TOTAL-ALL SOURCES			1,566,081,300	1,563,740,300
13	20.438 Board for People with Developmental Disabilities				
14	(1) DEVELOPMENTAL DISABILITIES				
15	(a) General program operations	GPR	A	129,000	129,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(h) Program services	PR	C	-0-	-0-	
2	(i) Gifts and grants	PR	C	-0-	-0-	
3	(mc) Federal project operations	PR-F	C	1,098,700	1,024,800	
4	(md) Federal project aids	PR-F	C	543,600	543,600	
5		(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			129,000	129,000	
	PROGRAM REVENUE			1,642,300	1,568,400	
	FEDERAL			(1,642,300)	(1,568,400)	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			1,771,300	1,697,400	
6		20.438 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			129,000	129,000	
	PROGRAM REVENUE			1,642,300	1,568,400	
	FEDERAL			(1,642,300)	(1,568,400)	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			1,771,300	1,697,400	
7	20.440 Health and Educational Facilities Authority					
8	(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES					
9	(a) General program operations	GPR	C	-0-	-0-	
10		(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-	
	TOTAL-ALL SOURCES			-0-	-0-	
11	(2) RURAL HOSPITAL LOAN GUARANTEE					
12	(a) Rural assistance loan fund	GPR	C	-0-	-0-	
13		(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-	
	TOTAL-ALL SOURCES			-0-	-0-	
14		20.440 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-	
	TOTAL-ALL SOURCES			-0-	-0-	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	20.445 Workforce Development, Department of				
2	(1) WORKFORCE DEVELOPMENT				
3	(a) General program operations	GPR	A	10,240,000	9,323,300
4	(aa) Special death benefit	GPR	S	525,000	525,000
5	(am) Unemployment insurance;				
6	general administration	GPR	C	250,000	15,250,000
7	(ar) Unemployment insurance;				
8	information technology systems;				
9	general purpose revenue	GPR	C	79,486,000	-0-
10	(b) Workforce training; programs,				
11	grants	GPR	A	6,000,000	6,000,000
12	(bg) Worker training and employment				
13	program	GPR	C	-0-	-0-
14	(bm) Workforce training;				
15	administration	GPR	B	3,652,800	3,652,800
16	(bp) Green jobs training program;				
17	grants	GPR	C	500,000	500,000
18	(bq) Pandemic workforce training				
19	program; grants	GPR	C	10,000,000	-0-
20	(bt) Workforce development; grants				
21	for teacher training and				
22	recruitment	GPR	B	500,000	500,000
23	(bv) Health care recruitment initiative	GPR	B	200,000	-0-
24	(bw) Pandemic recovery grants	GPR	C	8,000,000	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(bz) Career and technical education				
2	incentive grants	GPR	A	6,500,000	6,500,000
3	(c) Career and technical education				
4	completion awards	GPR	S	51,500	51,500
5	(cg) Technical education equipment				
6	grants	GPR	A	1,000,000	1,000,000
7	(cm) Worker connection program	GPR	C	2,226,700	7,483,000
8	(cr) State supplement to employment				
9	opportunity demonstration				
10	projects	GPR	A	200,600	200,600
11	(d) Reimbursement for tuition				
12	payments	GPR	A	1,478,500	1,478,500
13	(dg) Teacher development program				
14	grants	GPR	A	-0-	-0-
15	(dr) Apprenticeship programs	GPR	A	500,000	500,000
16	(e) Local youth apprenticeship				
17	grants	GPR	A	5,250,000	5,250,000
18	(f) Death and disability benefit				
19	payments; public insurrections	GPR	S	-0-	-0-
20	(fg) Employment transit assistance				
21	grants	GPR	A	464,800	464,800
22	(fm) Youth summer jobs program	GPR	A	422,400	422,400
23	(g) Gifts and grants	PR	C	-0-	-0-
24	(ga) Auxiliary services	PR	C	377,100	377,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(gb) Local agreements	PR	C	264,500	264,500
2	(gc) Unemployment administration	PR	C	-0-	-0-
3	(gd) Unemployment interest and				
4	penalty payments	PR	C	1,916,200	1,916,200
5	(gg) Unemployment information				
6	technology systems; interest and				
7	penalties	PR	C	-0-	-0-
8	(gh) Unemployment information				
9	technology systems; assessments	PR	C	-0-	-0-
10	(gk) Permit system for employment of				
11	minors; fees	PR	A	344,400	344,400
12	(gm) Unemployment insurance				
13	handbook	PR	C	-0-	-0-
14	(gr) Agricultural education and				
15	workforce development council,				
16	gifts and grants	PR	C	-0-	-0-
17	(h) Substance abuse prevention on				
18	public works and public utility				
19	projects	PR	C	58,100	77,500
20	(ka) Interagency and intra-agency				
21	agreements	PR-S	C	36,900,900	36,900,900
22	(kc) Administrative services	PR-S	A	37,464,300	37,464,300
23	(km) Nursing workforce survey and				
24	grants	PR-S	C	155,600	155,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(m) Workforce investment and				
2	assistance; federal moneys	PR-F	C	67,965,300	67,620,900
3	(n) Employment assistance and				
4	unemployment insurance				
5	administration; federal moneys	PR-F	C	71,157,500	63,210,000
6	(na) Employment security buildings				
7	and equipment	PR-F	C	-0-	-0-
8	(nb) Unemployment administration;				
9	information technology systems;				
10	other federal moneys	PR-F	C	-0-	-0-
11	(nc) Unemployment administration;				
12	information technology systems;				
13	other moneys	PR-F	C	-0-	-0-
14	(nd) Unemployment administration;				
15	apprenticeship and other				
16	employment services	PR-F	A	523,000	523,000
17	(ne) Unemployment insurance				
18	administration and bank service				
19	costs	PR-F	C	-0-	-0-
20	(o) Equal rights; federal moneys	PR-F	C	1,011,700	1,011,700
21	(p) Worker's compensation; federal				
22	moneys	PR-F	C	-0-	-0-
23	(pz) Indirect cost reimbursements	PR-F	C	25,300	25,300
24	(ra) Worker's compensation				
25	operations fund; administration	SEG	A	13,498,200	13,498,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(rb) Worker's compensation				
2	operations fund; contracts	SEG	C	93,900	93,900
3	(rp) Worker's compensation				
4	operations fund; uninsured				
5	employers program;				
6	administration	SEG	A	1,199,400	1,199,400
7	(rr) Worker's compensation				
8	operations fund; special				
9	assessment insurer				
10	reimbursements	SEG	A	5,000,000	5,000,000
11	(s) Self-insured employers liability				
12	fund	SEG	C	-0-	-0-
13	(sm) Uninsured employers fund;				
14	payments	SEG	C	5,500,000	5,500,000
15	(t) Work injury supplemental benefit				
16	fund	SEG	C	5,360,000	5,360,000
17	(u) Unemployment interest payments				
18	and transfers	SEG	C	-0-	-0-
19	(v) Unemployment program integrity	SEG	C	515,000	515,000
20		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			137,448,300	59,101,900
	PROGRAM REVENUE			218,163,900	209,891,400
	FEDERAL			(140,682,800)	(132,390,900)
	OTHER			(2,960,300)	(2,979,700)
	SERVICE			(74,520,800)	(74,520,800)
	SEGREGATED REVENUE			31,166,500	31,166,500
	OTHER			(31,166,500)	(31,166,500)
	TOTAL-ALL SOURCES			386,778,700	300,159,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(5) VOCATIONAL REHABILITATION SERVICES				
2	(a) General program operations;				
3	purchased services for clients	GPR	C	18,433,100	19,329,600
4	(b) Project SEARCH	GPR	C	250,000	250,000
5	(gg) Contractual services	PR	C	-0-	-0-
6	(gp) Contractual aids	PR	C	-0-	-0-
7	(h) Enterprises and services for blind				
8	and visually impaired	PR	C	149,100	149,100
9	(he) Supervised business enterprise	PR	C	125,000	125,000
10	(i) Gifts and grants	PR	C	1,000	1,000
11	(kg) Vocational rehabilitation services				
12	for tribes	PR-S	A	314,900	314,900
13	(kx) Interagency and intra-agency				
14	programs	PR-S	C	-0-	-0-
15	(ky) Interagency and intra-agency				
16	aids	PR-S	C	-0-	-0-
17	(kz) Interagency and intra-agency				
18	local assistance	PR-S	C	-0-	-0-
19	(m) Federal project operations	PR-F	C	50,000	50,000
20	(ma) Federal project aids	PR-F	C	-0-	-0-
21	(n) Federal program aids and				
22	operations	PR-F	C	72,100,200	75,411,600
23	(nL) Federal program local assistance	PR-F	C	-0-	-0-
24	(5) PROGRAM TOTALS				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	GENERAL PURPOSE REVENUE			18,683,100	19,579,600
	PROGRAM REVENUE			72,740,200	76,051,600
	FEDERAL			(72,150,200)	(75,461,600)
	OTHER			(275,100)	(275,100)
	SERVICE			(314,900)	(314,900)
	TOTAL-ALL SOURCES			91,423,300	95,631,200
1		20.445 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			156,131,400	78,681,500
	PROGRAM REVENUE			290,904,100	285,943,000
	FEDERAL			(212,833,000)	(207,852,500)
	OTHER			(3,235,400)	(3,254,800)
	SERVICE			(74,835,700)	(74,835,700)
	SEGREGATED REVENUE			31,166,500	31,166,500
	OTHER			(31,166,500)	(31,166,500)
	TOTAL-ALL SOURCES			478,202,000	395,791,000
2	20.455 Justice, Department of				
3	(1) LEGAL SERVICES				
4	(a) General program operations	GPR	A	16,150,900	16,456,300
5	(d) Legal expenses	GPR	B	734,400	734,400
6	(gh) Investigation and prosecution	PR	C	200,000	200,000
7	(gs) Delinquent obligation collection	PR	A	10,000	10,000
8	(hm) Restitution	PR	C	-0-	-0-
9	(hn) Payments to relators	PR	C	-0-	-0-
10	(k) Environment litigation project	PR-S	C	614,500	627,800
11	(km) Interagency and intra-agency				
12	assistance	PR-S	C	2,029,600	2,077,900
13	(m) Federal aid	PR-F	C	1,295,800	1,228,800
14		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			16,885,300	17,190,700
	PROGRAM REVENUE			4,149,900	4,144,500
	FEDERAL			(1,295,800)	(1,228,800)
	OTHER			(210,000)	(210,000)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	SERVICE			(2,644,100)	(2,705,700)
	TOTAL-ALL SOURCES			21,035,200	21,335,200
1	(2) LAW ENFORCEMENT SERVICES				
2	(a) General program operations	GPR	A	31,591,500	32,040,300
3	(am) Officer training reimbursement	GPR	S	150,000	150,000
4	(b) Investigations and operations	GPR	A	-0-	-0-
5	(bm) Law enforcement officer				
6	supplement grants - state funds	GPR	A	1,000,000	1,000,000
7	(c) Crime laboratory equipment	GPR	B	-0-	-0-
8	(cm) Law enforcement agency drug				
9	trafficking response grants	GPR	B	1,000,000	1,000,000
10	(cv) Shot Spotter Program	GPR	A	175,000	175,000
11	(dg) Weed and seed and law				
12	enforcement technology	GPR	A	-0-	-0-
13	(dm) Alternative emergency response				
14	and 911 diversion grants	GPR	A	280,000	280,000
15	(eg) Drug courts	GPR	A	500,000	500,000
16	(ek) Alternatives to incarceration				
17	grant program	GPR	A	500,000	500,000
18	(em) Grants for alternatives to				
19	prosecution and incarceration	GPR	A	5,150,000	19,797,600
20	(en) Diversion pilot program	GPR	A	261,000	261,000
21	(ep) Youth diversion program;				
22	supplemental funding	GPR	A	672,400	672,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(eq) Violence interruption grant				
2	program; ongoing funding	GPR	A	-0-	1,000,000
3	(f) School safety	GPR	C	-0-	-0-
4	(g) Gaming law enforcement; racing				
5	revenues	PR	A	-0-	-0-
6	(gb) Gifts and grants	PR	C	5,000	5,000
7	(gc) Gaming law enforcement; Indian				
8	gaming	PR	A	200,300	200,300
9	(gm) Criminal history searches;				
10	fingerprint identification	PR	C	4,300,400	4,301,200
11	(gp) Crime information alerts	PR	C	-0-	-0-
12	(gr) Firearm purchaser record check;				
13	checks for licenses or				
14	certifications to carry concealed				
15	weapons	PR	C	2,886,300	2,889,700
16	(gu) Sobriety programs	PR	A	-0-	-0-
17	(h) Terminal charges	PR	A	2,676,900	2,676,900
18	(hd) Internet crimes against children	PR	C	750,000	750,000
19	(i) Penalty surcharge, receipts	PR	A	-0-	-0-
20	(im) Training to school staff	PR	C	-0-	-0-
21	(j) Law enforcement training fund,				
22	local assistance	PR-S	A	4,425,000	4,425,000
23	(ja) Law enforcement training fund,				
24	state operations	PR-S	A	3,410,900	3,414,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(jb) Crime laboratory equipment and				
2	supplies	PR-S	A	1,309,100	879,100
3	(jc) Law enforcement overtime grants	PR	A	-0-	-0-
4	(jd) Alternatives to incarceration				
5	grant program	PR	A	-0-	-0-
6	(k) Interagency and intra-agency				
7	assistance	PR-S	C	1,815,900	1,815,900
8	(kb) Law enforcement officer				
9	supplement grants	PR-S	A	224,900	224,900
10	(kc) Transaction information				
11	management of enforcement				
12	system	PR-S	A	742,300	742,300
13	(kd) Drug law enforcement, crime				
14	laboratories, and genetic evidence				
15	activities	PR-S	A	9,593,000	9,662,500
16	(ke) Drug enforcement intelligence				
17	operations	PR-S	A	2,270,000	2,270,000
18	(kg) Interagency and intra-agency				
19	assistance; fingerprint				
20	identification	PR-S	A	-0-	-0-
21	(kj) Youth diversion program	PR-S	A	-0-	-0-
22	(km) Lottery background				
23	investigations	PR-S	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(kn) Alternatives to prosecution and				
2	incarceration for persons who use				
3	alcohol or other drugs; justice				
4	information fee	PR-S	A	1,218,900	1,218,900
5	(ko) Wisconsin justice information				
6	sharing program	PR-S	A	892,200	892,400
7	(kp) Drug crimes enforcement; local				
8	grants	PR-S	A	717,900	717,900
9	(kq) County law enforcement services	PR-S	A	490,000	490,000
10	(kr) Alternatives to prosecution and				
11	incarceration for persons who use				
12	alcohol and other drugs; grants	PR	C	-0-	-0-
13	(ks) Violence interruption grant				
14	program; initial funding	PR-S	C	1,000,000	-0-
15	(kt) County-tribal programs, local				
16	assistance	PR-S	A	631,200	631,200
17	(ku) County-tribal programs, state				
18	operations	PR-S	A	123,900	123,900
19	(kv) Grants for substance abuse				
20	treatment programs for criminal				
21	offenders	PR	C	7,500	7,500
22	(kw) Tribal law enforcement assistance	PR-S	A	695,000	695,000
23	(ky) Law enforcement programs and				
24	youth diversion - administration	PR-S	A	143,500	143,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(Lm) Crime laboratories;				
2	deoxyribonucleic acid analysis	PR-S	C	5,368,400	5,368,400
3	(Lp) Crime laboratories;				
4	deoxyribonucleic acid analysis				
5	surcharges	PR	C	-0-	-0-
6	(m) Federal aid, state operations	PR-F	C	3,853,000	3,203,600
7	(n) Federal aid, local assistance	PR-F	C	5,755,000	5,755,000
8	(r) Gaming law enforcement; lottery				
9	revenues	SEG	A	457,000	457,200
10		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			41,279,900	57,376,300
	PROGRAM REVENUE			55,506,500	53,504,800
	FEDERAL			(9,608,000)	(8,958,600)
	OTHER			(10,826,400)	(10,830,600)
	SERVICE			(35,072,100)	(33,715,600)
	SEGREGATED REVENUE			457,000	457,200
	OTHER			(457,000)	(457,200)
	TOTAL-ALL SOURCES			97,243,400	111,338,300
11	(3) ADMINISTRATIVE SERVICES				
12	(a) General program operations	GPR	A	7,478,500	7,503,500
13	(g) Gifts, grants and proceeds	PR	C	260,000	260,000
14	(m) Federal aid, state operations	PR-F	C	-0-	-0-
15	(pz) Indirect cost reimbursements	PR-F	C	601,200	557,700
16		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			7,478,500	7,503,500
	PROGRAM REVENUE			861,200	817,700
	FEDERAL			(601,200)	(557,700)
	OTHER			(260,000)	(260,000)
	TOTAL-ALL SOURCES			8,339,700	8,321,200
17	(5) VICTIMS AND WITNESSES				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(a) General program operations	GPR	A	1,585,800	1,586,000
2	(b) Awards for victims of crimes	GPR	A	2,388,100	2,388,100
3	(br) Global positioning system				
4	tracking	GPR	A	-0-	-0-
5	(d) Reimbursement for forensic				
6	examinations	GPR	S	1,275,000	1,275,000
7	(e) Sexual assault victim services	GPR	A	2,235,400	2,235,400
8	(ec) Victim services grants	GPR	A	5,000,000	5,000,000
9	(es) Court appointed special advocates	GPR	A	250,000	250,000
10	(f) Reimbursement to counties for				
11	victim-witness services	GPR	A	4,748,900	4,748,900
12	(g) Crime victim and witness				
13	assistance surcharge, general				
14	services	PR	A	5,000,000	4,870,000
15	(gj) General operations; child				
16	pornography surcharge	PR	C	254,300	254,300
17	(h) Crime victim compensation				
18	services	PR	A	84,500	84,500
19	(hh) Crime victim restitution	PR	C	267,300	267,300
20	(i) Victim compensation, inmate				
21	payments	PR	C	-0-	-0-
22	(k) Interagency and intra-agency				
23	assistance; reimbursement to				
24	counties	PR-S	A	623,000	623,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ke) Child advocacy centers	PR-S	A	238,000	238,000
2	(kp) Reimbursement to counties for				
3	victim-witness services	PR-S	A	-0-	-0-
4	(m) Federal aid; victim compensation	PR-F	C	1,823,900	1,823,900
5	(ma) Federal aid; state operations				
6	relating to crime victim services	PR-F	C	1,404,400	1,377,700
7	(mh) Federal aid; victim assistance	PR-F	C	9,750,000	9,573,100
8		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			12,483,200	12,483,400
	PROGRAM REVENUE			19,445,400	19,111,800
	FEDERAL			(12,978,300)	(12,774,700)
	OTHER			(5,606,100)	(5,476,100)
	SERVICE			(861,000)	(861,000)
	TOTAL-ALL SOURCES			31,928,600	31,595,200
9		20.455 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			78,126,900	94,553,900
	PROGRAM REVENUE			79,963,000	77,578,800
	FEDERAL			(24,483,300)	(23,519,800)
	OTHER			(16,902,500)	(16,776,700)
	SERVICE			(38,577,200)	(37,282,300)
	SEGREGATED REVENUE			457,000	457,200
	OTHER			(457,000)	(457,200)
	TOTAL-ALL SOURCES			158,546,900	172,589,900
10	20.465 Military Affairs, Department of				
11	(1) NATIONAL GUARD OPERATIONS				
12	(a) General program operations	GPR	A	9,106,600	9,146,700
13	(b) Repair and maintenance	GPR	A	923,900	1,283,900
14	(c) Public emergencies	GPR	S	300,000	300,000
15	(d) Principal repayment and interest	GPR	S	6,459,000	6,303,400
16	(dm) Death gratuity	GPR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(e) State flags	GPR	A	400	400
2	(f) Energy costs; energy-related				
3	assessments	GPR	A	2,016,600	2,003,200
4	(g) Military property	PR	A	997,900	997,900
5	(h) Intergovernmental services	PR	C	-0-	-0-
6	(i) Distance learning centers	PR	C	-0-	-0-
7	(km) Agency services	PR-S	A	60,800	60,800
8	(Li) Gifts and grants	PR	C	156,800	156,800
9	(m) Federal aid	PR-F	C	38,628,300	38,630,200
10	(pz) Indirect cost reimbursements	PR-F	C	1,100,500	1,100,500
11		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			18,806,500	19,037,600
	PROGRAM REVENUE			40,944,300	40,946,200
	FEDERAL			(39,728,800)	(39,730,700)
	OTHER			(1,154,700)	(1,154,700)
	SERVICE			(60,800)	(60,800)
	TOTAL-ALL SOURCES			59,750,800	59,983,800
12	(2) GUARD MEMBERS' BENEFITS				
13	(a) Tuition grants	GPR	S	6,200,000	6,200,000
14	(r) Military family relief	SEG	C	-0-	-0-
15		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			6,200,000	6,200,000
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			6,200,000	6,200,000
16	(3) EMERGENCY MANAGEMENT SERVICES				
17	(a) General program operations	GPR	A	2,509,800	9,009,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(am) Worker's compensation for local				
2	unit of government volunteers	GPR	S	21,000	21,000
3	(b) State disaster assistance	GPR	A	-0-	-0-
4	(dd) Regional emergency response				
5	teams	GPR	A	1,247,400	1,247,400
6	(df) Regional emergency response				
7	grants	GPR	C	-0-	-0-
8	(dm) Mobile field force grants	GPR	C	-0-	-0-
9	(dp) Emergency response equipment	GPR	A	417,000	417,000
10	(dr) Emergency response supplement	GPR	C	-0-	-0-
11	(dt) Emergency response training	GPR	B	57,900	57,900
12	(dv) Urban search and rescue task				
13	force	GPR	A	500,000	500,000
14	(e) Disaster recovery aid; public				
15	health emergency quarantine				
16	costs	GPR	S	3,000,000	3,000,000
17	(f) Civil air patrol aids	GPR	A	16,900	16,900
18	(g) Program services	PR	C	2,779,300	2,779,300
19	(h) Interstate emergency assistance	PR	C	-0-	-0-
20	(hm) Urban search and rescue task				
21	force supplement	PR	C	-0-	-0-
22	(i) Emergency planning and				
23	reporting; administration	PR	A	1,360,800	1,360,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(j) Division of emergency				
2	management; gifts and grants	PR	C	-0-	-0-
3	(jm) Division of emergency				
4	management; emergency				
5	planning grants	PR	C	1,043,800	1,043,800
6	(jt) Regional emergency response				
7	reimbursement	PR	C	-0-	-0-
8	(ke) Interagency and intra-agency				
9	assistance	PR-S	C	-0-	-0-
10	(km) Interoperable communications				
11	system	PR-S	A	1,246,900	1,246,900
12	(ks) Public safety interoperable				
13	communication system; state fees	PR-S	A	-0-	-0-
14	(L) Public safety interoperable				
15	communication system; general				
16	usage fees	PR	A	-0-	-0-
17	(m) Federal aid, state operations	PR-F	C	5,247,100	5,247,100
18	(mb) Federal aid, homeland security	PR-F	C	16,960,000	16,960,000
19	(n) Federal aid, local assistance	PR-F	C	12,800,000	12,800,000
20	(o) Federal aid, individuals and				
21	organizations	PR-F	C	1,926,400	1,926,400
22	(q) Interoperability council	SEG	A	314,300	314,300
23	(qm) Next Generation 911	SEG	B	3,447,500	21,731,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(r) Division of emergency				
2	management; petroleum				
3	inspection fund	SEG	A	462,100	462,100
4	(s) State disaster assistance;				
5	petroleum inspection fund	SEG	C	3,211,200	3,211,200
6	(t) Emergency response training -				
7	environmental fund	SEG	B	7,600	7,600
8		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			7,770,000	14,270,000
	PROGRAM REVENUE			43,364,300	43,364,300
	FEDERAL			(36,933,500)	(36,933,500)
	OTHER			(5,183,900)	(5,183,900)
	SERVICE			(1,246,900)	(1,246,900)
	SEGREGATED REVENUE			7,442,700	25,726,600
	OTHER			(7,442,700)	(25,726,600)
	TOTAL-ALL SOURCES			58,577,000	83,360,900
9	(4) NATIONAL GUARD YOUTH PROGRAMS				
10	(h) Gifts and grants	PR	C	-0-	-0-
11	(ka) Challenge Academy program;				
12	public instruction funds	PR-S	C	1,217,600	1,217,600
13	(m) Federal aid	PR-F	C	3,653,600	3,653,600
14		(4) PROGRAM TOTALS			
	PROGRAM REVENUE			4,871,200	4,871,200
	FEDERAL			(3,653,600)	(3,653,600)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,217,600)	(1,217,600)
	TOTAL-ALL SOURCES			4,871,200	4,871,200
15		20.465 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			32,776,500	39,507,600
	PROGRAM REVENUE			89,179,800	89,181,700
	FEDERAL			(80,315,900)	(80,317,800)
	OTHER			(6,338,600)	(6,338,600)
	SERVICE			(2,525,300)	(2,525,300)
	SEGREGATED REVENUE			7,442,700	25,726,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	OTHER			(7,442,700)	(25,726,600)
	TOTAL-ALL SOURCES			129,399,000	154,415,900
1	20.475 District Attorneys				
2	(1) DISTRICT ATTORNEYS				
3	(d) Salaries and fringe benefits	GPR	A	53,894,500	53,999,000
4	(em) Salary adjustments	GPR	A	1,923,800	3,790,000
5	(h) Gifts and grants	PR	C	3,771,600	3,731,500
6	(i) Other employees	PR	A	305,000	305,000
7	(k) Interagency and intra-agency				
8	assistance	PR-S	C	-0-	-0-
9	(km) Deoxyribonucleic acid evidence				
10	activities	PR-S	A	104,600	104,600
11	(m) Federal aid	PR-F	C	-0-	-0-
12		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			55,818,300	57,789,000
	PROGRAM REVENUE			4,181,200	4,141,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(4,076,600)	(4,036,500)
	SERVICE			(104,600)	(104,600)
	TOTAL-ALL SOURCES			59,999,500	61,930,100
13		20.475 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			55,818,300	57,789,000
	PROGRAM REVENUE			4,181,200	4,141,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(4,076,600)	(4,036,500)
	SERVICE			(104,600)	(104,600)
	TOTAL-ALL SOURCES			59,999,500	61,930,100
14	20.485 Veterans Affairs, Department of				
15	(1) VETERANS HOMES				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(a) Aids to indigent veterans	GPR	A	178,200	178,200	
2	(e) Lease rental payments	GPR	S	-0-	-0-	
3	(f) Principal repayment and interest	GPR	S	2,255,100	1,431,100	
4	(g) Home exchange	PR	C	266,800	266,800	
5	(gd) Veterans home cemetery					
6	operations	PR	C	5,000	5,000	
7	(gf) Veterans home member care	PR	C	-0-	-0-	
8	(gk) Institutional operations	PR	A	109,145,900	109,145,900	
9	(go) Self-amortizing facilities;					
10	principal repayment and interest	PR	S	3,686,400	4,273,100	
11	(h) Gifts and bequests	PR	C	238,400	238,400	
12	(i) State-owned housing					
13	maintenance	PR	C	59,700	59,700	
14	(kc) Electric energy derived from					
15	renewable resources	PR-S	A	54,000	54,000	
16	(kj) Grants to local governments	PR-S	B	150,000	150,000	
17	(m) Federal aid; care at veterans					
18	homes	PR-F	C	-0-	-0-	
19	(mn) Federal projects	PR-F	C	12,500	12,500	
20	(t) Veterans homes member accounts	SEG	C	-0-	-0-	
21		(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,433,300	1,609,300	
	PROGRAM REVENUE			113,618,700	114,205,400	
	FEDERAL			(12,500)	(12,500)	
	OTHER			(113,402,200)	(113,988,900)	
	SERVICE			(204,000)	(204,000)	
	SEGREGATED REVENUE			-0-	-0-	

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2021-2022	2022-2023
OTHER				(-0-)	(-0-)
TOTAL-ALL SOURCES				116,052,000	115,814,700
1	(2) LOANS AND AIDS TO VETERANS				
2	(g) Consumer reporting agency fees	PR	C	-0-	-0-
3	(h) Public and private receipts	PR	C	18,200	18,200
4	(kg) American Indian services				
5	coordinator	PR-S	A	100,800	100,800
6	(km) American Indian grants	PR-S	A	61,200	61,200
7	(m) Federal payments; veterans				
8	assistance	PR-F	C	425,800	425,800
9	(qm) Veterans employment and				
10	entrepreneurship grants	SEG	A	500,000	500,000
11	(qs) Veterans outreach and recovery				
12	program	SEG	B	1,481,800	1,598,400
13	(rm) Veterans assistance programs	SEG	B	815,800	815,800
14	(rn) Fish and game vouchers	SEG	B	15,000	15,000
15	(rp) Veterans assistance program				
16	receipts	SEG	C	115,500	115,500
17	(s) Transportation payment	SEG	A	300,000	300,000
18	(sm) Military funeral honors	SEG	S	304,500	304,500
19	(tf) Veterans tuition reimbursement				
20	program	SEG	B	603,400	486,800
21	(th) Grants to nonprofit organizations	SEG	B	250,000	250,000
22	(tj) Retraining assistance program	SEG	A	210,000	210,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(tm) Facilities	SEG	C	-0-	-0-
2	(u) Administration of loans and aids				
3	to veterans	SEG	A	9,020,600	9,038,200
4	(vm) Assistance to needy veterans	SEG	A	820,000	820,000
5	(vs) Grants to Camp American Legion	SEG	A	75,000	75,000
6	(vu) Grants to American Indian tribes				
7	and bands	SEG	A	48,800	48,800
8	(vw) Payments to veterans				
9	organizations for claims service	SEG	A	348,000	348,000
10	(vx) County grants	SEG	A	799,100	799,100
11	(x) Federal per diem payments	SEG-F	C	1,343,600	1,343,600
12	(yn) Veterans trust fund loans and				
13	expenses	SEG	B	50,000	50,000
14	(yo) Debt payment	SEG	S	-0-	-0-
15	(z) Gifts	SEG	C	-0-	-0-
16		(2) PROGRAM TOTALS			
	PROGRAM REVENUE			606,000	606,000
	FEDERAL			(425,800)	(425,800)
	OTHER			(18,200)	(18,200)
	SERVICE			(162,000)	(162,000)
	SEGREGATED REVENUE			17,101,100	17,118,700
	FEDERAL			(1,343,600)	(1,343,600)
	OTHER			(15,757,500)	(15,775,100)
	TOTAL-ALL SOURCES			17,707,100	17,724,700
17	(4) VETERANS MEMORIAL CEMETERIES				
18	(a) Cemetery maintenance and				
19	beautification	GPR	A	22,200	22,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(g) Cemetery operations	PR	C	309,300	309,300
2	(h) Gifts, grants and bequests	PR	C	-0-	-0-
3	(m) Federal aid; cemetery operations				
4	and burials	PR-F	C	1,198,100	1,198,100
5	(q) Cemetery administration and				
6	maintenance	SEG	A	936,500	936,500
7	(qm) Repayment of principal and				
8	interest	SEG	S	800	200
9	(r) Cemetery energy costs;				
10	energy-related assessments	SEG	A	106,300	106,300
11		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			22,200	22,200
	PROGRAM REVENUE			1,507,400	1,507,400
	FEDERAL			(1,198,100)	(1,198,100)
	OTHER			(309,300)	(309,300)
	SEGREGATED REVENUE			1,043,600	1,043,000
	OTHER			(1,043,600)	(1,043,000)
	TOTAL-ALL SOURCES			2,573,200	2,572,600
12	(5) WISCONSIN VETERANS MUSEUM				
13	(c) Operation of Wisconsin veterans				
14	museum	GPR	A	248,500	248,500
15	(mn) Federal projects; museum				
16	acquisitions and operations	PR-F	C	-0-	-0-
17	(tm) Museum facilities	SEG	C	52,800	52,800
18	(v) Museum sales receipts	SEG	C	170,900	170,900
19	(vo) Veterans of World War I	SEG	A	2,500	2,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(wd) Operation of Wisconsin Veterans				
2	Museum	SEG	A	3,419,900	3,419,900
3	(zm) Museum gifts and bequests	SEG	C	-0-	-0-
4		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			248,500	248,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	SEGREGATED REVENUE			3,646,100	3,646,100
	OTHER			(3,646,100)	(3,646,100)
	TOTAL-ALL SOURCES			3,894,600	3,894,600
5	(6) ADMINISTRATION				
6	(k) Funds received from other state				
7	agencies	PR-S	C	-0-	-0-
8		(6) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9		20.485 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			2,704,000	1,880,000
	PROGRAM REVENUE			115,732,100	116,318,800
	FEDERAL			(1,636,400)	(1,636,400)
	OTHER			(113,729,700)	(114,316,400)
	SERVICE			(366,000)	(366,000)
	SEGREGATED REVENUE			21,790,800	21,807,800
	FEDERAL			(1,343,600)	(1,343,600)
	OTHER			(20,447,200)	(20,464,200)
	TOTAL-ALL SOURCES			140,226,900	140,006,600
10	20.490 Wisconsin Housing and Economic Development Authority				
11	(1) FACILITATION OF CONSTRUCTION				
12	(a) Capital reserve fund deficiency	GPR	C	-0-	-0-
13		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(2) HOUSING REHABILITATION LOAN PROGRAM				
2	(a) General program operations	GPR	C	-0-	-0-
3	(q) Loan loss reserve fund	SEG	C	-0-	-0-
4	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
5	(3) HOMEOWNERSHIP MORTGAGE ASSISTANCE				
6	(a) Homeowner eviction lien				
7	protection program	GPR	C	-0-	-0-
8	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
9	(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
10	(g) Disadvantaged business				
11	mobilization loan guarantee	PR	C	-0-	-0-
12	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
13	(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
14	(a) Wisconsin development reserve				
15	fund	GPR	C	-0-	-0-
16	(q) Environmental fund transfer to				
17	Wisconsin development reserve				
18	fund	SEG	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(r) Agrichemical management fund				
2	transfer to Wisconsin				
3	development reserve fund	SEG	C	-0-	-0-
4	(s) Petroleum inspection fund				
5	transfer to Wisconsin				
6	development reserve fund	SEG	A	-0-	-0-
7		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
8		20.490 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9		Human Resources			
10		FUNCTIONAL AREA TOTALS			
	GENERAL PURPOSE REVENUE			6,655,379,500	7,065,804,900
	PROGRAM REVENUE			12,276,817,900	12,052,600,100
	FEDERAL			(9,969,182,700)	(9,698,484,200)
	OTHER			(1,923,089,300)	(1,970,475,100)
	SERVICE			(384,545,900)	(383,640,800)
	SEGREGATED REVENUE			705,607,200	685,668,400
	FEDERAL			(1,343,600)	(1,343,600)
	OTHER			(704,263,600)	(684,324,800)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			19,637,804,600	19,804,073,400

General Executive Functions

11 20.505 Administration, Department of

12 (1) SUPERVISION AND MANAGEMENT

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(a) General program operations	GPR	A	8,654,700	7,155,600
2	(am) Miscellaneous projects	GPR	A	121,550,000	-0-
3	(b) Midwest interstate low-level				
4	radioactive waste compact; loan				
5	from general fund	GPR	C	-0-	-0-
6	(bg) Opioid and methamphetamine				
7	data system	GPR	C	2,700,000	-0-
8	(bm) Climate risk assessment and				
9	resiliency plan technical				
10	assistance grants	GPR	B	250,000	-0-
11	(bq) Appropriation obligations				
12	repayment; tobacco settlement				
13	revenues	GPR	A	99,758,700	111,418,900
14	(br) Appropriation obligations				
15	repayment; unfunded liabilities				
16	under the Wisconsin Retirement				
17	System	GPR	A	181,429,800	199,760,900
18	(cm) Comprehensive planning grants;				
19	general purpose revenue	GPR	A	-0-	-0-
20	(cn) Comprehensive planning;				
21	administrative support	GPR	A	-0-	-0-
22	(d) Special counsel	GPR	S	611,900	611,900
23	(e) Indigent civil legal services	GPR	A	2,000,000	2,000,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(fm) Fund of funds investment				
2	program	GPR	A	-0-	-0-
3	(fo) Federal resource acquisition				
4	support grants	GPR	A	-0-	-0-
5	(fr) Grants for local government				
6	expenditures	GPR	C	-0-	-0-
7	(ft) Equity grant program and				
8	diversity, equity, and inclusion				
9	activities	GPR	A	5,235,600	262,700
10	(gc) Processing services	PR	A	180,700	180,700
11	(gm) Federal resource acquisition	PR	A	267,300	267,300
12	(h) Procurement and risk				
13	management services and				
14	technical assistance	PR	C	2,000	2,000
15	(ic) Services to nonstate				
16	governmental units	PR	A	157,300	157,400
17	(id) Justice information fee receipts	PR	C	-0-	-0-
18	(im) Services to nonstate				
19	governmental units; entity				
20	contract	PR	A	1,437,100	1,437,200
21	(ip) Information technology and				
22	communication services;				
23	self-funded portal	PR	A	8,034,000	8,034,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(is) Information technology and				
2	communications services;				
3	nonstate entities	PR	A	12,511,100	12,511,100
4	(it) Appropriation obligations;				
5	agreements and ancillary				
6	arrangements	PR	C	-0-	-0-
7	(iu) Plat and proposed incorporation				
8	and annexation review	PR	C	336,900	336,900
9	(iv) Enterprise resource planning				
10	system; nonstate entities	PR	C	-0-	-0-
11	(j) Gifts, grants, and bequests	PR	C	-0-	-0-
12	(jc) Employee development and				
13	training services	PR	A	263,800	263,900
14	(ka) Materials and services to state				
15	agencies and certain districts	PR-S	A	6,665,800	6,733,000
16	(kb) Transportation and records	PR-S	A	19,395,500	19,398,200
17	(kc) Capital planning and building				
18	construction services	PR-S	A	14,363,600	14,364,400
19	(kd) Enterprise resource planning				
20	system	PR-S	C	10,465,900	10,466,500
21	(kf) Procurement services	PR-S	C	4,691,000	4,691,400
22	(kg) Federal resource acquisition	PR-S	C	-0-	-0-
23	(kh) Justice information systems	PR-S	A	4,160,900	4,161,100
24	(ki) Postage costs	PR-S	C	15,710,100	15,710,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(kj) Financial services	PR-S	A	9,854,000	9,854,400
2	(kk) Tribal grants	PR-S	A	-0-	11,000,000
3	(kL) Printing, mail, communication,				
4	document sales, and information				
5	technology services; state				
6	agencies; veterans services	PR-S	A	104,086,900	103,118,200
7	(km) University of Wisconsin-Green				
8	Bay programming	PR-S	A	356,800	356,800
9	(kn) Publications	PR	A	102,100	102,100
10	(ko) Pay for success contracts	PR-S	C	-0-	-0-
11	(kp) Youth wellness center	PR-S	A	350,000	350,000
12	(kq) Justice information systems				
13	development, operation and				
14	maintenance	PR-S	A	-0-	-0-
15	(kr) Legal services; relocation				
16	assistance	PR-S	A	1,217,300	1,217,400
17	(ks) Collective bargaining grievance				
18	arbitrations	PR-S	A	30,000	30,000
19	(kt) Office of environmental justice;				
20	climate risk assessments and				
21	resiliency plans	PR-S	A	396,000	506,600
22	(ku) Management assistance grants to				
23	counties	PR-S	A	563,200	563,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(kv) American Indian tourism				
2	marketing	PR-S	A	400,000	400,000
3	(kw) Tribal relations	PR-S	A	125,600	160,100
4	(kx) American Indian economic				
5	development; technical assistance	PR-S	A	189,500	189,500
6	(kz) General program operations	PR-S	A	39,129,900	39,132,800
7	(mb) Federal aid	PR-F	C	6,526,300	6,526,300
8	(n) Federal aid; local assistance	PR-F	C	90,000,000	90,000,000
9	(ng) Sale of forest products; funds for				
10	public schools and public roads	PR	C	-0-	-0-
11	(pz) Indirect cost reimbursements	PR-F	C	51,900	14,100
12	(s) Diesel truck idling reduction				
13	grant administration	SEG	A	42,800	-0-
14	(sa) Diesel truck idling reduction				
15	grants	SEG	A	-0-	-0-
16	(t) Equity grants; community				
17	reinvestment fund	SEG	A	-0-	5,000,000
18	(ub) Land information program, state				
19	operations; reviews of municipal				
20	incorporations and annexations;				
21	planning grants	SEG	A	783,000	783,000
22	(uc) Land information program; local				
23	aids	SEG	C	6,945,300	6,945,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ud) Comprehensive planning grants;				
2	land information fund	SEG	A	-0-	-0-
3	(v) General program operations -				
4	environmental improvement				
5	programs; state funds	SEG	A	829,000	829,000
6	(x) General program operations -				
7	clean water fund program; federal				
8	funds	SEG-F	C	-0-	-0-
9	(y) General program operations -				
10	safe drinking water loan				
11	program; federal funds	SEG-F	C	-0-	-0-
12	(z) Transportation planning grants to				
13	local governmental units	SEG-S	B	-0-	-0-
14		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			297,940,700	321,210,000
	PROGRAM REVENUE			352,022,500	362,236,700
	FEDERAL			(96,578,200)	(96,540,400)
	OTHER			(23,292,300)	(23,292,600)
	SERVICE			(232,152,000)	(242,403,700)
	SEGREGATED REVENUE			8,600,100	13,557,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,600,100)	(13,557,300)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			658,563,300	697,004,000
15	(2) RISK MANAGEMENT				
16	(a) General fund supplement - risk				
17	management claims	GPR	S	-0-	-0-
18	(am) Costs and judgments	GPR	S	-0-	-0-
19	(k) Risk management costs	PR-S	C	35,406,200	35,406,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ki) Risk management administration	PR-S	A	3,655,000	3,655,200
2	(kj) Insurance contract premiums	PR-S	C	7,301,900	7,301,900
3	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			46,363,100	46,363,300
	SERVICE			(46,363,100)	(46,363,300)
	TOTAL-ALL SOURCES			46,363,100	46,363,300
4	(3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				
5	(q) General program operations;				
6	utility public benefits	SEG	A	11,372,200	11,372,200
7	(r) Low-income assistance grants	SEG	S	19,447,300	19,447,300
8	(rr) Air quality improvement grants	SEG	S	-0-	-0-
9	(s) Transfer to air quality				
10	improvement fund	SEG	S	-0-	-0-
11	(3) PROGRAM TOTALS				
	SEGREGATED REVENUE			30,819,500	30,819,500
	OTHER			(30,819,500)	(30,819,500)
	TOTAL-ALL SOURCES			30,819,500	30,819,500
12	(4) ATTACHED DIVISIONS AND OTHER BODIES				
13	(a) Adjudication of tax appeals	GPR	A	564,600	564,700
14	(b) Adjudication of equalization				
15	appeals	GPR	S	-0-	-0-
16	(d) Claims awards	GPR	S	25,000	25,000
17	(ea) Women's council operations	GPR	A	170,600	170,600
18	(ec) Service award program; general				
19	program operations	GPR	A	17,200	17,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(er) Service award program; state				
2	awards	GPR	S	2,900,000	2,900,000
3	(es) Principal, interest, and rebates;				
4	general purpose revenue - schools	GPR	S	734,000	307,300
5	(et) Principal, interest, and rebates;				
6	general purpose revenue - public				
7	library boards	GPR	S	6,600	3,400
8	(f) Interagency council on				
9	homelessness operations	GPR	A	108,800	108,800
10	(h) Program services	PR	A	27,200	27,200
11	(ha) Principal, interest, and rebates;				
12	program revenue - schools	PR	C	-0-	-0-
13	(hb) Principal, interest, and rebates;				
14	program revenue - public library				
15	boards	PR	C	-0-	-0-
16	(j) National and community service				
17	board; gifts and grants	PR	C	-0-	-0-
18	(js) Educational technology block				
19	grants; Wisconsin Advanced				
20	Telecommunications Foundation				
21	assessments	PR	C	-0-	-0-
22	(k) Waste facility siting board;				
23	general program operations	PR-S	A	45,500	45,500
24	(ka) State use board - general				
25	program operations	PR-S	A	154,000	154,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(kb) National and community service					
2	board; administrative support	PR-S	A	333,400	333,500	
3	(kp) Hearings and appeals fees	PR-S	A	11,317,600	11,319,200	
4	(L) Equipment purchases and leases	PR	C	-0-	-0-	
5	(Lm) Educational telecommunications;					
6	additional services	PR	C	-0-	-0-	
7	(mp) Federal e-rate aid	PR-F	C	5,711,900	5,711,900	
8	(o) National and community service					
9	board; federal aid for					
10	administration	PR-F	C	724,200	679,800	
11	(p) National and community service					
12	board; federal aid for grants	PR-F	C	3,354,300	3,354,300	
13	(q) Clean energy grants	SEG	B	4,000,000	-0-	
14	(r) State capitol and executive					
15	residence board; gifts and grants	SEG	C	-0-	-0-	
16	(s) Telecommunications access for					
17	educational agencies;					
18	infrastructure grants	SEG	B	15,984,200	15,984,200	
19		(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,526,800	4,097,000	
	PROGRAM REVENUE			21,668,100	21,625,400	
	FEDERAL			(9,790,400)	(9,746,000)	
	OTHER			(27,200)	(27,200)	
	SERVICE			(11,850,500)	(11,852,200)	
	SEGREGATED REVENUE			19,984,200	15,984,200	
	OTHER			(19,984,200)	(15,984,200)	
	TOTAL-ALL SOURCES			46,179,100	41,706,600	
20	(5) FACILITIES MANAGEMENT					

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(c) Principal repayment and interest;					
2	Black Point Estate	GPR	S	229,100	193,200	
3	(g) Principal repayment, interest and					
4	rebates; parking	PR-S	S	3,044,200	2,217,300	
5	(ka) Facility operations and					
6	maintenance; police and					
7	protection functions	PR-S	A	45,905,500	45,907,700	
8	(kb) Parking	PR	A	1,783,900	1,783,900	
9	(kc) Principal repayment, interest and					
10	rebates	PR-S	C	29,224,700	23,804,900	
11	(ke) Additional energy conservation					
12	construction projects	PR-S	C	-0-	-0-	
13	(kg) Electric energy derived from					
14	renewable resources	PR-S	A	325,400	325,400	
15	(ks) Security services	PR-S	A	175,000	175,000	
16		(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			229,100	193,200	
	PROGRAM REVENUE			80,458,700	74,214,200	
	OTHER			(1,783,900)	(1,783,900)	
	SERVICE			(78,674,800)	(72,430,300)	
	TOTAL-ALL SOURCES			80,687,800	74,407,400	
17	(7) HOUSING AND COMMUNITY DEVELOPMENT					
18	(a) General program operations	GPR	A	1,068,300	1,068,400	
19	(b) Housing grants and loans;					
20	general purpose revenue	GPR	B	4,597,800	4,597,800	
21	(bp) Housing quality standards grants	GPR	A	2,000,000	2,000,000	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(bq) Rental assistance for homeless					
2	veterans	GPR	A	1,000,000	1,000,000	
3	(c) Payments to designated agents	GPR	A	-0-	-0-	
4	(d) Water utility assistance for					
5	low-income households;					
6	administration	GPR	A	1,071,200	1,428,200	
7	(e) Water utility assistance for					
8	low-income households;					
9	payments	GPR	C	9,099,000	12,132,000	
10	(fm) Shelter for homeless and housing					
11	grants	GPR	B	8,213,600	8,213,600	
12	(fq) Affordable workforce housing					
13	grants	GPR	A	50,000,000	-0-	
14	(gg) Housing program services; other					
15	entities	PR	C	168,900	168,900	
16	(h) Funding for the homeless	PR	C	422,400	422,400	
17	(k) Sale of materials or services	PR-S	C	-0-	-0-	
18	(kg) Housing program services	PR-S	C	1,481,000	1,500,400	
19	(m) Federal aid; state operations	PR-F	C	1,510,900	1,472,100	
20	(n) Federal aid; local assistance	PR-F	C	10,000,000	10,000,000	
21	(o) Federal aid; individuals and					
22	organizations	PR-F	C	22,164,000	22,164,000	
23		(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			77,049,900	30,440,000	
	PROGRAM REVENUE			35,747,200	35,727,800	
	FEDERAL			(33,674,900)	(33,636,100)	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	OTHER			(591,300)	(591,300)
	SERVICE			(1,481,000)	(1,500,400)
	TOTAL-ALL SOURCES			112,797,100	66,167,800
1	(8) DIVISION OF GAMING				
2	(am) Interest on racing and bingo				
3	moneys	GPR	S	100	100
4	(g) General program operations;				
5	racing	PR	A	-0-	-0-
6	(h) General program operations;				
7	Indian gaming	PR	A	2,079,100	2,079,300
8	(hm) Indian gaming receipts	PR	C	-0-	-0-
9	(jn) General program operations;				
10	raffles and bingo	PR	A	571,000	571,100
11		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			100	100
	PROGRAM REVENUE			2,650,100	2,650,400
	OTHER			(2,650,100)	(2,650,400)
	TOTAL-ALL SOURCES			2,650,200	2,650,500
12		20.505 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			379,746,600	355,940,300
	PROGRAM REVENUE			538,909,700	542,817,800
	FEDERAL			(140,043,500)	(139,922,500)
	OTHER			(28,344,800)	(28,345,400)
	SERVICE			(370,521,400)	(374,549,900)
	SEGREGATED REVENUE			59,403,800	60,361,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(59,403,800)	(60,361,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			978,060,100	959,119,100
13	20.507 Board of Commissioners of Public Lands				
14	(1) TRUST LANDS AND INVESTMENTS				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(a) General program operations	GPR	A	1,756,400	1,756,400
2	(g) Payments in lieu of taxes	PR	S	15,000	25,000
3	(h) Trust lands and investments -				
4	general program operations	PR-S	A	-0-	-0-
5	(i) Gifts and grants	PR	C	-0-	-0-
6	(j) Payments to American Indian				
7	tribes or bands for raised sunken				
8	logs	PR	C	-0-	-0-
9	(k) Trust lands and investments -				
10	interagency and intra-agency				
11	assistance	PR-S	A	-0-	-0-
12	(mg) Federal aid - flood control	PR-F	C	52,700	52,700
13		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,756,400	1,756,400
	PROGRAM REVENUE			67,700	77,700
	FEDERAL			(52,700)	(52,700)
	OTHER			(15,000)	(25,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,824,100	1,834,100
14		20.507 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			1,756,400	1,756,400
	PROGRAM REVENUE			67,700	77,700
	FEDERAL			(52,700)	(52,700)
	OTHER			(15,000)	(25,000)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,824,100	1,834,100
15	20.510 Elections Commission				
16	(1) ADMINISTRATION OF ELECTIONS				
17	(a) General program operations;				
18	general purpose revenue	GPR	B	4,833,000	4,697,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(be) Investigations	GPR	A	25,000	25,000
2	(bm) Training of chief inspectors	GPR	B	-0-	-0-
3	(br) Special counsel	GPR	A	-0-	-0-
4	(c) Voter identification training	GPR	A	82,600	82,600
5	(d) Election administration transfer	GPR	A	-0-	-0-
6	(e) Elections administration	GPR	A	-0-	-0-
7	(f) Local aids for special elections	GPR	S	-0-	-0-
8	(g) Recount fees	PR	C	-0-	-0-
9	(h) Materials and services	PR	A	1,000	1,000
10	(jm) Gifts and grants	PR	A	-0-	-0-
11	(jn) Election security and				
12	maintenance	PR	C	149,200	349,500
13	(m) Federal aid	PR-F	A	-0-	-0-
14	(t) Election administration	SEG	A	100	100
15	(x) Federal aid; election				
16	administration fund	SEG-F	C	1,043,000	843,700
17		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			4,940,600	4,804,700
	PROGRAM REVENUE			150,200	350,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(150,200)	(350,500)
	SEGREGATED REVENUE			1,043,100	843,800
	FEDERAL			(1,043,000)	(843,700)
	OTHER			(100)	(100)
	TOTAL-ALL SOURCES			6,133,900	5,999,000
18		20.510 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			4,940,600	4,804,700
	PROGRAM REVENUE			150,200	350,500
	FEDERAL			(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
OTHER			(150,200)	(350,500)
SEGREGATED REVENUE			1,043,100	843,800
FEDERAL			(1,043,000)	(843,700)
OTHER			(100)	(100)
TOTAL-ALL SOURCES			6,133,900	5,999,000
1 20.515 Employee Trust Funds, Department of				
2 (1) EMPLOYEE BENEFIT PLANS				
3 (a) Annuity supplements and				
4 payments	GPR	S	42,000	33,100
5 (c) Contingencies	GPR	S	-0-	-0-
6 (gm) Gifts and grants	PR	C	-0-	-0-
7 (t) Automated operating system	SEG	C	8,393,600	8,393,600
8 (tm) Health savings account plan	SEG	C	-0-	-0-
9 (u) Employee-funded reimbursement				
10 account plan	SEG	C	-0-	-0-
11 (w) Administration	SEG	A	42,585,700	42,692,600
12 (x) Study of mandatory participation				
13 by school districts	SEG	B	500,000	-0-
14 (1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			42,000	33,100
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
SEGREGATED REVENUE			51,479,300	51,086,200
OTHER			(51,479,300)	(51,086,200)
TOTAL-ALL SOURCES			51,521,300	51,119,300
15 20.515 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			42,000	33,100
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
SEGREGATED REVENUE			51,479,300	51,086,200
OTHER			(51,479,300)	(51,086,200)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	TOTAL-ALL SOURCES			51,521,300	51,119,300
1	20.521 Ethics Commission				
2	(1) ETHICS, CAMPAIGN FINANCE AND LOBBYING REGULATION				
3	(a) General program operations;				
4	general purpose revenue	GPR	A	731,200	731,200
5	(be) Investigations	GPR	A	225,000	225,000
6	(br) Special counsel	GPR	A	-0-	-0-
7	(g) General program operations;				
8	program revenue	PR	A	31,700	31,700
9	(h) Gifts and grants	PR	A	-0-	-0-
10	(i) Materials and services	PR	A	4,500	4,500
11	(im) Lobbying administration;				
12	program revenue	PR	A	574,600	607,000
13	(j) Electronic filing software	PR	A	-0-	-0-
14	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			956,200	956,200
	PROGRAM REVENUE			610,800	643,200
	OTHER			(610,800)	(643,200)
	TOTAL-ALL SOURCES			1,567,000	1,599,400
15	20.521 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			956,200	956,200
	PROGRAM REVENUE			610,800	643,200
	OTHER			(610,800)	(643,200)
	TOTAL-ALL SOURCES			1,567,000	1,599,400
16	20.525 Governor, Office of the				
17	(1) EXECUTIVE ADMINISTRATION				
18	(a) General program operations	GPR	S	3,771,900	3,771,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(b) Contingent fund	GPR	S	20,400	20,400
2	(c) Membership in national				
3	associations	GPR	S	140,700	140,700
4	(d) Disability board	GPR	S	-0-	-0-
5	(i) Gifts and grants	PR	C	-0-	-0-
6	(m) Federal aid	PR-F	C	-0-	-0-
7		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			3,933,000	3,933,000
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			3,933,000	3,933,000
8	(2) EXECUTIVE RESIDENCE				
9	(a) General program operations	GPR	S	304,300	304,300
10		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			304,300	304,300
	TOTAL-ALL SOURCES			304,300	304,300
11		20.525 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			4,237,300	4,237,300
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,237,300	4,237,300
12	20.536 Investment Board				
13	(1) INVESTMENT OF FUNDS				
14	(k) General program operations	PR	C	67,664,700	67,664,700
15	(ka) General program operations;				
16	environmental improvement fund	PR-S	C	-0-	-0-
17		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			67,664,700	67,664,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	OTHER			(67,664,700)	(67,664,700)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			67,664,700	67,664,700
1		20.536 DEPARTMENT TOTALS			
	PROGRAM REVENUE			67,664,700	67,664,700
	OTHER			(67,664,700)	(67,664,700)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			67,664,700	67,664,700
2	20.540 Lieutenant Governor, Office of the				
3	(1) EXECUTIVE COORDINATION				
4	(a) General program operations	GPR	A	660,500	690,500
5	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
6	(k) Grants from state agencies	PR-S	C	-0-	-0-
7	(m) Federal aid	PR-F	C	-0-	-0-
8		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			660,500	690,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			660,500	690,500
9		20.540 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			660,500	690,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			660,500	690,500
10	20.550 Public Defender Board				
11	(1) LEGAL ASSISTANCE				
12	(a) Program operation	GPR	B	113,010,200	112,967,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(fb) Payments from clients;				
2	administrative costs	PR	A	358,100	358,900
3	(g) Gifts, grants, and proceeds	PR	C	-0-	-0-
4	(h) Contractual agreements	PR-S	A	-0-	-0-
5	(i) Tuition payments	PR	C	-0-	-0-
6	(kj) Conferences and training	PR-S	A	218,800	219,800
7	(L) Private bar and investigator				
8	reimbursement; payments for				
9	legal representation	PR	C	913,000	913,000
10	(m) Federal aid	PR-F	C	-0-	-0-
11		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			113,010,200	112,967,700
	PROGRAM REVENUE			1,489,900	1,491,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,271,100)	(1,271,900)
	SERVICE			(218,800)	(219,800)
	TOTAL-ALL SOURCES			114,500,100	114,459,400
12		20.550 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			113,010,200	112,967,700
	PROGRAM REVENUE			1,489,900	1,491,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,271,100)	(1,271,900)
	SERVICE			(218,800)	(219,800)
	TOTAL-ALL SOURCES			114,500,100	114,459,400
13	20.566 Revenue, Department of				
14	(1) COLLECTION OF TAXES				
15	(a) General program operations	GPR	A	70,801,200	70,801,200
16	(bn) Administration and enforcement				
17	of marijuana tax and regulation	GPR	A	3,236,600	2,010,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(g) Administration of county and				
2	municipal sales and use taxes	PR	A	3,309,100	3,327,100
3	(ga) Cigarette tax stamps	PR	A	249,300	249,300
4	(gb) Business tax registration	PR	A	1,875,300	1,886,000
5	(gd) Administration of special district				
6	taxes	PR-S	A	414,800	414,800
7	(ge) Administration of local				
8	professional football stadium				
9	district taxes	PR-S	A	124,300	124,300
10	(gf) Administration of resort tax	PR-S	A	80,900	80,900
11	(gg) Administration of local taxes	PR	A	154,200	154,200
12	(h) Debt collection	PR	A	3,195,600	3,195,600
13	(ha) Administration of liquor tax and				
14	alcohol beverages enforcement	PR	A	1,379,100	1,381,200
15	(hb) Collections by the department	PR	A	1,302,800	1,323,100
16	(hc) Collections from the financial				
17	record matching program	PR	A	546,500	546,500
18	(hd) Administration of liquor tax and				
19	alcohol beverages enforcement;				
20	wholesaler fees funding special				
21	agent position	PR	C	122,100	122,100
22	(hm) Collections under contracts	PR	S	357,300	357,300
23	(hn) Collections under the multistate				
24	tax commission audit program	PR	S	58,300	58,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ho) Collections under multistate				
2	streamlined sales tax project	PR	S	40,000	40,000
3	(hp) Administration of income tax				
4	checkoff voluntary payments	PR	A	27,300	27,300
5	(i) Gifts and grants	PR	C	-0-	-0-
6	(m) Federal funds; state operations	PR-F	C	-0-	-0-
7	(q) Economic development surcharge				
8	administration	SEG	A	271,800	271,800
9	(qm) Administration of rental vehicle				
10	fee	SEG	A	76,200	78,500
11	(r) Administration of dry cleaner fees	SEG	A	18,900	18,900
12	(s) Petroleum inspection fee				
13	collection	SEG	A	96,800	100,300
14	(t) Farmland preservation credit,				
15	2010 and beyond	SEG	A	-0-	-0-
16	(u) Motor fuel tax administration	SEG	A	1,788,400	1,799,900
17		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			74,037,800	72,811,300
	PROGRAM REVENUE			13,215,300	13,288,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(12,595,300)	(12,668,000)
	SERVICE			(620,000)	(620,000)
	SEGREGATED REVENUE			2,252,100	2,269,400
	OTHER			(2,252,100)	(2,269,400)
	TOTAL-ALL SOURCES			89,505,200	88,368,700
18	(2) STATE AND LOCAL FINANCE				
19	(a) General program operations	GPR	A	8,379,600	8,379,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(b) Valuation error loans	GPR	S	-0-	-0-	
2	(bm) Integrated property assessment					
3	system technology	GPR	A	2,489,500	2,489,500	
4	(g) County assessment studies	PR	C	-0-	-0-	
5	(ga) Commercial property assessment	PR	C	-0-	-0-	
6	(gb) Manufacturing property					
7	assessment	PR	A	1,227,200	1,227,200	
8	(gi) Municipal finance report					
9	compliance	PR	A	32,800	32,800	
10	(h) Reassessments	PR	A	273,500	273,500	
11	(hm) Administration of tax					
12	incremental, and environmental					
13	remediation tax incremental,					
14	financing programs	PR	C	203,800	203,800	
15	(i) Gifts and grants	PR	C	-0-	-0-	
16	(m) Federal funds; state operations	PR-F	C	-0-	-0-	
17	(q) Railroad and air carrier tax					
18	administration	SEG	A	270,800	270,800	
19	(r) Lottery and gaming credit					
20	administration	SEG	A	316,900	316,900	
21		(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			10,885,400	10,869,100	
	PROGRAM REVENUE			1,737,300	1,737,300	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(1,737,300)	(1,737,300)	
	SEGREGATED REVENUE			587,700	587,700	
	OTHER			(587,700)	(587,700)	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	TOTAL-ALL SOURCES			13,210,400	13,194,100
1	(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
2	(a) General program operations	GPR	A	32,920,500	32,943,400
3	(b) Integrated tax system technology	GPR	A	4,087,100	4,087,100
4	(c) Expert professional services	GPR	B	63,300	63,300
5	(g) Services	PR	A	81,300	81,300
6	(gm) Reciprocity agreement and				
7	publications	PR	A	36,000	36,000
8	(go) Reciprocity agreement, Illinois	PR	A	-0-	-0-
9	(i) Gifts and grants	PR	C	-0-	-0-
10	(k) Internal services	PR-S	A	2,887,300	2,887,300
11	(m) Federal funds; state operations	PR-F	C	-0-	-0-
12	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			37,070,900	37,093,800
	PROGRAM REVENUE			3,004,600	3,004,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(117,300)	(117,300)
	SERVICE			(2,887,300)	(2,887,300)
	TOTAL-ALL SOURCES			40,075,500	40,098,400
13	(4) UNCLAIMED PROPERTY PROGRAM				
14	(a) Unclaimed property; contingency				
15	appropriation	GPR	S	-0-	-0-
16	(j) Unclaimed property; claims	PR	C	-0-	-0-
17	(k) Unclaimed property;				
18	administrative expenses	PR-S	A	3,879,400	3,879,400
19	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	PROGRAM REVENUE			3,879,400	3,879,400
	OTHER			(-0-)	(-0-)
	SERVICE			(3,879,400)	(3,879,400)
	TOTAL-ALL SOURCES			3,879,400	3,879,400
1	(7) INVESTMENT AND LOCAL IMPACT FUND				
2	(e) Investment and local impact fund				
3	supplement	GPR	A	-0-	-0-
4	(g) Investment and local impact fund				
5	administrative expenses	PR	A	-0-	-0-
6	(n) Federal mining revenue	PR-F	C	-0-	-0-
7	(v) Investment and local impact fund	SEG	C	-0-	-0-
8	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9	(8) LOTTERY				
10	(a) General program operations;				
11	general purpose revenue	GPR	A	1,761,000	1,594,800
12	(b) Retailer compensation	GPR	A	50,285,700	50,404,800
13	(c) Vendor fees; general purpose				
14	revenue	GPR	A	20,828,300	20,875,400
15	(q) General program operations	SEG	A	19,389,400	19,574,000
16	(r) Retailer compensation	SEG	S	-0-	-0-
17	(s) Prizes	SEG	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(v) Vendor fees	SEG	S	-0-	-0-
2		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			72,875,000	72,875,000
	SEGREGATED REVENUE			19,389,400	19,574,000
	OTHER			(19,389,400)	(19,574,000)
	TOTAL-ALL SOURCES			92,264,400	92,449,000
3		20.566 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			194,869,100	193,649,200
	PROGRAM REVENUE			21,836,600	21,909,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(14,449,900)	(14,522,600)
	SERVICE			(7,386,700)	(7,386,700)
	SEGREGATED REVENUE			22,229,200	22,431,100
	OTHER			(22,229,200)	(22,431,100)
	TOTAL-ALL SOURCES			238,934,900	237,989,600
4	20.575 Secretary of State				
5	(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				
6	(g) Program fees	PR	A	255,400	247,600
7	(ka) Agency collections	PR-S	A	3,400	3,400
8		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			436,300	444,200
	OTHER			(432,900)	(440,800)
	SERVICE			(3,400)	(3,400)
	TOTAL-ALL SOURCES			436,300	444,200
9		20.575 DEPARTMENT TOTALS			
	PROGRAM REVENUE			436,300	444,200
	OTHER			(432,900)	(440,800)
	SERVICE			(3,400)	(3,400)
	TOTAL-ALL SOURCES			436,300	444,200
10	20.585 Treasurer, State				
11	(1) CUSTODIAN OF STATE FUNDS				
12	(b) Insurance	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(c) General program operations;				
2	general purpose revenue	GPR	A	212,300	225,600
3	(h) Training conferences	PR	C	-0-	-0-
4	(i) Gifts and grants	PR	C	-0-	-0-
5	(k) Administrative expenses	PR-S	A	212,200	225,700
6	(kb) General program operations	PR-S	A	-0-	-0-
7		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			212,300	225,600
	PROGRAM REVENUE			212,200	225,700
	OTHER			(-0-)	(-0-)
	SERVICE			(212,200)	(225,700)
	TOTAL-ALL SOURCES			424,500	451,300
8		20.585 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			212,300	225,600
	PROGRAM REVENUE			212,200	225,700
	OTHER			(-0-)	(-0-)
	SERVICE			(212,200)	(225,700)
	TOTAL-ALL SOURCES			424,500	451,300
9		General Executive Functions			
10		FUNCTIONAL AREA TOTALS			
	GENERAL PURPOSE REVENUE			700,431,200	675,261,000
	PROGRAM REVENUE			631,378,100	635,624,800
	FEDERAL			(140,096,200)	(139,975,200)
	OTHER			(112,939,400)	(113,264,100)
	SERVICE			(378,342,500)	(382,385,500)
	SEGREGATED REVENUE			134,155,400	134,722,100
	FEDERAL			(1,043,000)	(843,700)
	OTHER			(133,112,400)	(133,878,400)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,465,964,700	1,445,607,900

Judicial

11 **20.625 Circuit Courts**

12 (1) COURT OPERATIONS

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(a) Circuit courts	GPR	S	78,329,600	79,433,000
2	(b) Permanent reserve judges	GPR	A	-0-	-0-
3	(cg) Circuit court costs	GPR	B	27,076,800	27,076,800
4	(g) Sale of materials and services	PR	C	-0-	-0-
5	(h) Certificates of qualification for				
6	employment	PR	C	-0-	-0-
7	(k) Court interpreters	PR-S	A	232,700	232,700
8	(m) Federal aid	PR-F	C	-0-	-0-
9		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			105,406,400	106,509,800
	PROGRAM REVENUE			232,700	232,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(232,700)	(232,700)
	TOTAL-ALL SOURCES			105,639,100	106,742,500
10		20.625 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			105,406,400	106,509,800
	PROGRAM REVENUE			232,700	232,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(232,700)	(232,700)
	TOTAL-ALL SOURCES			105,639,100	106,742,500
11	20.660 Court of Appeals				
12	(1) APPELLATE PROCEEDINGS				
13	(a) General program operations	GPR	S	11,321,800	11,341,100
14	(m) Federal aid	PR-F	C	-0-	-0-
15		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			11,321,800	11,341,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			11,321,800	11,341,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1		20.660 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			11,321,800	11,341,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			11,321,800	11,341,100
2	20.665 Judicial Commission				
3	(1) JUDICIAL CONDUCT				
4	(a) General program operations	GPR	A	328,800	329,400
5	(cm) Contractual agreements	GPR	B	16,200	16,200
6	(mm) Federal aid	PR-F	C	-0-	-0-
7		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			345,000	345,600
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			345,000	345,600
8		20.665 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			345,000	345,600
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			345,000	345,600
9	20.670 Judicial Council				
10	(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE				
11	(a) General program operations	GPR	A	-0-	-0-
12	(k) Director of state courts and law				
13	library transfer	PR-S	C	-0-	-0-
14	(m) Federal aid	PR-F	C	-0-	-0-
15		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
	TOTAL-ALL SOURCES			-0-	-0-	
1		20.670 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-	
	PROGRAM REVENUE			-0-	-0-	
	FEDERAL			(-0-)	(-0-)	
	SERVICE			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			-0-	-0-	
2	20.680 Supreme Court					
3	(1) SUPREME COURT PROCEEDINGS					
4	(a) General program operations	GPR	S	5,669,300	5,669,300	
5	(m) Federal aid	PR-F	C	-0-	-0-	
6		(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,669,300	5,669,300	
	PROGRAM REVENUE			-0-	-0-	
	FEDERAL			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			5,669,300	5,669,300	
7	(2) DIRECTOR OF STATE COURTS AND LAW LIBRARY					
8	(a) General program operations	GPR	B	11,701,800	11,707,400	
9	(g) Gifts and grants	PR	C	613,400	613,400	
10	(ga) Court commissioner training	PR	C	60,000	60,000	
11	(gc) Court interpreter training and					
12	certification	PR	C	45,100	45,100	
13	(h) Materials and services	PR	C	60,300	60,300	
14	(i) Municipal judge training	PR	C	186,900	187,000	
15	(j) Court information systems	PR	C	9,218,400	8,672,600	
16	(kc) Central services	PR-S	A	248,800	248,900	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ke) Interagency and intra-agency				
2	automation assistance	PR-S	C	-0-	-0-
3	(kf) Interagency and intra-agency				
4	assistance	PR-S	C	-0-	-0-
5	(L) Library collections and services	PR	C	79,400	79,400
6	(m) Federal aid	PR-F	C	992,300	992,300
7	(qm) Mediation fund	SEG	C	596,500	596,600
8		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			11,701,800	11,707,400
	PROGRAM REVENUE			11,504,600	10,959,000
	FEDERAL			(992,300)	(992,300)
	OTHER			(10,263,500)	(9,717,800)
	SERVICE			(248,800)	(248,900)
	SEGREGATED REVENUE			596,500	596,600
	OTHER			(596,500)	(596,600)
	TOTAL-ALL SOURCES			23,802,900	23,263,000
9	(3) BAR EXAMINERS AND RESPONSIBILITY				
10	(g) Board of bar examiners	PR	C	716,200	716,600
11	(h) Office of lawyer regulation	PR	C	3,115,900	3,117,800
12		(3) PROGRAM TOTALS			
	PROGRAM REVENUE			3,832,100	3,834,400
	OTHER			(3,832,100)	(3,834,400)
	TOTAL-ALL SOURCES			3,832,100	3,834,400
13		20.680 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			17,371,100	17,376,700
	PROGRAM REVENUE			15,336,700	14,793,400
	FEDERAL			(992,300)	(992,300)
	OTHER			(14,095,600)	(13,552,200)
	SERVICE			(248,800)	(248,900)
	SEGREGATED REVENUE			596,500	596,600
	OTHER			(596,500)	(596,600)
	TOTAL-ALL SOURCES			33,304,300	32,766,700
14		Judicial			
15		FUNCTIONAL AREA TOTALS			

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(e) Joint legislative council;					
2	execution of functions, conduct of					
3	research, development of studies,					
4	and the provision of assistance to					
5	committees	GPR	B	4,220,100	4,220,100	
6	(ec) Joint legislative council;					
7	contractual studies	GPR	B	15,000	-0-	
8	(em) Legislative technology services					
9	bureau	GPR	B	4,987,700	4,995,900	
10	(f) Joint committee on legislative					
11	organization	GPR	B	-0-	-0-	
12	(fa) Membership in national					
13	associations	GPR	S	287,800	294,500	
14	(g) Gifts and grants to service					
15	agencies	PR	C	20,000	20,000	
16	(ka) Audit bureau reimbursable audits	PR-S	A	2,418,200	2,407,500	
17	(m) Federal aid	PR-F	C	-0-	-0-	
18		(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			27,189,700	27,189,600	
	PROGRAM REVENUE			2,438,200	2,427,500	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(20,000)	(20,000)	
	SERVICE			(2,418,200)	(2,407,500)	
	TOTAL-ALL SOURCES			29,627,900	29,617,100	
19	(4) CAPITOL OFFICES RELOCATION					
20	(a) Capitol offices relocation costs	GPR	B	-0-	-0-	
21		(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
TOTAL-ALL SOURCES			-0-	-0-
1	20.765 DEPARTMENT TOTALS			
GENERAL PURPOSE REVENUE			79,295,600	79,295,500
PROGRAM REVENUE			2,438,200	2,427,500
FEDERAL			(-0-)	(-0-)
OTHER			(20,000)	(20,000)
SERVICE			(2,418,200)	(2,407,500)
TOTAL-ALL SOURCES			81,733,800	81,723,000
2	Legislative			
3	FUNCTIONAL AREA TOTALS			
GENERAL PURPOSE REVENUE			79,295,600	79,295,500
PROGRAM REVENUE			2,438,200	2,427,500
FEDERAL			(-0-)	(-0-)
OTHER			(20,000)	(20,000)
SERVICE			(2,418,200)	(2,407,500)
SEGREGATED REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			81,733,800	81,723,000

General Appropriations

4	20.835 Shared Revenue and Tax Relief				
5	(1)	SHARED REVENUE PAYMENTS			
6	(c)	Expenditure restraint program			
7	account	GPR	S	59,311,700	59,311,700
8	(db)	County and municipal aid			
9	account	GPR	S	709,251,400	742,898,100
10	(dm)	Public utility distribution account			
		GPR	S	82,297,500	87,458,400
11	(e)	State aid; tax exempt property			
		GPR	S	98,047,100	98,047,100
12	(f)	State aid; personal property tax			
13	exemption	GPR	S	74,206,800	74,206,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(fa) State aid; video service provider				
2	fee	GPR	S	10,008,200	10,008,200
3	(r) County and municipal aid				
4	account; police and fire protection				
5	fund	SEG	C	49,885,900	31,602,000
6		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,033,122,700	1,071,930,300
	SEGREGATED REVENUE			49,885,900	31,602,000
	OTHER			(49,885,900)	(31,602,000)
	TOTAL-ALL SOURCES			1,083,008,600	1,103,532,300
7	(2) TAX RELIEF				
8	(b) Claim of right credit	GPR	S	132,000	132,000
9	(bb) Jobs tax credit	GPR	S	1,700,000	975,000
10	(bc) Woody biomass harvesting and				
11	processing credit	GPR	S	-0-	-0-
12	(bg) Business development credit	GPR	S	18,200,000	16,800,000
13	(br) Interest payments on				
14	overassessments of				
15	manufacturing property	GPR	S	10,000	10,000
16	(c) Homestead tax credit	GPR	S	101,200,000	98,100,000
17	(cc) Qualified child sales and use tax				
18	rebate for 2018	GPR	S	-0-	-0-
19	(co) Enterprise zone jobs credit	GPR	S	68,700,000	64,700,000
20	(cp) Electronics and information				
21	technology manufacturing zone				
22	credit	GPR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(d) Research credit	GPR	S	19,600,000	19,600,000
2	(dm) Farmland preservation credit	GPR	S	330,000	290,000
3	(dn) Farmland tax relief credit	GPR	S	-0-	-0-
4	(do) Farmland preservation credit,				
5	2010 and beyond	GPR	S	16,030,000	16,030,000
6	(em) Veterans and surviving spouses				
7	property tax credit	GPR	S	45,700,000	47,200,000
8	(ep) Cigarette and tobacco product tax				
9	refunds	GPR	S	31,027,000	30,703,000
10	(eq) Marijuana tax refunds	GPR	S	-0-	6,700,000
11	(f) Earned income tax credit	GPR	S	75,683,600	117,600,000
12	(ff) Earned income tax credit;				
13	periodic payments	GPR	S	-0-	-0-
14	(ka) Farmland tax relief credit; Indian				
15	gaming receipts	PR-S	C	-0-	-0-
16	(kf) Earned income tax credit;				
17	temporary assistance for needy				
18	families	PR-S	A	116,716,400	69,700,000
19	(q) Farmland tax relief credit	SEG	S	-0-	-0-
20		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			378,312,600	418,840,000
	PROGRAM REVENUE			116,716,400	69,700,000
	SERVICE			(116,716,400)	(69,700,000)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			495,029,000	488,540,000
21	(3) STATE PROPERTY TAX RELIEF				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(b) School levy tax credit and first				
2	dollar credit	GPR	S	1,088,137,900	1,088,500,000
3	(ef) Transfer to conservation fund;				
4	forestry	GPR	S	109,691,500	114,052,900
5	(q) Lottery and gaming credit	SEG	S	265,682,200	247,280,100
6	(s) Lottery and gaming credit; late				
7	applications	SEG	S	665,600	665,600
8		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,197,829,400	1,202,552,900
	SEGREGATED REVENUE			266,347,800	247,945,700
	OTHER			(266,347,800)	(247,945,700)
	TOTAL-ALL SOURCES			1,464,177,200	1,450,498,600
9	(4) COUNTY AND LOCAL TAXES				
10	(g) County and municipal taxes	PR	C	-0-	-0-
11	(gb) Special district taxes	PR	C	-0-	-0-
12	(gd) Premier resort area tax	PR	C	-0-	-0-
13	(ge) Local professional football				
14	stadium district taxes	PR	C	-0-	-0-
15	(gg) Local taxes	PR	C	-0-	-0-
16		(4) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
17	(5) PAYMENTS IN LIEU OF TAXES				
18	(a) Payments for municipal services	GPR	A	20,649,200	20,649,200
19		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			20,649,200	20,649,200
	TOTAL-ALL SOURCES			20,649,200	20,649,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1		20.835 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUE			2,629,913,900	2,713,972,400
	PROGRAM REVENUE			116,716,400	69,700,000
	OTHER			(-0-)	(-0-)
	SERVICE			(116,716,400)	(69,700,000)
	SEGREGATED REVENUE			316,233,700	279,547,700
	OTHER			(316,233,700)	(279,547,700)
	TOTAL-ALL SOURCES			3,062,864,000	3,063,220,100
2	20.855 Miscellaneous Appropriations				
3	(1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
4	(a) Obligation on operating notes	GPR	S	-0-	-0-
5	(b) Operating note expenses	GPR	S	-0-	-0-
6	(bm) Payment of canceled drafts	GPR	S	2,000,000	2,000,000
7	(c) Interest payments to program				
8	revenue accounts	GPR	S	-0-	-0-
9	(d) Interest payments to segregated				
10	funds	GPR	S	-0-	-0-
11	(dm) Interest reimbursements to				
12	federal government	GPR	S	-0-	-0-
13	(e) Interest on prorated local				
14	government payments	GPR	S	-0-	-0-
15	(f) Payment of fees to financial				
16	institutions	GPR	S	-0-	-0-
17	(gm) Payment of canceled drafts;				
18	program revenues	PR	S	-0-	-0-
19	(q) Redemption of operating notes	SEG	S	-0-	-0-
20	(r) Interest payments to general fund	SEG	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(rm) Payment of canceled drafts;				
2	segregated revenues	SEG	S	450,000	450,000
3		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			2,000,000	2,000,000
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			450,000	450,000
	OTHER			(450,000)	(450,000)
	TOTAL-ALL SOURCES			2,450,000	2,450,000
4	(3) CAPITOL RENOVATION EXPENSES				
5	(b) Capitol restoration and relocation				
6	planning	GPR	B	-0-	-0-
7	(c) Historically significant				
8	furnishings	GPR	B	-0-	-0-
9		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
10	(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
11	(a) Interest on overpayment of taxes	GPR	S	1,000,000	1,000,000
12	(am) Great Lakes protection fund				
13	contribution	GPR	C	-0-	-0-
14	(be) Study of engineering	GPR	A	-0-	-0-
15	(bm) Oil pipeline terminal tax				
16	distribution	GPR	S	6,574,600	6,766,100
17	(bv) General fund supplement to				
18	veterans trust fund	GPR	S	15,100,000	15,800,000
19	(c) Minnesota income tax reciprocity	GPR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ca) Minnesota income tax reciprocity				
2	bench mark	GPR	A	-0-	-0-
3	(cm) Illinois income tax reciprocity	GPR	S	114,500,000	119,700,000
4	(cn) Illinois income tax reciprocity				
5	bench mark	GPR	A	-0-	-0-
6	(cr) Transfer to local exposition				
7	district	GPR	A	4,000,000	4,000,000
8	(dr) Transfer to local exposition				
9	district	GPR	A	4,000,000	4,000,000
10	(e) Transfer to conservation fund;				
11	land acquisition reimbursement	GPR	S	100	100
12	(em) Transfer to the conservation fund;				
13	off-highway motorcycle fees	GPR	S	75,000	75,000
14	(f) Transfer to environmental fund;				
15	nonpoint sources	GPR	A	7,991,100	7,991,100
16	(fc) Aids for certain local purchases				
17	and projects	GPR	A	-0-	-0-
18	(fm) Transfer to transportation fund;				
19	hub facility exemptions	GPR	S	-0-	-0-
20	(fr) Transfer to transportation fund;				
21	disaster damage aids	GPR	S	1,000,000	1,000,000
22	(gd) American Red Cross, Badger				
23	Chapter	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ge) Feeding America; Second Harvest				
2	food banks	PR	C	-0-	-0-
3	(h) Volkswagen settlement funds	PR	C	10,700,000	-0-
4	(q) Terminal tax distribution	SEG	S	1,906,000	1,906,000
5	(r) Petroleum allowance	SEG	S	300,000	300,000
6	(s) Transfer to conservation fund;				
7	motorboat formula	SEG	S	13,214,000	13,499,400
8	(t) Transfer to conservation fund;				
9	snowmobile formula	SEG	S	5,227,400	5,331,900
10	(u) Transfer to conservation fund;				
11	all-terrain vehicle formula	SEG	S	1,893,300	1,909,700
12	(v) Transfer to conservation fund;				
13	utility terrain vehicle formula	SEG	S	777,200	932,700
14	(w) Transfer to transportation fund;				
15	petroleum inspection fund	SEG	A	6,258,500	6,258,500
16	(wc) Petroleum inspection fund				
17	supplement to environmental				
18	fund; environmental management	SEG	A	1,704,800	1,704,800
19		(4) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			154,240,800	160,332,300
	PROGRAM REVENUE			10,700,000	-0-
	OTHER			(10,700,000)	(-0-)
	SEGREGATED REVENUE			31,281,200	31,843,000
	OTHER			(31,281,200)	(31,843,000)
	TOTAL-ALL SOURCES			196,222,000	192,175,300
20	(5) STATE HOUSING AUTHORITY RESERVE FUND				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(a) Enhancement of credit of				
2	authority debt	GPR	A	-0-	-0-
3		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
4	(6) MISCELLANEOUS RECEIPTS				
5	(g) Gifts and grants	PR	C	-0-	-0-
6	(h) Vehicle and aircraft receipts	PR	A	-0-	-0-
7	(i) Miscellaneous program revenue	PR	A	-0-	-0-
8	(j) Custody accounts	PR	C	-0-	-0-
9	(k) Aids to individuals and				
10	organizations	PR-S	C	-0-	-0-
11	(ka) Local assistance	PR-S	C	-0-	-0-
12	(m) Federal aid	PR-F	C	-0-	-0-
13	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
14		(6) PROGRAM TOTALS			
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
15	(8) MARQUETTE UNIVERSITY				
16	(a) Dental clinic and education				
17	facility; principal repayment,				
18	interest and rebates	GPR	S	1,975,600	882,400
19		(8) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			1,975,600	882,400
	TOTAL-ALL SOURCES			1,975,600	882,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(9) STATE CAPITOL RENOVATION AND RESTORATION				
2	(a) South wing renovation and				
3	restoration	GPR	C	-0-	-0-
4					
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
5					
	20.855 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			158,216,400	163,214,700
	PROGRAM REVENUE			10,700,000	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(10,700,000)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			31,731,200	32,293,000
	OTHER			(31,731,200)	(32,293,000)
	TOTAL-ALL SOURCES			200,647,600	195,507,700
6	20.865 Program Supplements				
7	(1) EMPLOYEE COMPENSATION AND SUPPORT				
8	(a) Judgments and legal expenses	GPR	S	-0-	-0-
9	(c) Compensation and related				
10	adjustments	GPR	S	-0-	-0-
11	(ci) University pay adjustments	GPR	S	-0-	-0-
12	(cj) Pay adjustments for certain				
13	university employees	GPR	A	-0-	-0-
14	(d) Employer fringe benefit costs	GPR	S	-0-	-0-
15	(dm) Discretionary merit compensation				
16	program	GPR	A	6,000,000	6,000,000
17	(e) Additional biweekly payroll	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(em) Financial and procurement				
2	services	GPR	A	-0-	-0-
3	(fm) Risk management	GPR	A	-0-	-0-
4	(fn) Physically handicapped				
5	supplements	GPR	A	5,800	5,800
6	(g) Judgments and legal expenses;				
7	program revenues	PR	S	-0-	-0-
8	(i) Compensation and related				
9	adjustments; program revenues	PR	S	-0-	-0-
10	(ic) University pay adjustments	PR	S	-0-	-0-
11	(j) Employer fringe benefit costs;				
12	program revenues	PR	S	-0-	-0-
13	(jm) Additional biweekly payroll;				
14	nonfederal program revenues	PR	S	-0-	-0-
15	(js) Financial and procurement				
16	services; program revenues	PR	S	-0-	-0-
17	(kr) Risk management; program				
18	revenues	PR	S	-0-	-0-
19	(Ln) Physically handicapped				
20	supplements; program revenues	PR	S	-0-	-0-
21	(m) Additional biweekly payroll;				
22	federal program revenues	PR-F	S	-0-	-0-
23	(q) Judgments and legal expenses;				
24	segregated revenues	SEG	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(s) Compensation and related				
2	adjustments; segregated revenues	SEG	S	-0-	-0-
3	(si) University pay adjustments	SEG	S	-0-	-0-
4	(t) Employer fringe benefit costs;				
5	segregated revenues	SEG	S	-0-	-0-
6	(tm) Additional biweekly payroll;				
7	nonfederal segregated revenues	SEG	S	-0-	-0-
8	(ts) Financial and procurement				
9	services; segregated revenues	SEG	S	-0-	-0-
10	(ur) Risk management; segregated				
11	revenues	SEG	S	-0-	-0-
12	(vn) Physically handicapped				
13	supplements; segregated				
14	revenues	SEG	S	-0-	-0-
15	(x) Additional biweekly payroll;				
16	federal segregated revenues	SEG-F	S	-0-	-0-
17		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			6,005,800	6,005,800
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			6,005,800	6,005,800
18	(2) STATE PROGRAMS AND FACILITIES				
19	(a) Private facility rental increases	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ag) State-owned office rent				
2	supplement	GPR	A	-0-	-0-
3	(am) Space management	GPR	A	-0-	-0-
4	(d) State deposit fund	GPR	S	-0-	-0-
5	(e) Maintenance of capitol and				
6	executive residence	GPR	A	4,508,900	4,508,900
7	(eb) Executive residence furnishings				
8	replacement	GPR	C	10,200	10,200
9	(em) Groundwater survey and analysis	GPR	A	182,500	182,500
10	(g) Private facility rental increases;				
11	program revenues	PR	S	-0-	-0-
12	(gg) State-owned office rent				
13	supplement; program revenues	PR	S	-0-	-0-
14	(gm) Space management; program				
15	revenues	PR	S	-0-	-0-
16	(i) Enterprise resource planning				
17	system; program revenues	PR	S	-0-	-0-
18	(j) State deposit fund; program				
19	revenues	PR	S	-0-	-0-
20	(L) Data processing and				
21	telecommunications study;				
22	program revenues	PR	S	-0-	-0-
23	(q) Private facility rental increases;				
24	segregated revenues	SEG	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(qg) State-owned office rent				
2	supplement; segregated revenues	SEG	S	-0-	-0-
3	(qm) Space management; segregated				
4	revenues	SEG	S	-0-	-0-
5	(r) Enterprise resource planning				
6	system; segregated revenues	SEG	S	-0-	-0-
7	(t) State deposit fund; segregated				
8	revenues	SEG	S	-0-	-0-
9		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			4,701,600	4,701,600
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,701,600	4,701,600
10	(3) TAXES AND SPECIAL CHARGES				
11	(a) Property taxes	GPR	S	-0-	-0-
12	(g) Property taxes; program revenues	PR	S	-0-	-0-
13	(i) Payments for municipal services;				
14	program revenues	PR	S	-0-	-0-
15	(q) Property taxes; segregated				
16	revenues	SEG	S	-0-	-0-
17	(s) Payments for municipal services;				
18	segregated revenues	SEG	S	-0-	-0-
19		(3) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
	TOTAL-ALL SOURCES			-0-	-0-
1	(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS				
2	(a) General purpose revenue funds				
3	general program supplementation	GPR	B	133,600	133,600
4	(g) Program revenue funds general				
5	program supplementation	PR	S	-0-	-0-
6	(k) Public assistance programs				
7	supplementation	PR-S	C	-0-	-0-
8	(m) Federal funds general program				
9	supplementation	PR-F	C	-0-	-0-
10	(u) Segregated funds general				
11	program supplementation	SEG	S	-0-	-0-
12	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			133,600	133,600
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			133,600	133,600
13	(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REVENUE - SERVICE APPROPRIATIONS				
14	(g) Supplementation of program				
15	revenue and program revenue -				
16	service appropriations	PR	S	-0-	-0-
17	(8) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
18	20.865 DEPARTMENT TOTALS				

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
GENERAL PURPOSE REVENUE			10,841,000	10,841,000
PROGRAM REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
SEGREGATED REVENUE			-0-	-0-
FEDERAL			(-0-)	(-0-)
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			10,841,000	10,841,000
1 20.866 Public Debt				
2 (1) BOND SECURITY AND REDEMPTION FUND				
3 (u) Principal repayment and interest	SEG	S	-0-	-0-
4		(1) PROGRAM TOTALS		
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
5		20.866 DEPARTMENT TOTALS		
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
6 20.867 Building Commission				
7 (1) STATE OFFICE BUILDINGS				
8 (a) Principal repayment and interest;				
9 housing of state agencies	GPR	S	-0-	-0-
10 (b) Principal repayment and interest;				
11 capitol and executive residence	GPR	S	4,058,500	2,374,500
12		(1) PROGRAM TOTALS		
GENERAL PURPOSE REVENUE			4,058,500	2,374,500
TOTAL-ALL SOURCES			4,058,500	2,374,500
13 (2) ALL STATE-OWNED FACILITIES				
14 (b) Asbestos removal	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(c) Hazardous materials removal	GPR	A	-0-	-0-
2	(f) Facilities preventive maintenance	GPR	A	-0-	-0-
3	(q) Building trust fund	SEG	C	-0-	-0-
4	(r) Planning and design	SEG	C	-0-	-0-
5	(u) Aids for buildings	SEG	C	-0-	-0-
6	(v) Building program funding				
7	contingency	SEG	C	-0-	-0-
8	(w) Building program funding	SEG	C	-0-	-0-
9		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
10	(3) STATE BUILDING PROGRAM				
11	(a) Principal repayment and interest	GPR	S	31,988,500	44,705,700
12	(b) Principal repayment and interest	GPR	S	1,544,800	2,067,200
13	(bb) Principal repayment, interest and				
14	rebates; AIDS Network, Inc.	GPR	S	25,100	23,900
15	(bc) Principal repayment, interest and				
16	rebates; Grand Opera House in				
17	Oshkosh	GPR	S	52,300	43,300
18	(bd) Principal repayment, interest and				
19	rebates; Aldo Leopold climate				
20	change classroom and interactive				
21	laboratory	GPR	S	36,900	36,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(be) Principal repayment, interest and				
2	rebates; Bradley Center Sports				
3	and Entertainment Corporation	GPR	S	686,400	636,200
4	(bf) Principal repayment, interest and				
5	rebates; AIDS Resource Center of				
6	Wisconsin, Inc.	GPR	S	66,800	63,600
7	(bg) Principal repayment, interest,				
8	and rebates; Madison Children's				
9	Museum	GPR	S	20,900	19,900
10	(bh) Principal repayment, interest,				
11	and rebates; Myrick Hixon				
12	EcoPark, Inc.	GPR	S	36,700	42,300
13	(bj) Principal repayment, interest and				
14	rebates; Lac du Flambeau Indian				
15	Tribal Cultural Center	GPR	S	16,000	16,000
16	(bL) Principal repayment, interest and				
17	rebates; family justice center	GPR	S	725,500	725,900
18	(bm) Principal repayment, interest,				
19	and rebates; HR Academy, Inc.	GPR	S	121,500	98,700
20	(bn) Principal repayment, interest and				
21	rebates; Hmong cultural center	GPR	S	22,100	19,900
22	(bq) Principal repayment, interest and				
23	rebates; children's research				
24	institute	GPR	S	915,900	856,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(br) Principal repayment, interest and				
2	rebates	GPR	S	67,700	13,000
3	(bt) Principal repayment, interest,				
4	and rebates; Wisconsin				
5	Agriculture Education Center,				
6	Inc.	GPR	S	327,500	324,600
7	(bu) Principal repayment, interest,				
8	and rebates; Civil War exhibit at				
9	the Kenosha Public Museums	GPR	S	34,400	33,900
10	(bv) Principal repayment, interest,				
11	and rebates; Bond Health Center	GPR	S	42,200	56,500
12	(bw) Principal repayment, interest,				
13	and rebates; Eau Claire				
14	Confluence Arts, Inc.	GPR	S	999,800	991,400
15	(bx) Principal repayment, interest,				
16	and rebates; Carroll University	GPR	S	185,700	184,200
17	(cb) Principal repayment, interest and				
18	rebates; Domestic Abuse				
19	Intervention Services, Inc.	GPR	S	36,500	36,500
20	(cd) Principal repayment, interest,				
21	and rebates; K I Convention				
22	Center	GPR	S	134,100	133,400
23	(cf) Principal repayment, interest,				
24	and rebates; Dane County;				
25	livestock facilities	GPR	S	573,600	575,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
1	(ch) Principal repayment, interest,				
2	and rebates; Wisconsin Maritime				
3	Center of Excellence	GPR	S	346,300	344,600
4	(cj) Principal repayment, interest,				
5	and rebates; Norskedalen Nature				
6	and Heritage Center	GPR	S	8,800	56,100
7	(cq) Principal repayment, interest,				
8	and rebates; La Crosse Center	GPR	S	130,300	401,300
9	(cr) Principal repayment, interest,				
10	and rebates; St. Ann Center for				
11	Intergenerational Care, Inc.;				
12	Bucyrus Campus	GPR	S	342,700	338,100
13	(cs) Principal repayment, interest,				
14	and rebates; Brown County				
15	innovation center	GPR	S	404,100	399,500
16	(cw) Principal repayment, interest,				
17	and rebates; projects	GPR	S	-0-	-0-
18	(cx) Principal repayment, interest,				
19	and rebates; center	GPR	S	-0-	-0-
20	(d) Interest rebates on obligation				
21	proceeds; general fund	GPR	S	-0-	-0-
22	(e) Principal repayment, interest and				
23	rebates; parking ramp	GPR	S	-0-	-0-
24	(g) Principal repayment, interest and				
25	rebates; program revenues	PR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023	
1	(h) Principal repayment, interest,					
2	and rebates	PR	S	-0-	-0-	
3	(i) Principal repayment, interest and					
4	rebates; capital equipment	PR	S	-0-	-0-	
5	(k) Interest rebates on obligation					
6	proceeds; program revenues	PR-S	C	-0-	-0-	
7	(kd) Energy conservation construction					
8	projects; principal repayment,					
9	interest and rebates	PR-S	C	1,427,800	2,693,000	
10	(km) Aquaculture demonstration					
11	facility; principal repayment and					
12	interest	PR-S	A	256,500	196,700	
13	(q) Principal repayment and interest;					
14	segregated revenues	SEG	S	-0-	-0-	
15	(r) Interest rebates on obligation					
16	proceeds; conservation fund	SEG	S	-0-	-0-	
17	(s) Interest rebates on obligation					
18	proceeds; transportation fund	SEG	S	-0-	-0-	
19	(t) Interest rebates on obligation					
20	proceeds; veterans trust fund	SEG	S	-0-	-0-	
21	(w) Bonding services	SEG	S	1,024,200	1,024,200	
22		(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			39,893,100	53,243,400	
	PROGRAM REVENUE			1,684,300	2,889,700	
	OTHER			(-0-)	(-0-)	
	SERVICE			(1,684,300)	(2,889,700)	
	SEGREGATED REVENUE			1,024,200	1,024,200	
	OTHER			(1,024,200)	(1,024,200)	

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
TOTAL-ALL SOURCES			42,601,600	57,157,300
1 (4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
2 (q) Funding in lieu of borrowing	SEG	C	-0-	-0-
3 (r) Interest on veterans obligations	SEG	C	-0-	-0-
4 (4) PROGRAM TOTALS				
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
5 (5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				
6 (g) Financial consulting services	PR	C	-0-	-0-
7 (5) PROGRAM TOTALS				
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
8 20.867 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			43,951,600	55,617,900
PROGRAM REVENUE			1,684,300	2,889,700
OTHER			(-0-)	(-0-)
SERVICE			(1,684,300)	(2,889,700)
SEGREGATED REVENUE			1,024,200	1,024,200
OTHER			(1,024,200)	(1,024,200)
TOTAL-ALL SOURCES			46,660,100	59,531,800
9 20.875 Budget Stabilization Fund				
10 (1) TRANSFERS TO FUND				
11 (a) General fund transfer	GPR	S	-0-	-0-
12 (1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
13 (2) TRANSFERS FROM FUND				
14 (q) Budget stabilization fund transfer	SEG	A	-0-	-0-
15 (2) PROGRAM TOTALS				

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2021-2022	2022-2023
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
1	20.875 DEPARTMENT TOTALS			
GENERAL PURPOSE REVENUE			-0-	-0-
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
2	General Appropriations			
3	FUNCTIONAL AREA TOTALS			
GENERAL PURPOSE REVENUE			2,842,922,900	2,943,646,000
PROGRAM REVENUE			129,100,700	72,589,700
FEDERAL			(-0-)	(-0-)
OTHER			(10,700,000)	(-0-)
SERVICE			(118,400,700)	(72,589,700)
SEGREGATED REVENUE			348,989,100	312,864,900
FEDERAL			(-0-)	(-0-)
OTHER			(348,989,100)	(312,864,900)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			3,321,012,700	3,329,100,600
STATE TOTALS			45,373,911,200	45,574,592,800
GENERAL PURPOSE REVENUE			20,715,493,400	21,121,522,000
PROGRAM REVENUE			19,776,527,800	19,513,009,900
FEDERAL			(12,824,916,200)	(12,553,598,300)
OTHER			(5,940,915,100)	(5,991,245,400)
SERVICE			(1,010,696,500)	(968,166,200)
SEGREGATED REVENUE			4,881,890,000	4,940,060,900
FEDERAL			(961,640,900)	(977,426,900)
OTHER			(3,688,045,700)	(3,732,413,500)
SERVICE			(116,764,600)	(114,764,600)
LOCAL			(115,438,800)	(115,455,900)

4 **SECTION 253.** 20.115 (2) (j) of the statutes is amended to read:

5 20.115 (2) (j) *Dog licenses, rabies control, and related services.* All moneys
6 received under ss. 95.21 (9) (c), 173.27, 173.41, and 174.09 (1) and (3) and all moneys
7 transferred under 2021 Wisconsin Act (this act), section 9202 (1), to provide dog
8 license tags and forms under s. 174.07 (2), to perform other program responsibilities
9 under ch. 174, to administer the rabies control program under s. 95.21, to help

1 administer the rabies control media campaign, and to carry out activities under s.
2 93.07 (11) and ch. 173.

3 **SECTION 254.** 20.115 (3) (at) of the statutes is amended to read:

4 20.115 (3) (at) *Farm to school program administration.* The amounts in the
5 schedule for promotion of farm to school programs under s. ~~93.49~~ 93.61.

6 **SECTION 255.** 20.115 (3) (d) of the statutes is created to read:

7 20.115 (3) (d) *Wisconsin initiative for agricultural exports.* Biennially, the
8 amounts in the schedule for establishing and administering the Wisconsin initiative
9 for agricultural exports under s. 93.425.

10 **SECTION 256.** 20.115 (3) (e) of the statutes is created to read:

11 20.115 (3) (e) *Food waste reduction grants.* The amounts in the schedule for
12 providing food waste reduction grants under s. 93.53.

13 **SECTION 257.** 20.115 (3) (f) of the statutes is created to read:

14 20.115 (3) (f) *Meat processing tuition grants.* The amounts in the schedule for
15 providing meat processing tuition grants under s. 93.525.

16 **SECTION 258.** 20.115 (3) (h) of the statutes is amended to read:

17 20.115 (3) (h) *Loans and grants for rural development.* All moneys received as
18 origination fees, repayment of principal, and payment of interest on loans under s.
19 93.06 (1qm), to be used for loans and grants for the development of rural business
20 enterprises or rural economic development under s. 93.06 (1qm).

21 **SECTION 259.** 20.115 (4) (am) of the statutes is repealed.

22 **SECTION 260.** 20.115 (4) (as) of the statutes is repealed.

23 **SECTION 261.** 20.115 (4) (cm) of the statutes is created to read:

1 20.115 (4) (cm) *Water stewardship certification grants*. As a continuing
2 appropriation, the amounts in the schedule for water certification grants under s.
3 93.485.

4 **SECTION 262.** 20.115 (4) (d) of the statutes is repealed.

5 **SECTION 263.** 20.115 (4) (dm) of the statutes is repealed.

6 **SECTION 264.** 20.115 (4) (f) of the statutes is created to read:

7 20.115 (4) (f) *Agricultural assistance programs*. Biennially, the amounts in the
8 schedule to provide grants under ss. 93.40 (1) (g) and 93.60 to 93.68.

9 **SECTION 265.** 20.115 (7) (cm) of the statutes is created to read:

10 20.115 (7) (cm) *Nitrogen optimization pilot program*. As a continuing
11 appropriation, the amounts in the schedule for the nitrogen optimization pilot
12 program under s. 93.77.

13 **SECTION 266.** 20.115 (7) (dm) of the statutes is amended to read:

14 20.115 (7) (dm) *Farmland preservation planning grants*. The amounts in the
15 schedule for farmland preservation planning grants under s. 91.10 (6) and for
16 farmland preservation implementation grants under s. 91.10 (7).

17 **SECTION 267.** 20.115 (7) (f) of the statutes is created to read:

18 20.115 (7) (f) *Soil and water management; climate change personnel*. The
19 amounts in the schedule for support of county land conservation personnel under the
20 soil and water resource management program for the purpose described under s.
21 92.14 (3) (a) 4m.

22 **SECTION 268.** 20.115 (7) (gc) of the statutes is amended to read:

23 20.115 (7) (gc) *Industrial hemp and marijuana*. All moneys received under s.
24 94.55 for regulation of activities relating to industrial hemp under s. 94.55 and to
25 marijuana under s. 94.56.

1 **SECTION 269.** 20.115 (7) (ge) of the statutes is created to read:

2 20.115 (7) (ge) *Marijuana producers and processors; official logotype.* All
3 moneys received under s. 94.56 for regulation of activities relating to marijuana
4 under s. 94.56, for conducting public awareness campaigns under s. 94.56, and for
5 the creation of a logotype under s. 100.145.

6 **SECTION 270.** 20.115 (7) (qf) of the statutes is amended to read:

7 20.115 (7) (qf) *Soil and water management; aids.* From the environmental
8 fund, the amounts in the schedule for cost-sharing grants and contracts under the
9 soil and water resource management program under s. 92.14, but not for the support
10 of local land conservation personnel, ~~and~~; for producer-led watershed protection
11 grants under s. 93.59; for regenerative agriculture grants under s. 93.75; and for
12 conservation grants under 93.76. The department shall allocate funds, in an amount
13 that does not exceed ~~\$750,000~~ \$1,000,000 in each fiscal year, for the producer-led
14 watershed protection grants; shall allocate funds, in an amount that does not exceed
15 \$370,000 in each fiscal year, for the regenerative agriculture grants; and shall
16 allocate funds, in an amount that does not exceed \$320,000 in each fiscal year, for the
17 conservation grants.

18 **SECTION 271.** 20.115 (7) (tm) of the statutes is amended to read:

19 20.115 (7) (tm) *Farmland preservation planning grants, working lands fund.*
20 From the working lands fund, the amounts in the schedule for farmland preservation
21 planning grants under s. 91.10 (6) and for farmland preservation implementation
22 grants under s. 91.10 (7).

23 **SECTION 272.** 20.115 (7) (u) of the statutes is created to read:

1 20.115 (7) (u) *Planning grants for regional biodigesters.* From the
2 environmental fund, the amounts in the schedule for providing planning grants for
3 establishing regional biodigesters.

4 **SECTION 273.** 20.144 (1) (g) of the statutes is amended to read:

5 20.144 (1) (g) *General program operations.* The amounts in the schedule for
6 the general program operations of the department of financial institutions. Except
7 as provided in pars. (a), (h), (i), (j), and (u) and ~~sub.~~ subs. (3) and (4), all moneys
8 received by the department, other than by the office of credit unions and the division
9 of banking, and 88 percent of all moneys received by the office of credit unions and
10 the department's division of banking shall be credited to this appropriation, but any
11 balance at the close of a fiscal year under this appropriation shall lapse to the general
12 fund. Annually, ~~\$150,000~~ \$190,000 of the amounts received under this appropriation
13 account shall be transferred to the appropriation account under s. 20.575 (1) (g).

14 **SECTION 274.** 20.144 (1) (k) of the statutes is created to read:

15 20.144 (1) (k) *Interagency and intra-agency programs.* All moneys received
16 from other state agencies and all moneys received by the department from the
17 department for the administration of programs or projects for which received.

18 **SECTION 275.** 20.144 (1) (n) of the statutes is created to read:

19 20.144 (1) (n) *Federal funds.* All moneys received from the federal government
20 as authorized by the governor under s. 16.54 for the purposes for which made and
21 received, except moneys credited to par. (m).

22 **SECTION 276.** 20.144 (4) (title) of the statutes is created to read:

23 20.144 (4) (title) SMALL BUSINESS RETIREMENT SAVINGS PROGRAM.

24 **SECTION 277.** 20.144 (4) (a) of the statutes is created to read:

1 20.144 (4) (a) *General program operations*. The amounts in the schedule for
2 the small business retirement savings program under s. 224.56.

3 **SECTION 278.** 20.144 (4) (g) of the statutes is created to read:

4 20.144 (4) (g) *Program operations; other funds*. All moneys received for the
5 small business retirement savings program under s. 224.56, for the purposes for
6 which received.

7 **SECTION 279.** 20.145 (1) (a) of the statutes is created to read:

8 20.145 (1) (a) *State operations*. The amounts in the schedule for general
9 program operations.

10 **SECTION 280.** 20.145 (1) (g) (intro.) of the statutes is amended to read:

11 20.145 (1) (g) *General program operations*. (intro.) The amounts in the
12 schedule for general program operations, including organizational support services
13 and oversight of care management organizations, development of a public option
14 health insurance plan, and operation of a state-based exchange under s. 601.59, and
15 for transferring to the appropriation account under s. 20.435 (4) (kv) the amount
16 allocated by the commissioner of insurance. Notwithstanding s. 20.001 (3) (a), at the
17 end of each fiscal year, the unencumbered balance in this appropriation account that
18 exceeds 10 percent of that fiscal year's expenditure under this appropriation shall
19 lapse to the general fund. All of the following shall be credited to this appropriation
20 account:

21 **SECTION 281.** 20.145 (1) (g) 4. of the statutes is created to read:

22 20.145 (1) (g) 4. All moneys received from the regulation of pharmacy benefit
23 managers, pharmacy benefit management brokers, pharmacy benefit management
24 consultants, pharmacy services administration organizations, and pharmaceutical
25 sales representatives.

1 **SECTION 282.** 20.145 (1) (g) 5. of the statutes is created to read:

2 20.145 (1) (g) 5. All moneys received under s. 601.59.

3 **SECTION 283.** 20.155 (1) (c) of the statutes is created to read:

4 20.155 (1) (c) *State broadband office and planning and line extension grants;*
5 *general purpose revenue.* The amounts in the schedule for the operations of the state
6 broadband office within the public service commission, for broadband planning
7 grants under s. 196.504 (2g), and for financial assistance grants for broadband line
8 extension under s. 196.504 (2r).

9 **SECTION 284.** 20.155 (3) (a) of the statutes is created to read:

10 20.155 (3) (a) *Broadband expansion grants; general purpose revenue.* The
11 amounts in the schedule for broadband expansion grants under s. 196.504 (2).

12 **SECTION 285.** 20.155 (3) (r) of the statutes is amended to read:

13 20.155 (3) (r) *Broadband expansion grants; transfers.* From the universal
14 service fund, all moneys transferred under s. 196.218 (3) (a) 2s. a., 2015 Wisconsin
15 Act 55, section 9236 (1v), 2017 Wisconsin Act 59, section 9237 (1) and (2) (a), and 2019
16 Wisconsin Act 9, section 9201 (1), for broadband expansion grants under s. 196.504
17 (2).

18 **SECTION 286.** 20.155 (3) (rm) of the statutes is amended to read:

19 20.155 (3) (rm) *Broadband grants; other funding.* From the universal service
20 fund, as a continuing appropriation, all moneys transferred under s. 196.218 (3) (a)
21 2s. b., for broadband expansion grants under s. 196.504 (2).

22 **SECTION 287.** 20.165 (1) (kf) of the statutes is created to read:

23 20.165 (1) (kf) *Interagency and intra-agency programs.* All moneys received
24 from other state agencies and all moneys received by the department from the

1 department not directed to be deposited under pars. (k) to (ke) for the administration
2 of programs or projects for which received.

3 **SECTION 288.** 20.165 (2) (d) of the statutes is created to read:

4 20.165 (2) (d) *Private on-site wastewater treatment system grants and septage*
5 *study.* As a continuing appropriation, the amounts in the schedule for financial
6 assistance under the private on-site wastewater treatment system replacement and
7 rehabilitation program under s. 145.245 and for the septage characterization study
8 under 2021 Wisconsin Act (this act), section 9138 (1).

9 **SECTION 289.** 20.165 (2) (j) of the statutes, as affected by 2017 Wisconsin Act
10 331, section 2, is amended to read:

11 20.165 (2) (j) *Safety and building operations.* The amounts in the schedule for
12 the purposes of chs. 101 and 145 and ss. 167.35, 236.12 (2) (ap), 236.13 (1) (d) and
13 (2m), and 236.335 and for the purpose of transferring the amounts in the schedule
14 under par. (kf) to the appropriation account under par. (kf). All moneys received
15 under ch. 145 and ss. 101.178, 101.19, 101.63 (9), 101.654 (3), 101.73 (12), 101.82 (4),
16 101.955 (2), 167.35 (2) (f), and 236.12 (7) shall be credited to this appropriation
17 account.

18 **SECTION 290.** 20.165 (2) (kf) of the statutes is created to read:

19 20.165 (2) (kf) *Private on-site wastewater treatment system replacement and*
20 *rehabilitation.* As a continuing appropriation, the amounts in the schedule for
21 financial assistance under the private on-site wastewater treatment system
22 replacement and rehabilitation program under s. 145.246. All moneys transferred
23 from par. (j) shall be credited to this appropriation account.

24 **SECTION 291.** 20.192 (1) (a) of the statutes is amended to read:

1 20.192 (1) (a) *Operations and programs.* A sum sufficient in each fiscal year
2 equal to the amount obtained by subtracting from \$56,550,700 in fiscal year
3 2021-22, \$51,550,700 in fiscal year 2022-23, and \$41,550,700 in each fiscal year
4 thereafter an amount equal to the sum of the amounts expended in that fiscal year
5 from the appropriations under pars. (r) and (s), for the operations of the Wisconsin
6 Economic Development Corporation and for funding economic development
7 programs developed and implemented under s. 238.03. No more than \$16,512,500
8 may be expended from this appropriation in any fiscal year, except that no more than
9 \$25,012,500 may be expended from this appropriation in fiscal year 2021-22 and no
10 more than \$20,012,500 may be expended from this appropriation in fiscal year
11 2022-23, and moneys may be expended from this appropriation only if there are no
12 unencumbered moneys available in the appropriation account under par. (r).

13 **SECTION 292.** 20.192 (1) (ar) of the statutes is created to read:

14 20.192 (1) (ar) *Small business pandemic recovery programs.* Biennially, the
15 amounts in the schedule for programs under s. 238.137 to assist small businesses in
16 recovery from the COVID-19 global pandemic.

17 **SECTION 293.** 20.192 (1) (c) of the statutes is created to read:

18 20.192 (1) (c) *Venture capital fund of funds program.* As a continuing
19 appropriation, the amounts in the schedule to meet the financial needs of the venture
20 capital fund of funds program established under s. 238.145 (2), including
21 management fees and the amounts necessary to make investments through the
22 program.

23 **SECTION 294.** 20.192 (1) (cg) of the statutes is created to read:

1 20.192 (1) (cg) *Paper mill purchase loans*. As a continuing appropriation, the
2 amounts in the schedule for the loans under 2021 Wisconsin Act (this act), section
3 9149 (3) and (4).

4 **SECTION 295.** 20.192 (1) (d) of the statutes is created to read:

5 20.192 (1) (d) *River North housing development grant*. As a continuing
6 appropriation, the amounts in the schedule for a grant to the River North housing
7 development project in the city of Manitowoc.

8 **SECTION 296.** 20.192 (1) (d) of the statutes, as created by 2021 Wisconsin Act
9 (this act), is repealed.

10 **SECTION 297.** 20.192 (1) (km) of the statutes is created to read:

11 20.192 (1) (km) *Tribal economic development*. The amounts in the schedule for
12 the purpose of promoting small business economic development benefiting American
13 Indian tribes or bands in this state under s. 238.29. All moneys transferred from the
14 appropriation account under s. 20.505 (8) (hm) 28. shall be credited to this
15 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered
16 balance on June 30 of each year shall revert to the appropriation account under s.
17 20.505 (8) (hm).

18 **SECTION 298.** 20.192 (1) (r) of the statutes is amended to read:

19 20.192 (1) (r) *Economic development fund; operations and programs*. From the
20 economic development fund, ~~after deducting the amounts appropriated from that~~
21 ~~fund as a continuing appropriation, all moneys not expended~~ under s. 20.566 (1) (q),
22 ~~all moneys received from the deposits made under s. 77.97,~~ for the operations of the
23 Wisconsin Economic Development Corporation and for funding the economic
24 development programs it administers.

25 **SECTION 299.** 20.192 (1) (t) of the statutes is created to read:

1 20.192 (1) (t) *Underserved community grants.* From the community
2 reinvestment fund, the amounts in the schedule for the purpose of providing
3 underserved community grants under s. 238.139.

4 **SECTION 300.** 20.235 (1) (co) of the statutes is created to read:

5 20.235 (1) (co) *Nurse educators.* As a continuing appropriation, the amounts
6 in the schedule to fund the costs of the program established under s. 39.395.

7 **SECTION 301.** 20.235 (1) (e) (title) of the statutes is amended to read:

8 20.235 (1) (e) (title) *Minnesota-Wisconsin public vocational school student*
9 *reciprocity agreement.*

10 **SECTION 302.** 20.235 (2) (k) of the statutes is created to read:

11 20.235 (2) (k) *General program operations — service funds.* All moneys
12 received from other state agencies to carry out the purposes for which received.

13 **SECTION 303.** 20.255 (1) (hg) of the statutes is amended to read:

14 20.255 (1) (hg) *Personnel licensure, teacher supply, information and analysis*
15 *and teacher improvement.* ~~The amounts in the schedule~~ All moneys received from
16 the licensure of school and public library personnel under s. 115.28 (7) (d) and all
17 moneys received under s. 115.41, to fund licensure administrative costs under ~~s. ss.~~
18 115.28 (7) (d) and 118.19 (10), teacher supply, information and analysis costs under
19 s. 115.29 (5), and teacher improvement under s. 115.41. ~~Ninety percent of all moneys~~
20 ~~received from the licensure of school and public library personnel under s. 115.28 (7)~~
21 ~~(d), and all moneys received under s. 115.41, shall be credited to this appropriation.~~

22 **SECTION 304.** 20.255 (2) (ac) of the statutes is amended to read:

23 20.255 (2) (ac) *General equalization aids.* ~~The amounts in the schedule~~ A sum
24 sufficient equal to, in the 2022-23 fiscal year and biennially thereafter, the amount
25 determined by the joint committee on finance under s. 121.075 (3) and, in the

1 2021-22 fiscal year and biennially thereafter, the amount determined by law for the
2 payment of educational aids under ss. 121.08, 121.09, 121.095, and 121.105, ~~121.137~~
3 and subch. VI of ch. 121.

4 **SECTION 305.** 20.255 (2) (ap) of the statutes is repealed.

5 **SECTION 306.** 20.255 (2) (az) of the statutes is amended to read:

6 20.255 (2) (az) *Special Needs Scholarship Program.* A sum sufficient to make
7 the payments under s. 115.7915 (4m) (a), ~~(em)~~, and (e) and (4p).

8 **SECTION 307.** 20.255 (2) (b) of the statutes is amended to read:

9 20.255 (2) (b) *Aids for special education and school age parents programs.* ~~The~~
10 ~~amounts in the schedule~~ A sum sufficient for the payment of the full cost of special
11 education for children in hospitals and convalescent homes under s. 115.88 (4) and
12 for the payment of aids for special education and school age parents programs under
13 ss. ~~115.88, 115.93 and 118.255~~ as provided under s. 115.882.

14 **SECTION 308.** 20.255 (2) (cc) of the statutes is amended to read:

15 20.255 (2) (cc) ~~*Bilingual-bicultural education aids*~~ *English learner categorical*
16 *aid.* The amounts in the schedule for ~~bilingual-bicultural education programs~~ aid
17 under subch. VII of ch. 115 s. 115.995.

18 **SECTION 309.** 20.255 (2) (cg) of the statutes is amended to read:

19 20.255 (2) (cg) *Tuition payments; full-time open enrollment transfer payments.*
20 The amounts in the schedule for payment of tuition under subch. V of ch. 121 and
21 full-time open enrollment transfer payments under s. 118.51 (16) (b) 2. and (17) (c)
22 2. and ~~(em) 2.~~

23 **SECTION 310.** 20.255 (2) (ch) of the statutes is created to read:

1 20.255 (2) (ch) *Capacity-building grants for licensed educators.* The amounts
2 in the schedule for grants to increase licensure of bilingual teachers and teachers of
3 English as a 2nd language under s. 115.958.

4 **SECTION 311.** 20.255 (2) (co) of the statutes is created to read:

5 20.255 (2) (co) *Supplemental nutrition aid.* A sum sufficient for payments
6 under s. 115.342.

7 **SECTION 312.** 20.255 (2) (cv) of the statutes is created to read:

8 20.255 (2) (cv) *Driver education aid.* A sum sufficient for driver education aid
9 for qualified driver education providers under s. 121.42.

10 **SECTION 313.** 20.255 (2) (cx) of the statutes is created to read:

11 20.255 (2) (cx) *Aid for transportation; early college credit program.* The
12 amounts in the schedule to reimburse parents and guardians under s. 118.55 (7g) for
13 the transportation of pupils attending a course at an institution of higher education
14 and taking the course for high school credit.

15 **SECTION 314.** 20.255 (2) (cy) of the statutes is amended to read:

16 20.255 (2) (cy) *Aid for transportation; open enrollment and early college credit*
17 *program.* The amounts in the schedule to reimburse parents for the costs of
18 transportation of open enrollment pupils under ss. 118.51 (14) (b) and 118.52 (11) (b)
19 ~~and for the payment of state aid under s. 118.55 (7g) for the transportation of pupils~~
20 ~~attending a course at an institution of higher education and receiving credit for the~~
21 ~~course under s. 118.55 (3) (b).~~

22 **SECTION 315.** 20.255 (2) (da) of the statutes is amended to read:

23 20.255 (2) (da) ~~*Aid for school mental*~~ *Mental health programs and pupil*
24 *wellness aid.* The amounts in the schedule for aid to school districts and independent
25 ~~charter schools~~ employ, hire, and retain pupil services professionals under s. 115.364.

1 **SECTION 316.** 20.255 (2) (dk) of the statutes is created to read:

2 20.255 (2) (dk) *Out-of-school time programs; grants.* As a continuing
3 appropriation, the amounts in the schedule for out-of-school time program grants
4 under s. 115.449.

5 **SECTION 317.** 20.255 (2) (dn) of the statutes is created to read:

6 20.255 (2) (dn) *Computer science licensure; grants.* The amounts in the
7 schedule for grants under s. 115.435 to assist school district employees in obtaining
8 licenses or permits to teach computer science.

9 **SECTION 318.** 20.255 (2) (dv) of the statutes is created to read:

10 20.255 (2) (dv) *Energy efficiency projects; grants.* Biennially, the amounts in
11 the schedule for grants to school districts under s. 115.457.

12 **SECTION 319.** 20.255 (2) (eh) of the statutes is renumbered 20.437 (2) (eh) and
13 amended to read:

14 20.437 (2) (eh) *Head start supplement.* The amounts in the schedule for the
15 head start supplement under s. ~~115.3615~~ 49.39.

16 **SECTION 320.** 20.255 (2) (fm) of the statutes is amended to read:

17 20.255 (2) (fm) *Charter schools.* A sum sufficient to make the payments to
18 charter schools under s. 118.40 (2r) (e), ~~(f)~~, and (fm).

19 **SECTION 321.** 20.255 (2) (fp) of the statutes is amended to read:

20 20.255 (2) (fp) *Charter schools; former office of educational opportunity.* A sum
21 sufficient to make the payments to charter schools under s. 118.40 (2x) (e) 1. and (em).
22 No moneys may be encumbered from this appropriation after the chancellor of the
23 University of Wisconsin-Madison has provided the notice under s. 36.09 (3) (d) 3.

24 **SECTION 322.** 20.255 (2) (fq) of the statutes is amended to read:

1 20.255 (2) (fq) *Charter schools; former office of educational opportunity recovery*
2 *charter schools.* A sum sufficient to make the payments to charter schools under s.
3 118.40 (2x) (e) 1m. No moneys may be encumbered from this appropriation after the
4 chancellor of the University of Wisconsin-Madison has provided the notice under s.
5 36.09 (3) (d) 3.

6 **SECTION 323.** 20.255 (2) (fs) of the statutes is repealed.

7 **SECTION 324.** 20.255 (2) (kg) of the statutes is created to read:

8 20.255 (2) (kg) *Grants to replace certain race-based nicknames, logos, mascots,*
9 *and team names.* The amounts in the schedule for grants to school boards under s.
10 118.134 (6). All moneys transferred from the appropriation account under s. 20.505
11 (8) (hm) 29. shall be credited to this appropriation account. Notwithstanding s.
12 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
13 appropriation account under s. 20.505 (8) (hm).

14 **SECTION 325.** 20.255 (2) (r) of the statutes is created to read:

15 20.255 (2) (r) *Sparsity aid; community reinvestment fund supplement.* From
16 the community reinvestment fund, the amounts in the schedule for sparsity aid to
17 school districts under s. 115.436.

18 **SECTION 326.** 20.255 (3) (bm) of the statutes is created to read:

19 20.255 (3) (bm) *General educational development test fee payments.* A sum
20 sufficient for payments to GED Testing Service LLC under s. 115.28 (66) (a).

21 **SECTION 327.** 20.255 (3) (dg) of the statutes is created to read:

22 20.255 (3) (dg) *Recollection Wisconsin.* The amounts in the schedule for
23 payments to the Wisconsin Library Services, Inc., under s. 115.28 (28).

24 **SECTION 328.** 20.255 (3) (fs) of the statutes is created to read:

1 20.255 (3) (fs) *The Literacy Lab*. The amounts in the schedule for payments
2 to The Literacy Lab under s. 115.28 (69).

3 **SECTION 329.** 20.255 (3) (fv) of the statutes is created to read:

4 20.255 (3) (fv) *City Year Milwaukee*. The amounts in the schedule for payments
5 under s. 115.28 (68) to support City Year Milwaukee.

6 **SECTION 330.** 20.285 (1) (ar) of the statutes is created to read:

7 20.285 (1) (ar) *Freshwater collaborative*. As a continuing appropriation, the
8 amounts in the schedule to provide funding for a freshwater collaborative under s.
9 36.25 (16).

10 **SECTION 331.** 20.285 (1) (bm) of the statutes is created to read:

11 20.285 (1) (bm) *Partnership program for the Lake Superior Research Institute*.
12 The amounts in the schedule for the partnership program under s. 36.25 (40).

13 **SECTION 332.** 20.285 (1) (bt) of the statutes is created to read:

14 20.285 (1) (bt) *Missing-in-Action Recovery and Identification Project*. As a
15 continuing appropriation, the amounts in the schedule for the purposes specified in
16 2021 Wisconsin Act (this act), section 9147 (2).

17 **SECTION 333.** 20.285 (1) (cg) of the statutes is created to read:

18 20.285 (1) (cg) *Baccalaureate degree program for prisoners*. The amounts in the
19 schedule for the baccalaureate degree program for prisoners under s. 36.25 (17).

20 **SECTION 334.** 20.285 (1) (cm) of the statutes is created to read:

21 20.285 (1) (cm) *Additional student health services*. The amounts in the
22 schedule to provide additional or improved student health services related to mental
23 and behavioral health, including additional or improved staffing, training,
24 operations, assessment, and prevention.

25 **SECTION 335.** 20.285 (1) (cr) of the statutes is created to read:

1 20.285 (1) (cr) *Foster youth support programs*. The amounts in the schedule
2 to provide funding for former foster youth support programs under s. 36.25 (43).

3 **SECTION 336.** 20.285 (1) (fm) of the statutes is created to read:

4 20.285 (1) (fm) *UniverCity Alliance program*. The amounts in the schedule for
5 the purposes specified in s. 36.25 (56).

6 **SECTION 337.** 20.285 (1) (fv) of the statutes is created to read:

7 20.285 (1) (fv) *Tuition promise grant program*. The amounts in the schedule
8 for the tuition grants as specified in s. 36.50.

9 **SECTION 338.** 20.285 (1) (gb) of the statutes is amended to read:

10 20.285 (1) (gb) *General program operations*. All moneys received from the
11 operation of educational programs and related programs and as earnings from
12 investments under s. 36.11 (11m) to carry out the purposes for which received,
13 including the transfer of funds to par. (gj), and for payment of any reimbursement
14 obligation under s. 36.27 (2r) (e). In each fiscal year, the Board of Regents shall
15 transfer no more than \$30,338,500 from this appropriation account to the medical
16 assistance trust fund.

17 **SECTION 339.** 20.285 (1) (h) of the statutes is created to read:

18 20.285 (1) (h) *Extensions of credit*. All moneys received as proceeds of
19 extensions of credit under s. 36.11 (59) or transferred under s. 36.11 (59) (g) to carry
20 out the purposes specified in s. 36.11 (59) (b) and for the repayment of any obligation
21 arising under s. 36.11 (59).

22 **SECTION 340.** 20.292 (1) (fm) of the statutes is created to read:

23 20.292 (1) (fm) *Farmer tuition assistance grants*. Biennially, the amounts in
24 the schedule for farmer tuition assistance grants under s. 38.274.

25 **SECTION 341.** 20.320 (1) (sm) of the statutes is repealed.

1 **SECTION 342.** 20.320 (2) (a) of the statutes is created to read:

2 20.320 (2) (a) *Lead service line replacement.* As a continuing appropriation, the
3 amounts in the schedule for lead service line replacement loans under s. 281.61 (8)
4 (b).

5 **SECTION 343.** 20.370 (1) (ed) of the statutes is created to read:

6 20.370 (1) (ed) *Parks - admission receipt fee waivers.* From the general fund,
7 a sum sufficient equal to the amount of the annual vehicle admission receipt fees
8 waived under s. 27.01 (9) (bg), for the operation of state parks.

9 **SECTION 344.** 20.370 (1) (gb) of the statutes is amended to read:

10 20.370 (1) (gb) *Education programs — program fees.* ~~Biennially, from~~ From the
11 general fund, ~~the amounts in the schedule~~ all moneys received from fees collected
12 under s. 23.425 for department educational activities at the MacKenzie
13 environmental center. ~~All moneys received from fees collected under s. 23.425 for the~~
14 ~~use of the center shall be credited to this appropriation.~~

15 **SECTION 345.** 20.370 (1) (hk) of the statutes is repealed.

16 **SECTION 346.** 20.370 (1) (hy) of the statutes is created to read:

17 20.370 (1) (hy) *Elk management.* The amounts in the schedule for the costs
18 associated with the management of the elk population in this state and for the costs
19 associated with the transportation of elk brought into the state.

20 **SECTION 347.** 20.370 (1) (Lk) of the statutes is repealed.

21 **SECTION 348.** 20.370 (1) (Lw) of the statutes is created to read:

22 20.370 (1) (Lw) *Reintroduction of whooping cranes.* The amounts in the
23 schedule for the costs associated with reintroducing whooping cranes into the state.

24 **SECTION 349.** 20.370 (3) (ak) of the statutes is repealed.

25 **SECTION 350.** 20.370 (3) (ca) of the statutes is amended to read:

1 20.370 (3) (ca) *Law enforcement — radios technology; state funds.* Biennially,
2 from the general fund, the amounts in the schedule for acquiring law enforcement
3 *radios technology.*

4 **SECTION 351.** 20.370 (3) (cq) of the statutes is amended to read:

5 20.370 (3) (cq) *Law enforcement — radios technology; environmental fund.*
6 Biennially, from the environmental fund, the amounts in the schedule for acquiring
7 law enforcement *radios technology.*

8 **SECTION 352.** 20.370 (3) (cr) of the statutes is amended to read:

9 20.370 (3) (cr) *Law enforcement — radios technology; conservation fund.*
10 Biennially, the amounts in the schedule for acquiring law enforcement *radios*
11 *technology.*

12 **SECTION 353.** 20.370 (4) (kf) of the statutes is created to read:

13 20.370 (4) (kf) *Aquatic plant management.* From the general fund, all moneys
14 received from aquatic plant management permit fees under s. 23.24 (3) (c) for the
15 aquatic plant management permit program under s. 23.24 (3).

16 **SECTION 354.** 20.370 (4) (mt) of the statutes is amended to read:

17 20.370 (4) (mt) *General program operations — environmental improvement*
18 *programs; state funds.* From the environmental improvement fund, the amounts in
19 the schedule for general program operations under s. 281.58, 281.59, ~~281.60~~, 281.61,
20 281.62, or 283.31 or s. 281.60, 2019 stats.

21 **SECTION 355.** 20.370 (4) (mx) of the statutes is amended to read:

22 20.370 (4) (mx) *General program operations — clean water fund program;*
23 *federal funds.* ~~As a continuing appropriation,~~ All monies received from the clean
24 water fund program federal revolving loan fund account in the environmental

1 improvement fund, ~~the amounts in the schedule~~ for general program operations of
2 the clean water fund program under s. 281.58 or 281.59.

3 **SECTION 356.** 20.370 (4) (pr) of the statutes is created to read:

4 20.370 (4) (pr) *PFAS in public water supplies.* From the environmental fund,
5 as a continuing appropriation, the amounts in the schedule for sampling and testing
6 public water supplies for PFAS contamination.

7 **SECTION 357.** 20.370 (4) (ps) of the statutes is created to read:

8 20.370 (4) (ps) *PFAS in fire fighting foam.* From the environmental fund, as
9 a continuing appropriation, the amounts in the schedule for the collection and
10 disposal of PFAS-containing fire fighting foam.

11 **SECTION 358.** 20.370 (5) (fu) of the statutes is created to read:

12 20.370 (5) (fu) *Deer carcass disposal sites.* As a continuing appropriation, the
13 amounts in the schedule to provide financial assistance under s. 29.063 (7).

14 **SECTION 359.** 20.370 (5) (fx) of the statutes is created to read:

15 20.370 (5) (fx) *Sheboygan River dam grant.* As a continuing appropriation, the
16 amounts in the schedule for the Sheboygan River dam grant under s. 30.303.

17 **SECTION 360.** 20.370 (5) (gs) of the statutes is created to read:

18 20.370 (5) (gs) *Terrestrial invasive species prevention.* The amounts in the
19 schedule for grants to cooperative invasive species management areas for surveying,
20 monitoring, and controlling terrestrial invasive species.

21 **SECTION 361.** 20.370 (6) (cf) of the statutes is created to read:

22 20.370 (6) (cf) *Environmental aids - compensation for well contamination and*
23 *abandonment - general fund.* The amounts in the schedule to pay compensation
24 under s. 281.75.

25 **SECTION 362.** 20.370 (6) (dq) of the statutes is amended to read:

1 20.370 (6) (dq) *Environmental aids — urban nonpoint source*. Biennially, from
2 the environmental fund, the amounts in the schedule to provide financial assistance
3 for urban nonpoint source water pollution abatement and storm water management
4 under s. 281.66 and for municipal flood control and riparian restoration under s.
5 281.665, for the flood risk reduction pilot project under 2019 Wisconsin Act 157,
6 section 2 (1), and to make the grants under 2009 Wisconsin Act 28, section 9137 (5q)
7 and (6i) and, 2017 Wisconsin Act 59, section 9133 (8t), and 2021 Wisconsin Act....
8 (this act), section 9132 (8).

9 **SECTION 363.** 20.370 (6) (ed) of the statutes is created to read:

10 20.370 (6) (ed) *Environmental aids — PFAS municipal grant program*. As a
11 continuing appropriation, the amounts in the schedule for the municipal grant
12 program under s. 292.66.

13 **SECTION 364.** 20.370 (7) (ms) of the statutes is created to read:

14 20.370 (7) (ms) *Pierce County islands wildlife restoration*. From the
15 conservation fund, as a continuing appropriation, the amounts in the schedule for
16 restoration projects in the Pierce County islands wildlife area.

17 **SECTION 365.** 20.370 (9) (bj) of the statutes is amended to read:

18 20.370 (9) (bj) *Storm water management — fees*. From the general fund, the
19 amounts in the schedule all moneys received under s. 283.33 (9) and under 2009
20 Wisconsin Act 28, section 9110 (11f), for the administration, including enforcement,
21 of the storm water discharge permit program under s. 283.33. ~~All moneys received~~
22 ~~under s. 283.33 (9) and under 2009 Wisconsin Act 28, section 9110 (11f) shall be~~
23 ~~credited to this appropriation account.~~

24 **SECTION 366.** 20.370 (9) (hu) of the statutes is amended to read:

1 20.370 (9) (hu) *Handling and other fees.* All moneys received by the
2 department as provided under ss. 23.33 (2) (i), (ig), and (o) and (2j) (f) 4., 23.335 (4)
3 (hm) and (5) (h), 29.2297, 29.556, 30.52 (1m) (a), (ag), and (e) and (3) (k), 30.537 (4)
4 (g), and 350.12 (3) (f), (3h) (a), (ag), and (g), and (3j) (e) 4. for the issuing of department
5 and federal approvals under ch. 29 and for the issuing and renewing of certificates
6 and registrations by the department ~~under ss. 23.33 (2) (i) and (ig), 30.52 (1m) (a) and~~
7 ~~(ag), and 350.12 (3h) (a) and (ag).~~

8 **SECTION 367.** 20.370 (9) (jq) of the statutes is amended to read:

9 20.370 (9) (jq) *Off-highway motorcycle administration.* As a continuing
10 appropriation, an amount equal to the amount determined under s. 23.335 (20) (a)
11 in that fiscal year for the purposes specified under s. 23.335 (20) (b) and (d), for
12 issuing and renewing off-highway motorcycle registration under s. 23.335 (3), (4),
13 and (5), for grants under the safety grant program under s. 23.335 (15), and for state
14 and local law enforcement operations related to off-highway motorcycles. All
15 moneys received under s. 23.335 (6) shall be credited to this appropriation account.

16 **SECTION 368.** 20.370 (9) (mt) of the statutes is amended to read:

17 20.370 (9) (mt) *Aids administration — environmental improvement programs;*
18 *state funds.* From the environmental improvement fund, the amounts in the
19 schedule for the administration of ss. 281.58, ~~281.60~~, 281.61, 281.62, and 283.31 and
20 s. 281.60, 2019 stats.

21 **SECTION 369.** 20.370 (9) (pq) of the statutes is created to read:

22 20.370 (9) (pq) *Great Lakes erosion control revolving loan program.* As a
23 continuing appropriation, from the environmental fund, the amounts in the schedule
24 for the Great Lakes erosion control revolving loan program under s. 23.199. All

1 moneys received as loan origination fees and repayments of loan principal and
2 interest under s. 23.199 shall be credited to this appropriation account.

3 **SECTION 370.** 20.380 (1) (c) of the statutes is created to read:

4 20.380 (1) (c) *Destination marketing grants.* As a continuing appropriation, the
5 amounts in the schedule for destination marketing grants under 2021 Wisconsin Act
6 (this act), section 9143 (3).

7 **SECTION 371.** 20.380 (1) (c) of the statutes, as created by 2021 Wisconsin Act
8 (this act), is repealed.

9 **SECTION 372.** 20.380 (1) (kp) of the statutes is created to read:

10 20.380 (1) (kp) *Moneys received from other agencies.* All moneys received from
11 other state agencies to carry out the purposes for which received.

12 **SECTION 373.** 20.380 (3) (b) of the statutes is amended to read:

13 20.380 (3) (b) *State aid for the arts.* The amounts in the schedule for
14 grants-in-aid or contract payments to groups, individuals, organizations and
15 institutions by the arts board under s. 41.53 (1) (f) and (2) (a) ~~and~~; for grants and loans
16 related to arts incubators under s. 41.60; and for creative economy development
17 initiative grants awarded under 2021 Wisconsin Act (this act), section 9143 (2).

18 **SECTION 374.** 20.380 (3) (cm) of the statutes is created to read:

19 20.380 (3) (cm) *Mass burial monument at University of Wisconsin-Stevens*
20 *Point.* As a continuing appropriation, the amounts in the schedule to provide the
21 grant under s. 41.53 (1) (k).

22 **SECTION 375.** 20.395 (1) (bt) of the statutes is created to read:

23 20.395 (1) (bt) *Transit capital assistance grants.* As a continuing
24 appropriation, the amounts in the schedule for transit capital assistance grants
25 under s. 85.203.

1 **SECTION 376.** 20.395 (1) (ck) of the statutes is renumbered 20.395 (1) (ct) and
2 amended to read:

3 20.395 (1) (ct) *Tribal elderly transportation grants.* ~~From the general fund, the~~
4 The amounts in the schedule for grants under s. 85.215 to American Indian tribes
5 and bands for transportation assistance for the elderly. ~~All moneys transferred from~~
6 ~~the appropriation account under s. 20.505 (8) (hm) 22. shall be credited to this~~
7 ~~appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered~~
8 ~~balance on June 30 of each year shall revert to the appropriation account under s.~~
9 ~~20.505 (8) (hm).~~

10 **SECTION 377.** 20.395 (2) (da) of the statutes is created to read:

11 20.395 (2) (da) *Airport sound mitigation grant program; state funds.* As a
12 continuing appropriation, from the general fund, the amounts in the schedule for the
13 airport sound mitigation grant program under s. 114.138.

14 **SECTION 378.** 20.395 (2) (eq) of the statutes is amended to read:

15 20.395 (2) (eq) *Highway and local bridge improvement assistance, state funds.*
16 As a continuing appropriation, the amounts in the schedule for bridge development,
17 construction, and rehabilitation under s. 84.18, for the development and
18 construction of bridges under ss. 84.12 and 84.17, for payments to local units of
19 government for jurisdictional transfers under s. 84.16, for the improvement of the
20 state trunk highway system under 1985 Wisconsin Act 341, section 6 (1), to provide
21 for the payments specified under 2001 Wisconsin Act 16, section 9152 (3d), and for
22 the payment required under 2015 Wisconsin Act 55, section 9145 (3f), and for the
23 improvement specified under 2021 Wisconsin Act.... (this act), section 9144 (1).

24 **SECTION 379.** 20.395 (2) (fc) of the statutes is renumbered 20.395 (2) (fq) and
25 amended to read:

1 20.395 (2) (fq) *Local roads improvement discretionary supplement*. ~~From the~~
2 ~~general fund, as As a continuing appropriation, the amounts in the schedule for the~~
3 ~~local roads improvement discretionary supplemental supplement grant program~~
4 ~~under s. ~~86.31 (3s)~~ 85.0215.~~

5 **SECTION 380.** 20.395 (2) (ft) of the statutes is amended to read:

6 20.395 (2) (ft) *Local roads improvement program; discretionary grants, state*
7 *funds*. As a continuing appropriation, the amounts in the schedule for the local roads
8 improvement program under s. 86.31 (3g) to (3r), for the payments required under
9 2007 Wisconsin Act 20, section 9148 (3) and (14qq), and for the ~~grant~~ grants under
10 2007 Wisconsin Act 20, section 9148 (9z) and 2021 Wisconsin Act (this act), section
11 9144 (2).

12 **SECTION 381.** 20.395 (3) (cq) of the statutes is amended to read:

13 20.395 (3) (cq) *State highway rehabilitation, state funds*. As a continuing
14 appropriation, the amounts in the schedule for improvement of existing state trunk
15 and connecting highways; for improvement of bridges on state trunk or connecting
16 highways and other bridges for which improvement is a state responsibility, for
17 necessary approach work for such bridges and for replacement of such bridges with
18 at-grade crossing improvements; for the construction and rehabilitation of the
19 national system of interstate and defense highways and bridges and related
20 appurtenances; for activities under s. 84.04 on roadside improvements; for bridges
21 under s. 84.10; for the bridge project under s. 84.115; for payment to a local unit of
22 government for a jurisdictional transfer under s. 84.02 (8); for the disadvantaged
23 business demonstration and training program under s. 84.076; for the purpose
24 specified in s. 84.017 (3); for the transfers required under 1999 Wisconsin Act 9,
25 section 9250 (1) and 2003 Wisconsin Act 33, section 9153 (4q); and for the purposes

1 described under 1999 Wisconsin Act 9, section 9150 (8g), 2001 Wisconsin Act 16,
2 section 9152 (4e), and 2007 Wisconsin Act 20, section 9148 (9i) (b) and (9x), and 2021
3 Wisconsin Act ... (this act), section 9144 (3). This paragraph does not apply to any
4 southeast Wisconsin freeway megaprojects under s. 84.0145, to any southeast
5 Wisconsin freeway rehabilitation projects under s. 84.014 that also qualify as major
6 highway projects under s. 84.013, or to the installation, replacement, rehabilitation,
7 or maintenance of highway signs, traffic control signals, highway lighting, pavement
8 markings, or intelligent transportation systems, unless incidental to the
9 improvement of existing state trunk and connecting highways.

10 **SECTION 382.** 20.395 (6) (aq) of the statutes is amended to read:

11 20.395 (6) (aq) *Principal repayment and interest, transportation facilities, state*
12 *highway rehabilitation, major highway projects, electric vehicle infrastructure*
13 *projects, local infrastructure grants, state funds. A sum sufficient to reimburse s.*
14 *20.866 (1) (u) for the payment of principal and interest costs incurred in financing*
15 *the acquisition, construction, development, enlargement, or improvement of*
16 *transportation facilities under ss. 84.51, 84.52, 84.53, 85.08 (2) (L) and (4m) (c) and*
17 *(d), 85.09, and 85.095 (2), state highway rehabilitation projects, as provided under*
18 *ss. 20.866 (2) (uut) and (uuv) and 84.57, major highway projects, as provided under*
19 *ss. 20.866 (2) (uus) and (uuv) and 84.56, ~~and~~ major interstate bridge projects, as*
20 *provided under ss. 20.866 (2) (ugm) and 84.016, funding electric vehicle*
21 *infrastructure projects under ss. 20.866 (2) (usd) and 85.53, local road aids for critical*
22 *infrastructure grants, as provided under ss. 20.866 (2) (usb) and 86. 35, and to make*
23 *payments under an agreement or ancillary arrangement entered into under s. 18.06*
24 *(8) (a).*

25 **SECTION 383.** 20.395 (6) (au) of the statutes is amended to read:

1 20.395 (6) (au) *Principal repayment and interest, southeast rehabilitation*
2 *projects, southeast megaprojects, and high-cost bridge projects, state funds.* A sum
3 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs
4 incurred in financing the Marquette interchange reconstruction project, the
5 reconstruction of the I 94 north-south corridor and the zoo interchange, southeast
6 Wisconsin freeway megaprojects, and high-cost state highway bridge projects, as
7 provided under ss. 20.866 (2) (uup) and (uuv) and 84.555, and to make payments
8 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

9 **SECTION 384.** 20.410 (1) (a) of the statutes is amended to read:

10 20.410 (1) (a) *General program operations.* The amounts in the schedule to
11 operate institutions and provide field services and administrative services. No
12 payments may be made under this paragraph for payments in accordance with other
13 states party to the interstate corrections compact under s. 302.25. Annually, there
14 is transferred from this appropriation account to the appropriation account under
15 par. (ki) the amount of cost savings attributable to this account reported under ss.
16 301.03 (6s) (a) and 302.05 (4) (b) 4., and the amount of cost savings attributable to
17 this account from reduced days of incarceration that resulted from the earned
18 compliance credit under s. 973.156, as reported by the department under s. 301.03
19 (6s) (b).

20 **SECTION 385.** 20.410 (1) (ab) of the statutes is amended to read:

21 20.410 (1) (ab) *Corrections contracts and agreements.* The amounts in the
22 schedule for payments made in accordance with contracts entered into under ss.
23 301.21, 302.25, and 302.27 (1), contracts entered into with the federal government
24 under 18 USC 5003, and intra-agency agreements relating to the placement of
25 prisoners. Annually, there is transferred from this appropriation account to the

1 appropriation account under par. (ki) the amount of cost savings attributable to this
2 account reported under ss. 301.03 (6s) (a) and 302.05 (4) (b) 4., and the amount of cost
3 savings attributable to this account from reduced days of incarceration that resulted
4 from the earned compliance credit under s. 973.156, as reported by the department
5 under s. 301.03 (6s) (b).

6 **SECTION 386.** 20.410 (1) (b) of the statutes is amended to read:

7 20.410 (1) (b) *Services for community corrections.* The amounts in the schedule
8 to provide services related to probation, extended supervision and parole, the
9 intensive sanctions program under s. 301.048, the community residential
10 confinement program under s. 301.046, programs of intensive supervision of adult
11 offenders and minimum security correctional institutions established under s.
12 301.13. No payments may be made under this paragraph for payments in accordance
13 with other states party to the interstate corrections compact under s. 302.25.
14 Annually, there is transferred from this appropriation account to the appropriation
15 account under par. (ki) the amount of cost savings from reduced days of community
16 supervision that resulted from the earned compliance credit under s. 973.156 and
17 early discharge from extended supervision under s. 973.01 (5m), as reported by the
18 department under s. 301.03 (6s) (b).

19 **SECTION 387.** 20.410 (1) (c) of the statutes is amended to read:

20 20.410 (1) (c) *Reimbursement claims of counties or municipalities containing*
21 *state prisons.* A sum sufficient to pay all valid claims made by county clerks of
22 counties, cities, villages, and towns containing state prisons as provided in s. 16.51
23 (7).

24 **SECTION 388.** 20.410 (1) (ki) of the statutes is created to read:

1 20.410 (1) (ki) *Training programs for inmates, recidivism reduction services,*
2 *and community supervision.* All moneys transferred from the appropriation
3 accounts under pars. (a), (ab), and (b) to provide vocational readiness training
4 programs that qualify for the earned release program under s. 302.05, to provide
5 services to persons who are on probation, or who are soon to be or are currently on
6 parole or extended supervision, following a felony conviction, in an effort to reduce
7 recidivism, and to reduce caseloads for community supervision officers.

8 **SECTION 389.** 20.410 (3) (c) of the statutes is amended to read:

9 20.410 (3) (c) *Reimbursement claims of counties or municipalities containing*
10 *juvenile correctional facilities.* A sum sufficient to pay all valid claims made by
11 county clerks of counties, cities, villages, or towns containing state juvenile
12 correctional facilities as provided in s. 16.51 (7).

13 **SECTION 390.** 20.410 (3) (fz) of the statutes is created to read:

14 20.410 (3) (fz) *Juvenile correction services; deficit relief.* The amounts in the
15 schedule for juvenile correctional services specified in ss. 49.45 (25) (bj) and 301.26
16 (4) (c) and (d) if the amount in the appropriation account under s. 20.410 (3) (hm) is
17 insufficient for this purpose.

18 **SECTION 391.** 20.425 (1) (i) of the statutes is amended to read:

19 20.425 (1) (i) *Fees, collective bargaining training, publications, and appeals.*
20 The amounts in the schedule for the performance of fact-finding, mediation,
21 certification, and arbitration functions, for the provision of copies of transcripts, for
22 the cost of operating training programs under ss. 111.09 (3), 111.71 (5m), and 111.94
23 (3), for the preparation of publications, transcripts, reports, and other copied
24 material, and for costs related to conducting appeals under s. 230.45. All moneys
25 received under ss. 111.09 (1) and (2), ~~111.70 (4) (d) 3. b., 111.71 (1) and (2), 111.83 (3)~~

1 ~~(b)~~, 111.94 (1) and (2), and 230.45 (3), all moneys received from arbitrators and
2 arbitration panel members, and individuals who are interested in serving in such
3 positions, and from individuals and organizations who participate in other collective
4 bargaining training programs conducted by the commission, and all moneys received
5 from the sale of publications, transcripts, reports, and other copied material shall be
6 credited to this appropriation account.

7 **SECTION 392.** 20.435 (1) (cd) of the statutes is created to read:

8 20.435 (1) (cd) *Spinal cord injury research.* A sum sufficient not to exceed
9 \$3,000,000 for grants and symposia under s. 255.45 (2) and (3).

10 **SECTION 393.** 20.435 (1) (cr) of the statutes is amended to read:

11 20.435 (1) (cr) *Minority health grants.* The amounts in the schedule for the
12 minority health program under s. 250.20 (3) and (4), for the Black women's health
13 grants under s. 250.20 (7), and for the infant and maternal mortality grants under
14 s. 250.20 (8).

15 **SECTION 394.** 20.435 (1) (cv) of the statutes is created to read:

16 20.435 (1) (cv) *Health equity grants.* The amounts in the schedule for health
17 equity grants under s. 250.22.

18 **SECTION 395.** 20.435 (1) (fh) of the statutes is amended to read:

19 20.435 (1) (fh) *Community health services.* The amounts in the schedule for
20 grants under s. 250.15 and grants for community health workers under s. 250.16.

21 **SECTION 396.** 20.435 (1) (r) of the statutes is created to read:

22 20.435 (1) (r) *Health equity grants; community reinvestment fund.* From the
23 community reinvestment fund, the amounts in the schedule for health equity grants
24 under s. 250.22.

25 **SECTION 397.** 20.435 (2) (cm) (title) of the statutes is amended to read:

1 20.435 (2) (cm) (title) *Grant program; ~~inpatient psychiatric~~ mental health beds.*

2 **SECTION 398.** 20.435 (4) (b) of the statutes is amended to read:

3 20.435 (4) (b) *Medical Assistance program benefits.* Biennially, the amounts
4 in the schedule to provide a portion of the state share of Medical Assistance program
5 benefits administered under subch. IV of ch. 49, for a portion of the Badger Care
6 health care program under s. 49.665, to provide a portion of the Medical Assistance
7 program benefits administered under subch. IV of ch. 49 that are not also provided
8 under par. (o), to provide payments to federally recognized American Indian tribes
9 or bands in this state under and for the administration of s. 49.45 (5g), to provide a
10 portion of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to
11 fund services provided by resource centers under s. 46.283, for services under the
12 family care benefit under s. 46.284 (5), for the community options program under s.
13 46.27, 2017 stats., for assisting victims of diseases, as provided in ss. 49.68, 49.683,
14 and 49.685, and for reduction of any operating deficits as specified in 2005 Wisconsin
15 Act 15, section 3. Notwithstanding s. 20.002 (1), the department may transfer from
16 this appropriation account to the appropriation account under sub. (5) (kc) funds in
17 the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001
18 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation
19 account and may transfer between fiscal years funds that it transfers from the
20 appropriation account under sub. (5) (kc) for the purposes specified in s. 46.485 (3r).

21 **SECTION 399.** 20.435 (4) (bh) of the statutes is created to read:

22 20.435 (4) (bh) *Behavioral health technology grants.* The amounts in the
23 schedule to provide grants to behavioral health providers to implement electronic
24 health records systems and connect to health information exchanges.

25 **SECTION 400.** 20.435 (4) (bq) of the statutes is repealed.

1 **SECTION 401.** 20.435 (4) (bt) of the statutes is amended to read:

2 20.435 (4) (bt) *Healthy eating incentive pilot program incentives.* As a
3 continuing appropriation, the amounts in the schedule to contract with an entity to
4 administer the healthy eating incentive program under s. 49.79 (7r). ~~No moneys may~~
5 ~~be expended under this paragraph after December 31, 2019, except for moneys~~
6 ~~encumbered on or before that date~~ and to provide electronic benefit transfer and
7 credit and debit care processing equipment and services to farmer's markets and
8 farmers who sell directly to consumers.

9 **SECTION 402.** 20.435 (4) (jw) of the statutes is amended to read:

10 20.435 (4) (jw) *BadgerCare Plus and hospital assessment.* All moneys received
11 ~~from payment of enrollment fees under the program under s. 49.45 (23), all moneys~~
12 transferred under s. 50.38 (9), all moneys transferred from the appropriation account
13 under par. (jz), and 10 percent of all moneys received from penalty assessments
14 under s. 49.471 (9) (c), ~~for administration of the program under s. 49.45 (23), to~~
15 provide a portion of the state share of administrative costs for the BadgerCare Plus
16 Medical Assistance program under s. 49.471, and for administration of the hospital
17 assessment under s. 50.38.

18 **SECTION 403.** 20.435 (5) (bf) of the statutes is amended to read:

19 20.435 (5) (bf) *Brighter futures initiative Grants for youth services.* The
20 amounts in the schedule to be transferred to the appropriation account under s.
21 20.437 (1) (kb) for the ~~brighter futures initiative under s. 48.545~~ grants for youth
22 services under s. 48.481.

23 **SECTION 404.** 20.435 (5) (bh) of the statutes is created to read:

1 20.435 (5) (bh) *Training for methamphetamine addiction treatment.* The
2 amounts in the schedule for grants to provide trainings to substance use disorder
3 treatment providers on treatment models for methamphetamine addiction.

4 **SECTION 405.** 20.435 (5) (ch) of the statutes is created to read:

5 20.435 (5) (ch) *Crisis response grants.* The amounts in the schedule for grants
6 for crisis response under s. 51.035.

7 **SECTION 406.** 20.435 (5) (cj) of the statutes is created to read:

8 20.435 (5) (cj) *County crisis call center support grants.* The amounts in the
9 schedule for awarding grants for county crisis call center support under s. 46.537.

10 **SECTION 407.** 20.435 (5) (ef) of the statutes is created to read:

11 20.435 (5) (ef) *Suicide prevention programming grants.* Biennially, the
12 amounts in the schedule for suicide prevention programming grants under s. 51.72
13 and for grants related to preventing suicide by firearm under s. 51.73.

14 **SECTION 408.** 20.437 (1) (bc) of the statutes is amended to read:

15 20.437 (1) (bc) *Grants for ~~ehildren's community programs~~ youth services.* The
16 amounts in the schedule for grants for ~~ehildren's community programs~~ youth
17 services under s. 48.481. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the
18 department may transfer funds between fiscal years under this paragraph. All
19 moneys under this appropriation account that are distributed under s. 48.481 but are
20 not encumbered by December 31 of each year lapse to the general fund on the next
21 January 1 unless carried forward to the next calendar year by the joint committee
22 on finance.

23 **SECTION 409.** 20.437 (1) (bg) of the statutes is amended to read:

1 20.437 (1) (bg) *Grants to support foster parents and children.* The amounts in
2 the schedule for grants by the department of children and families under 2017
3 ~~Wisconsin Act 260, section 3 s. 48.53.~~

4 **SECTION 410.** 20.437 (1) (bm) of the statutes is created to read:

5 20.437 (1) (bm) *Safety promotion and placement prevention services.* The
6 amounts in the schedule to provide services that are determined by the department
7 or a county department, as defined in s. 48.02 (2g), to be necessary for a child to
8 remain safely at home.

9 **SECTION 411.** 20.437 (1) (cj) of the statutes is amended to read:

10 20.437 (1) (cj) *Community youth and family aids.* The amounts in the schedule
11 for the improvement and provision of community-based juvenile
12 delinquency-related services under s. 48.526 and juvenile correctional services
13 under s. 301.26 and for reimbursement to counties having a population of less than
14 750,000 for the cost of court attached intake services as provided in s. 938.06 (4).
15 Disbursements may be made from this appropriation account under s. 49.32 (2).
16 Refunds received relating to payments made under s. 49.32 (2) shall be returned to
17 this appropriation account. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the
18 department of children and families may transfer moneys under this paragraph
19 between fiscal years. Except for moneys authorized to be carried forward under s.
20 48.526 (3) (dm) or for transfer under s. 48.526 (3) (e), all moneys from this paragraph
21 allocated under s. 48.526 (3) and not spent or encumbered by counties by December
22 31 of each year shall lapse into the general fund on the succeeding January 1. The
23 joint committee on finance may transfer additional moneys to the next calendar year.

24 **SECTION 412.** 20.437 (1) (cL) of the statutes is created to read:

1 20.437 (1) (cL) *Seventeen-year-old juvenile justice aids*. A sum sufficient for
2 the purposes under s. 48.5275.

3 **SECTION 413.** 20.437 (1) (cm) of the statutes is amended to read:

4 20.437 (1) (cm) *Community-intervention Youth justice system improvements*
5 *program*. The amounts in the schedule for the ~~community intervention~~ youth justice
6 system improvements program under s. 48.528.

7 **SECTION 414.** 20.437 (1) (cn) of the statutes is created to read:

8 20.437 (1) (cn) *Youth justice system improvements program; state operations*.
9 The amounts in the schedule for program operations relating to the youth justice
10 system improvements program under s. 48.528.

11 **SECTION 415.** 20.437 (1) (e) of the statutes is repealed.

12 **SECTION 416.** 20.437 (1) (eg) of the statutes is repealed.

13 **SECTION 417.** 20.437 (1) (er) of the statutes is repealed.

14 **SECTION 418.** 20.437 (1) (kb) of the statutes is amended to read:

15 20.437 (1) (kb) *Interagency aids; brighter futures initiative grants for youth*
16 *services*. All moneys transferred from the appropriation account under s. 20.435 (5)
17 (bf) for the ~~brighter futures initiative~~ under s. 48.545 grants for youth services under
18 s. 48.481.

19 **SECTION 419.** 20.437 (1) (kp) of the statutes is created to read:

20 20.437 (1) (kp) *Youth aids funding for the youth justice system improvements*
21 *program*. All moneys transferred from the appropriation account under s. 20.437 (1)
22 (cj), as provided under s. 48.526 (3) (e), for the youth justice system improvements
23 program under s. 48.528.

24 **SECTION 420.** 20.437 (2) (c) of the statutes is created to read:

1 20.437 (2) (c) *Child care quality improvement program.* The amounts in the
2 schedule for the program under s. 49.133.

3 **SECTION 421.** 20.437 (2) (dz) of the statutes is amended to read:

4 20.437 (2) (dz) *Temporary Assistance for Needy Families programs;*
5 *maintenance of effort.* The amounts in the schedule for administration and benefit
6 payments under Wisconsin Works under ss. 49.141 to 49.161, the learnfare program
7 under s. 49.26, and the work experience program for noncustodial parents under s.
8 49.36; for payments to local governments, organizations, tribal governing bodies,
9 and Wisconsin Works agencies; for kinship care and long-term kinship care
10 assistance as specified under s. 49.175 (1) (s); for aid payments and local
11 administration with respect to any services or program specified under s. 49.175 (1);
12 and for emergency assistance for needy families ~~with needy children~~ under s. 49.138.
13 Payments may be made from this appropriation account for any contracts under s.
14 49.845 (4) and for any fraud investigation and error reduction activities under s.
15 49.197 (1m). Moneys appropriated under this paragraph may be used to match
16 federal funds received under par. (md). Notwithstanding ss. 20.001 (3) (a) and 20.002
17 (1), the department may transfer funds between fiscal years under this paragraph.
18 Notwithstanding ss. 20.001 (3) and 20.002 (1), the department of health services
19 shall credit to this appropriation account funds for the purposes of this appropriation
20 that the department transfers from the appropriation account under s. 20.435 (5)
21 (bc). All funds allocated by the department but not encumbered by December 31 of
22 each year lapse to the general fund on the next January 1 unless transferred to the
23 next calendar year by the joint committee on finance.

24 **SECTION 422.** 20.437 (2) (eg) of the statutes is created to read:

1 20.437 (2) (eg) *Internet assistance program*. The amounts in the schedule for
2 the Internet assistance program under s. 49.168.

3 **SECTION 423.** 20.437 (3) (f) of the statutes is created to read:

4 20.437 (3) (f) *Diversity, equity, and inclusion grants*. The amounts in the
5 schedule for awarding grants under s. 48.47 (30).

6 **SECTION 424.** 20.437 (3) (r) of the statutes is created to read:

7 20.437 (3) (r) *Diversity, equity, and inclusion grants; community reinvestment*
8 *fund supplement*. From the community reinvestment fund, the amounts in the
9 schedule for diversity, equity, and inclusion grants under s. 48.47 (20).

10 **SECTION 425.** 20.445 (1) (aL) of the statutes is repealed.

11 **SECTION 426.** 20.445 (1) (am) of the statutes is created to read:

12 20.445 (1) (am) *Unemployment insurance; general administration*. As a
13 continuing appropriation, the amounts in the schedule for administration of ch. 108.

14 **SECTION 427.** 20.445 (1) (ar) of the statutes is created to read:

15 20.445 (1) (ar) *Unemployment insurance; information technology systems;*
16 *general purpose revenue*. As a continuing appropriation, the amounts in the schedule
17 for the purpose specified in s. 108.19 (1e) (d).

18 **SECTION 428.** 20.445 (1) (b) of the statutes is amended to read:

19 20.445 (1) (b) *Workforce training; programs, grants, and services,*~~*and*~~
20 ~~*contracts*~~. The amounts in the schedule for the workforce training programs, grants,
21 and services under s. 106.27 (1), (1g), (1j), (1r), and (1u) ~~and for the costs associated~~
22 ~~with contracts entered into under s. 47.07.~~

23 **SECTION 429.** 20.445 (1) (bm) of the statutes is amended to read:

24 20.445 (1) (bm) *Workforce training; administration*. Biennially, the amounts
25 in the schedule for the administration of the local youth apprenticeship grant

1 program under s. 106.13 (3m), the youth summer jobs program under s. 106.18, the
2 employment transit assistance grant program under s. 106.26, the workforce
3 training ~~program~~ programs under s. 106.27, the teacher development program
4 grants under s. 106.272, the career and technical education incentive grant program
5 under s. 106.273, the technical education equipment grant program under s.
6 106.275, and the apprentice programs under subch. I of ch. 106.

7 **SECTION 430.** 20.445 (1) (bp) of the statutes is created to read:

8 20.445 (1) (bp) *Green jobs training program; grants.* As a continuing
9 appropriation, the amounts in the schedule for green jobs training program grants
10 under s. 106.27 (1p).

11 **SECTION 431.** 20.445 (1) (bq) of the statutes is created to read:

12 20.445 (1) (bq) *Pandemic workforce training program; grants.* As a continuing
13 appropriation, the amounts in the schedule for pandemic workforce training
14 program grants under s. 106.27 (1q).

15 **SECTION 432.** 20.445 (1) (bv) of the statutes is created to read:

16 20.445 (1) (bv) *Health care recruitment initiative.* Biennially, the amounts in
17 the schedule for the health care recruitment initiative under s. 106.28.

18 **SECTION 433.** 20.445 (1) (bw) of the statutes is created to read:

19 20.445 (1) (bw) *Pandemic recovery grants.* As a continuing appropriation, the
20 amounts in the schedule for pandemic recovery grants under s. 106.29.

21 **SECTION 434.** 20.445 (1) (cm) of the statutes is created to read:

22 20.445 (1) (cm) *Worker connection program.* As a continuing appropriation, the
23 amounts in the schedule for worker connection program administration, grants, and
24 contracts under s. 106.274.

25 **SECTION 435.** 20.445 (1) (d) of the statutes is amended to read:

1 20.445 (1) (d) *Reimbursement for tuition payments.* The amounts in the
2 schedule to reimburse school districts, charter schools under s. 118.40 (2r) or (2x),
3 and private schools for payments under s. 118.55 (5) (e) 2.

4 **SECTION 436.** 20.445 (1) (e) of the statutes is amended to read:

5 20.445 (1) (e) *Local youth apprenticeship grants.* The As a continuing
6 appropriation, the amounts in the schedule for local youth apprenticeship grants
7 under s. 106.13 (3m).

8 **SECTION 437.** 20.445 (1) (h) of the statutes is created to read:

9 20.445 (1) (h) *Substance abuse prevention on public works and public utility*
10 *projects.* All moneys received from fees collected under s. 103.503 (2m) (b) for costs
11 associated with the administration and enforcement of s. 103.503.

12 **SECTION 438.** 20.445 (1) (n) of the statutes is amended to read:

13 20.445 (1) (n) *Employment assistance and unemployment insurance*
14 *administration; federal moneys.* All federal moneys received, as authorized by the
15 governor under s. 16.54, for the administration of employment assistance and
16 unemployment insurance programs of the department, for the performance of the
17 department's other functions under subch. I of ch. 106 and ch. 108, and to pay the
18 compensation and expenses of appeal tribunals and of employment councils
19 appointed under s. 108.14, to be used for such purposes, except as provided in s.
20 108.161 (3e), and, from the moneys received by this state under section 903 (d) of the
21 federal Social Security Act, as amended, to transfer to the appropriation account
22 under par. (nb) an amount determined by the treasurer of the unemployment reserve
23 fund not exceeding the lesser of the amount specified in s. 108.161 (4) (d) or the
24 amounts in the schedule under par. (nb), to transfer to the appropriation account
25 under par. (nd) an amount determined by the treasurer of the unemployment reserve

1 fund not exceeding the lesser of the amount specified in s. 108.161 (4) (d) or the
2 amounts in the schedule under par. (nd), to transfer to the appropriation account
3 under par. (ne) an amount not exceeding the lesser of the amount specified in s.
4 108.161 (4) (d) or the sum of the amounts in the schedule under par. (ne) and the
5 amount determined by the treasurer of the unemployment reserve fund that is
6 required to pay for the cost of banking services incurred by the unemployment
7 reserve fund, and, from any other federal moneys received by this state for the
8 purpose specified in s. 108.19 (1e) (d), to transfer to the appropriation account under
9 par. (nc) an amount determined by the treasurer of the unemployment reserve fund,
10 and to transfer to the appropriation account under s. 20.427 (1) (k) an amount
11 determined by the treasurer of the unemployment reserve fund.

12 **SECTION 439.** 20.445 (1) (nb) (title) of the statutes is amended to read:

13 20.445 (1) (nb) (title) *Unemployment administration; information technology*
14 *systems; other federal moneys.*

15 **SECTION 440.** 20.445 (1) (nc) of the statutes is created to read:

16 20.445 (1) (nc) *Unemployment administration; information technology*
17 *systems; federal moneys.* All moneys transferred from par. (n), for the purpose
18 specified in s. 108.19 (1e) (d).

19 **SECTION 441.** 20.445 (1) (ra) of the statutes is amended to read:

20 20.445 (1) (ra) *Worker's compensation operations fund; administration.* From
21 the worker's compensation operations fund, the amounts in the schedule for the
22 administration of the worker's compensation program by the department, for
23 assistance to the department of justice in investigating and prosecuting fraudulent
24 activity related to worker's compensation, for transfer to the uninsured employers
25 fund under s. 102.81 (1) (c), and for transfer to the appropriation accounts under par.

1 (rp) and s. 20.427 (1) (ra). All moneys received under ss. 102.28 (2) (b) and 102.75
2 (1) shall be credited to this appropriation account. From this appropriation, an
3 amount not to exceed \$5,000 may be expended each fiscal year for payment of
4 expenses for travel and research by the council on worker's compensation, an amount
5 not to exceed \$500,000 may be transferred in each fiscal year to the uninsured
6 employers fund under s. 102.81 (1) (c), the amount in the schedule under par. (rp)
7 shall be transferred to the appropriation account under par. (rp), and the amount in
8 the schedule under s. 20.427 (1) (ra) shall be transferred to the appropriation account
9 under s. 20.427 (1) (ra).

10 **SECTION 442.** 20.445 (1) (rr) of the statutes is created to read:

11 20.445 (1) (rr) *Worker's Compensation operations fund; special assessment*
12 *insurer reimbursements.* From the worker's compensation operations fund, the
13 amounts in the schedule for providing reimbursement to insurance carriers paying
14 supplemental benefits under s. 102.44 (1) (c). All moneys received under s. 102.75
15 (1g) shall be credited to this appropriation account.

16 **SECTION 443.** 20.445 (1) (sm) of the statutes is amended to read:

17 20.445 (1) (sm) *Uninsured employers fund; payments.* From the uninsured
18 employers fund, ~~a sum sufficient to make~~ all moneys received from sources identified
19 under s. 102.80 (1m) for the purpose of making the payments under s. 102.81 (1) and
20 to obtain reinsurance under s. 102.81 (2). No moneys may be expended or
21 encumbered under this paragraph until the first day of the first July beginning after
22 the day that the secretary of workforce development files the certificate under s.
23 102.80 (3) (a).

24 **SECTION 444.** 20.445 (5) (b) of the statutes is created to read:

1 20.445 (5) (b) *Project SEARCH program*. As a continuing appropriation, the
2 amounts in the schedule for the administration and general operations related to the
3 project SEARCH program under s. 47.07, including field services to clients,
4 administrative services, the purchase of goods and services, and vocational
5 rehabilitation services for persons with disabilities.

6 **SECTION 445.** 20.455 (1) (hn) of the statutes is created to read:

7 20.455 (1) (hn) *Payments to relators*. All moneys received by the department
8 that are owed to a relator, to provide payments owed to a relator.

9 **SECTION 446.** 20.455 (2) (dm) of the statutes is created to read:

10 20.455 (2) (dm) *Alternative emergency response and 911 diversion grants*. The
11 amounts in the schedule to provide grants under s. 165.895 (2).

12 **SECTION 447.** 20.455 (2) (em) (title) of the statutes is amended to read:

13 20.455 (2) (em) (title) *Alternatives Grants for alternatives to prosecution and*
14 *incarceration for persons who use alcohol or other drugs; presentencing assessments*.

15 **SECTION 448.** 20.455 (2) (ep) of the statutes is created to read:

16 20.455 (2) (ep) *Youth diversion program; supplemental funding*. The amounts
17 in the schedule for youth diversion services under s. 165.987 (1) and (3).

18 **SECTION 449.** 20.455 (2) (eq) of the statutes is created to read:

19 20.455 (2) (eq) *Violence interruption grant program; ongoing funding*. The
20 amounts in the schedule for the violence interruption grant program under s.
21 165.988.

22 **SECTION 450.** 20.455 (2) (f) of the statutes is amended to read:

23 20.455 (2) (f) *School safety*. As a continuing appropriation, the amounts in the
24 schedule to provide grants under s. 165.88 (2), and to make the transfer required
25 under 2021 Wisconsin Act ... (this act), section 9227 (1).

1 **SECTION 451.** 20.455 (2) (gb) of the statutes is amended to read:

2 20.455 (2) (gb) *Gifts and grants.* ~~The amounts in the schedule to carry out the~~
3 ~~purposes for which gifts and grants are made and received.~~ All moneys received from
4 gifts and grants, other than moneys received for and credited to another
5 appropriation account under this subsection, ~~shall be credited to this appropriation~~
6 ~~account to carry out the purposes for which made and received.~~

7 **SECTION 452.** 20.455 (2) (gr) of the statutes is amended to read:

8 20.455 (2) (gr) *Handgun Firearm purchaser record check; checks for licenses or*
9 *certifications to carry concealed weapons.* All moneys received as fee payments under
10 ss. 175.35 (2i) (a), 175.49 (5m), and 175.60 (7) (c) and (d), (13), and (15) (b) 4. a. and
11 b. to provide services under ss. 175.35, 175.49, and 175.60.

12 **SECTION 453.** 20.455 (2) (hd) of the statutes is amended to read:

13 20.455 (2) (hd) *Internet crimes against children.* All moneys transferred under
14 s. 20.455 (2) (Lp), 2017 Wisconsin Act 59, section 9228 (1p), and under 2019
15 Wisconsin Act 9, section 9227 (1), shall be credited to this appropriation account for
16 criminal investigative operations and law enforcement relating to Internet crimes
17 against children, prosecution of Internet crimes against children, and activities of
18 state and local Internet crimes against children task forces.

19 **SECTION 454.** 20.455 (2) (ks) of the statutes is created to read:

20 20.455 (2) (ks) *Violence interruption grant program; initial funding.* All
21 moneys transferred under 2021 Wisconsin Act (this act), section 9227 (1), for the
22 violence interruption grant program under s. 165.988.

23 **SECTION 455.** 20.455 (2) (Lp) of the statutes is amended to read:

24 20.455 (2) (Lp) *Crime laboratories; deoxyribonucleic acid analysis surcharges.*
25 All moneys received from the crime laboratories and drug law enforcement

1 surcharges under s. 165.755 and deoxyribonucleic acid analysis surcharges under s.
2 973.046 (1r) to transfer to the appropriation account under par. (hd) the amounts in
3 the schedule under par. (hd), to transfer to the appropriation account under par. (jb)
4 the amounts in the schedule under par. (jb), to transfer to the appropriation account
5 under par. (kd) the amounts in the schedule under par. (kd), to transfer to the
6 appropriation account under s. 20.475 (1) (km) the amounts in the schedule under
7 s. 20.475 (1) (km), and to transfer to the appropriation account under par. (Lm) the
8 amount determined under s. 165.25 (18).

9 **SECTION 456.** 20.455 (3) (g) of the statutes is amended to read:

10 20.455 (3) (g) *Gifts, grants and proceeds.* ~~The amounts in the schedule to carry~~
11 ~~out the purposes for which gifts and grants are made and collected.~~ All moneys
12 received from gifts and grants and all proceeds from services, conferences, and sales
13 of publications and promotional materials to carry out the purposes for which made
14 or collected, except as provided in sub. (2) (gm) and (gp) and to transfer to s. 20.505
15 (1) (kg), at the discretion of the attorney general, an amount not to exceed \$98,300
16 annually, ~~shall be credited to this appropriation account.~~

17 **SECTION 457.** 20.455 (5) (ec) of the statutes is created to read:

18 20.455 (5) (ec) *Victim services grants.* The amounts in the schedule to provide
19 grants for victim services under s. 165.932 and to administer the grant program.

20 **SECTION 458.** 20.455 (5) (f) of the statutes is created to read:

21 20.455 (5) (f) *Reimbursement to counties for victim-witness services.* The
22 amounts in the schedule for the purpose of reimbursing counties under s. 950.06 (2)
23 for costs incurred in providing services to victims and witnesses of crime.

24 **SECTION 459.** 20.465 (1) (h) of the statutes is amended to read:

1 20.465 (1) (h) *Intergovernmental services*. ~~The amounts in the schedule to~~
2 ~~provide services to local units of government for fire, crash and rescue emergencies~~
3 ~~and to provide assistance under s. 323.80.~~ All moneys received from local units of
4 government for services provided for fire, crash, and rescue emergencies and as
5 reimbursement from other states and territories for any losses, damages, or
6 expenses incurred when units or members of the Wisconsin national guard are
7 activated in state status to provide assistance under s. 323.80 ~~shall be credited to this~~
8 ~~appropriation, to provide services to local units of government for fire, crash, and~~
9 ~~rescue emergencies and to provide assistance under s. 323.80.~~

10 **SECTION 460.** 20.465 (3) (dv) of the statutes is created to read:

11 20.465 (3) (dv) *Urban search and rescue task force*. The amounts in the
12 schedule for training, equipment, and administrative costs for an urban search and
13 rescue task force under s. 323.72.

14 **SECTION 461.** 20.465 (3) (h) of the statutes is amended to read:

15 20.465 (3) (h) *Interstate emergency assistance*. ~~The amounts in the schedule~~
16 ~~to provide assistance under s. 323.80.~~ All moneys received under s. 323.80 (9) as
17 reimbursement from other states and territories for any losses, damages, or
18 expenses incurred when the division of emergency management provides assistance
19 under s. 323.80 ~~shall be credited to this appropriation account, to provide assistance~~
20 ~~under s. 323.80.~~

21 **SECTION 462.** 20.465 (3) (hm) of the statutes is created to read:

22 20.465 (3) (hm) *Urban search and rescue task force supplement*. All moneys
23 received under s. 323.72 (3) as reimbursement for expenses incurred for an urban
24 search and rescue task force response to be used for response costs of a local agency
25 for an urban search and rescue task force deployment under s. 323.72 (1) and for

1 reimbursement to a local agency for any increase in contributions for duty disability
2 premiums under s. 40.05 (2) (aw) for employees who receive duty disability benefits
3 under s. 40.65 because of an injury incurred while performing duties as a member
4 of an urban search and rescue task force under a contract under s. 323.72 (1).

5 **SECTION 463.** 20.465 (3) (qm) of the statutes is amended to read:

6 20.465 (3) (qm) *Next Generation 911.* Biennially, from the police and fire
7 protection fund, the amounts in the schedule for the department to make and
8 administer contracts under s. 256.35 (3s) (b), provide grants under s. 256.35 (3s) (bm)
9 and (br), and for the 911 subcommittee to administer its duties under s. 256.35 (3s)
10 (d).

11 **SECTION 464.** 20.465 (3) (qm) of the statutes, as affected by 2021 Wisconsin Act
12 (this act), is amended to read:

13 20.465 (3) (qm) *Next Generation 911.* Biennially, from the police and fire
14 protection fund, the amounts in the schedule for the department to make and
15 administer contracts under s. 256.35 (3s) (b), provide grants under s. 256.35 (3s) (bm)
16 ~~and (br)~~, and for the 911 subcommittee to administer its duties under s. 256.35 (3s)
17 (d).

18 **SECTION 465.** 20.505 (1) (am) of the statutes is created to read:

19 20.505 (1) (am) *Miscellaneous projects.* The amounts in the schedule for the
20 grants awarded under 2021 Wisconsin Act (this act), section 9101 (7).

21 **SECTION 466.** 20.505 (1) (am) of the statutes, as created by 2021 Wisconsin Act
22 (this act), is repealed.

23 **SECTION 467.** 20.505 (1) (bg) of the statutes is created to read:

1 20.505 (1) (bg) *Opioid and methamphetamine data system*. As a continuing
2 appropriation, the amounts in the schedule for implementing the data system under
3 subch. III of ch. 153.

4 **SECTION 468.** 20.505 (1) (bm) of the statutes is created to read:

5 20.505 (1) (bm) *Climate risk assessment and resiliency plan technical*
6 *assistance grants*. Biennially, the amounts in the schedule to administer the climate
7 risk assessment and resiliency plan technical assistance grants under s. 16.035 (3).

8 **SECTION 469.** 20.505 (1) (e) of the statutes is created to read:

9 20.505 (1) (e) *Indigent civil legal services*. The amounts in the schedule to
10 provide grants for the provision of civil legal services to indigent persons under s.
11 16.19.

12 **SECTION 470.** 20.505 (1) (ft) of the statutes is created to read:

13 20.505 (1) (ft) *Equity grant program and diversity, equity, and inclusion*
14 *activities*. The amounts in the schedule for the equity grant program administered
15 by the department of administration under s. 16.281 and diversity, equity, and
16 inclusion activities overseen by the department of administration, as determined by
17 the secretary of administration.

18 **SECTION 471.** 20.505 (1) (ge) of the statutes is renumbered 20.155 (1) (gg) and
19 amended to read:

20 20.155 (1) (gg) *High-voltage transmission line annual impact fee distributions*.
21 All moneys received from the payment of fees under the rules promulgated under s.
22 ~~16.969~~ 196.492 (2) (a) for distributions to towns, villages and cities under s. ~~16.969~~
23 196.492 (3) (a).

24 **SECTION 472.** 20.505 (1) (gr) of the statutes is repealed.

1 **SECTION 473.** 20.505 (1) (gs) of the statutes is renumbered 20.155 (1) (gr) and
2 amended to read:

3 20.155 (1) (gr) *High-voltage transmission line environmental impact fee*
4 *distributions.* All moneys received from the payment of fees under the rules
5 promulgated under s. ~~16.969~~ 196.492 (2) (b) for distributions to counties, towns,
6 villages and cities under s. ~~16.969~~ 196.492 (3) (b).

7 **SECTION 474.** 20.505 (1) (h) of the statutes is created to read:

8 20.505 (1) (h) *Procurement and risk management services and technical*
9 *assistance.* All moneys received under s. 16.004 (25) from local governmental units
10 and private organizations for services relating to procurement and risk
11 management, for the purposes for which received, and all moneys received under s.
12 16.954 (5) (a) from local governmental units and private organizations for technical
13 assistance services provided by the office of sustainability and clean energy.

14 **SECTION 475.** 20.505 (1) (ip) of the statutes is amended to read:

15 20.505 (1) (ip) *Information technology and communication services;*
16 *self-funded portal.* From the sources specified in ss. 16.972 (2) (b) and (c), 16.974 (2),
17 (2m), and (3), and 16.997 (2) (d) ~~and (2g) (a) 3.~~, to receive services through a
18 self-funded portal, the amounts in the schedule to be used for the purpose of
19 providing services to state agencies, state authorities, units of the federal
20 government, local governmental units, tribal schools, individuals, and entities in the
21 private sector through the self-funded portal.

22 **SECTION 476.** 20.505 (1) (is) of the statutes is amended to read:

23 20.505 (1) (is) *Information technology and communications services; nonstate*
24 *entities.* From the sources specified in ss. 16.972 (2) (b) and (c), 16.974 (2) and (3),
25 and 16.997 (2) (d) ~~and (2g) (a) 3.~~, to provide computer, telecommunications, electronic

1 communications, and supercomputer services, but not enterprise resource planning
2 system services under s. 16.971 (2) (cf), to state authorities, units of the federal
3 government, local governmental units, tribal schools, and entities in the private
4 sector, the amounts in the schedule.

5 **SECTION 477.** 20.505 (1) (kk) of the statutes is created to read:

6 20.505 (1) (kk) *Tribal grants.* The amounts in the schedule for the grants to
7 American Indian tribes or bands in this state under s. 16.07. All moneys transferred
8 from the appropriation account under sub. (8) (hm) 26. shall be credited to this
9 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered
10 balance on June 30 of each year shall revert to the appropriation account under sub.
11 (8) (hm).

12 **SECTION 478.** 20.505 (1) (kp) of the statutes is amended to read:

13 20.505 (1) (kp) *Youth wellness center.* The amounts in the schedule to provide
14 funding to American Indian tribes ~~to create architectural plans~~ for a youth wellness
15 center. All moneys transferred from the appropriation account under sub. (8) (hm)
16 14. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a),
17 the unencumbered balance on June 30 of each year shall revert to the appropriation
18 account under sub. (8) (hm).

19 **SECTION 479.** 20.505 (1) (ks) of the statutes is amended to read:

20 20.505 (1) (ks) *Collective bargaining grievance arbitrations.* The amounts in
21 the schedule for the payment of the state's share of costs related to collective
22 bargaining grievance arbitrations under s. 111.86. All moneys received from state
23 agencies or authorities for the purpose of reimbursing the state's share of the costs
24 related to grievance arbitrations under s. 111.86 and to reimburse the state's share

1 of costs for training related to grievance arbitrations shall be credited to this
2 appropriation account.

3 **SECTION 480.** 20.505 (1) (kt) of the statutes is created to read:

4 20.505 (1) (kt) *Office of environmental justice; climate risk assessments and*
5 *resiliency plans.* All amounts in the schedule for the administration of the office of
6 environmental justice under s.15.105 (34) and the chief resiliency officer. All moneys
7 received from assessments under s. 16.035 (5) shall be credited to this appropriation
8 account.

9 **SECTION 481.** 20.505 (1) (kv) of the statutes is created to read:

10 20.505 (1) (kv) *American Indian tourism marketing.* The amounts in the
11 schedule for grants under s. 16.29 (4). All moneys transferred from the appropriation
12 account under sub. (8) (hm) 19n. shall be credited to this appropriation account.
13 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
14 shall revert to the appropriation account under sub. (8) (hm).

15 **SECTION 482.** 20.505 (1) (kw) of the statutes is created to read:

16 20.505 (1) (kw) *Tribal relations.* The amounts in the schedule for the
17 administration of relations between the state and American Indian tribes or bands
18 in this state under s. 16.004 (26). All moneys transferred from the appropriation
19 account under sub. (8) (hm) 27. shall be credited to this appropriation account.
20 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
21 shall revert to the appropriation account under sub. (8) (hm).

22 **SECTION 483.** 20.505 (1) (kz) of the statutes is amended to read:

23 20.505 (1) (kz) *General program operations.* The amounts in the schedule to
24 administer state employment relations functions and the civil service system under
25 subch. V of ch. 111 and ch. 230, to pay awards under s. 230.48, to pay the stipend

1 under s. 16.09 (2) (b), and to defray the expenses of the state employees suggestion
2 board. All moneys received from state agencies for materials and services provided
3 by the division of personnel management in the department of administration shall
4 be credited to this appropriation.

5 **SECTION 484.** 20.505 (1) (t) of the statutes is created to read:

6 20.505 (1) (t) *Equity grants; community reinvestment fund.* From the
7 community reinvestment fund, the amounts in the schedule for the purpose of
8 providing grants to promote diversity and advance equity and inclusion under s.
9 16.282.

10 **SECTION 485.** 20.505 (1) (v) of the statutes is amended to read:

11 20.505 (1) (v) *General program operations — environmental improvement*
12 *programs; state funds.* From the environmental improvement fund, the amounts in
13 the schedule for general program operations under s. 281.58, 281.59, ~~281.60~~ or
14 ~~281.61~~ or s. 281.60, 2019 stats.

15 **SECTION 486.** 20.505 (2) (kj) of the statutes is created to read:

16 20.505 (2) (kj) *Insurance contract premiums.* All moneys collected from
17 agencies under s. 16.865 (8m) for the payment of premiums for insurance contracts
18 authorized under s. 16.865 (5).

19 **SECTION 487.** 20.505 (4) (q) of the statutes is created to read:

20 20.505 (4) (q) *Clean energy grants.* Biennially, from the environmental fund,
21 the amounts in the schedule for grants under s. 16.954 (4).

22 **SECTION 488.** 20.505 (7) (bp) of the statutes is created to read:

23 20.505 (7) (bp) *Housing quality standards grants.* The amounts in the schedule
24 for housing quality standards grants under s. 16.3077.

25 **SECTION 489.** 20.505 (7) (bq) of the statutes is created to read:

1 20.505 (7) (bq) *Rental assistance for homeless veterans.* The amounts in the
2 schedule for the rental assistance grants awarded under s. 16.3078.

3 **SECTION 490.** 20.505 (7) (d) of the statutes is created to read:

4 20.505 (7) (d) *Water utility assistance for low-income households;*
5 *administration.* The amounts in the schedule to pay program operations costs for the
6 water utility assistance program for low-income households under s. 16.293.

7 **SECTION 491.** 20.505 (7) (e) of the statutes is created to read:

8 20.505 (7) (e) *Water utility assistance for low-income households; payments.*
9 As a continuing appropriation, the amounts in the schedule to make assistance
10 payments to eligible households under the water utility assistance program for
11 low-income households under s. 16.293.

12 **SECTION 492.** 20.505 (7) (fq) of the statutes is created to read:

13 20.505 (7) (fq) *Affordable workforce housing grants.* The amounts in the
14 schedule for the grants to municipalities under s. 16.3065.

15 **SECTION 493.** 20.505 (7) (ft) of the statutes is repealed.

16 **SECTION 494.** 20.505 (8) (am) of the statutes is amended to read:

17 20.505 (8) (am) *Interest on racing and bingo moneys.* A sum sufficient equal
18 to the amount earned by the investment fund on revenues received under pars. (g)
19 and ~~(jm)~~ (jn) and s. 20.455 (2) (g) for the purpose of transferring this amount to the
20 lottery fund.

21 **SECTION 495.** 20.505 (8) (hm) (intro.) of the statutes is amended to read:

22 20.505 (8) (hm) *Indian gaming receipts.* (intro.) All moneys required to be
23 credited to this appropriation under s. 569.06, all moneys transferred under 2001
24 Wisconsin Act 16, sections 9201 (5mk), 9205 (1mk), 9210 (3mk), 9223 (5mk), 9224
25 (1mk), 9225 (1mk), 9231 (1mk), 9237 (4mk), 9240 (1mk), 9251 (1mk), 9256 (1mk),

1 9257 (2mk), and 9258 (2mk), and all moneys that revert to this appropriation account
2 from the appropriation accounts specified in subds. 1c. to 19., ~~22., and 23., and 26.~~
3 ~~to 28.~~, less the amounts appropriated under par. (h) and s. 20.455 (2) (gc), for the
4 purpose of annually transferring the following amounts:

5 **SECTION 496.** 20.505 (8) (hm) 8g. of the statutes is repealed.

6 **SECTION 497.** 20.505 (8) (hm) 8i. of the statutes is repealed.

7 **SECTION 498.** 20.505 (8) (hm) 8k. of the statutes is repealed.

8 **SECTION 499.** 20.505 (8) (hm) 19n. of the statutes is created to read:

9 20.505 (8) (hm) 19n. The amount transferred to sub. (1) (kv) shall be the
10 amount in the schedule under sub. (1) (kv).

11 **SECTION 500.** 20.505 (8) (hm) 22. of the statutes is repealed.

12 **SECTION 501.** 20.505 (8) (hm) 26. of the statutes is created to read:

13 20.505 (8) (hm) 26. The amount transferred to sub. (1) (kk) shall be the amount
14 in the schedule under sub. (1) (kk).

15 **SECTION 502.** 20.505 (8) (hm) 27. of the statutes is created to read:

16 20.505 (8) (hm) 27. The amount transferred to sub. (1) (kw) shall be the amount
17 in the schedule under sub. (1) (kw).

18 **SECTION 503.** 20.505 (8) (hm) 28. of the statutes is created to read:

19 20.505 (8) (hm) 28. The amount transferred to s. 20.192 (1) (km) shall be the
20 amount in the schedule under s. 20.192 (1) (km).

21 **SECTION 504.** 20.505 (8) (hm) 29. of the statutes is created to read:

22 20.505 (8) (hm) 29. The amount transferred to s. 20.255 (2) (kg) shall be the
23 amount in the schedule under s. 20.255 (2) (kg).

24 **SECTION 505.** 20.505 (8) (j) and (jm) of the statutes are consolidated,
25 renumbered 20.505 (8) (jn) and amended to read:

1 20.505 (8) (jn) *General program operations; raffles and bingo*. The amounts in
2 the schedule for general program operations relating to raffles under subchs. II and
3 VIII of ch. 563 and bingo under subchs. II to VII of ch. 563. All moneys received by
4 the department of administration under ~~ss. 563.92 (2) and 563.98 (1g)~~ shall be
5 credited to this appropriation account. ~~(jm) *General program operations; bingo*~~. The
6 amounts in the schedule for general program operations relating to bingo under
7 subchs. II to VII of ch. 563. All moneys received by the department of administration
8 under ss. 563.055, 563.13 (4), 563.135, 563.16, 563.22 (2) and, 563.80, 563.92 (2), and
9 563.98 (1g) shall be credited to this appropriation account. Notwithstanding s.
10 20.001 (3) (a), the unencumbered balance of this appropriation account at the end of
11 each fiscal year shall be transferred to the lottery fund.

12 **SECTION 506.** 20.507 (1) (g) of the statutes is created to read:

13 20.507 (1) (g) *Payments in lieu of taxes*. The amounts in the schedule for
14 payments in lieu of property taxes under s. 24.62 (3). All amounts deducted from the
15 proceeds from the sale of timber or from incomes of trust funds under s. 24.62 (3) shall
16 be credited to this appropriation account.

17 **SECTION 507.** 20.507 (1) (h) of the statutes is amended to read:

18 20.507 (1) (h) *Trust lands and investments — general program operations*. The
19 amounts in the schedule for the general program operations of the board ~~, 24.61 (2)~~
20 ~~(e)~~,. All amounts deducted from the gross receipts of the appropriate funds as
21 provided under ss. 24.04, 24.09 (1) (bm), 24.53, and 24.62 (1), less amounts paid in
22 lieu of property taxes under s. 24.62 (3), shall be credited to this appropriation
23 account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance at the end of
24 each fiscal year shall be transferred to the trust funds, as defined under s. 24.60 (5).
25 The amount transferred to each trust fund, as defined under s. 24.60 (5), shall bear

1 the same proportion to the total amount transferred to the trust funds that the gross
2 receipts of that trust fund bears to the total gross receipts credited to this
3 appropriation account during that fiscal year.

4 **SECTION 508.** 20.507 (1) (i) of the statutes is created to read:

5 20.507 (1) (i) *Gifts and grants.* All moneys received from gifts and grants to
6 carry out the purposes for which made.

7 **SECTION 509.** 20.510 (1) (f) of the statutes is created to read:

8 20.510 (1) (f) *Local aids for special elections.* A sum sufficient to reimburse
9 counties and municipalities for certain special primary or election costs under s. 5.05
10 (11m).

11 **SECTION 510.** 20.510 (1) (g) of the statutes is amended to read:

12 20.510 (1) (g) *Recount fees.* ~~The amounts in the schedule All moneys received~~
13 ~~on account of recount petitions filed with the commission, to be apportioned to the~~
14 ~~commission and the county clerks or county board of election commissioners as~~
15 ~~prescribed in s. 9.01 (1) (ag). -All moneys received on account of recount petitions filed~~
16 ~~with the commission shall be credited to this appropriation account.~~

17 **SECTION 511.** 20.510 (1) (jn) of the statutes is created to read:

18 20.510 (1) (jn) *Election security and maintenance.* All moneys received from
19 requesters from the sales of copies of the official registration list for the purpose of
20 election security and maintenance of the statewide voter registration system.

21 **SECTION 512.** 20.515 (1) (gm) of the statutes is created to read:

22 20.515 (1) (gm) *Gifts and grants.* All moneys received from gifts, grants, and
23 bequests to carry out the purposes for which made or received. A gift, grant, or
24 bequest under this paragraph is not subject to approval by the joint committee on
25 finance under s. 20.907 (1).

1 **SECTION 513.** 20.515 (1) (x) of the statutes is created to read:

2 20.515 (1) (x) *Study of mandatory participation by school districts.* From
3 moneys credited to the public employee trust fund administrative account under s.
4 40.04 (2), biennially, the amounts in the schedule for a study of mandatory
5 participation by school districts in a group health insurance plan offered by the group
6 insurance board under 2021 Wisconsin Act ... (this act), section 9113 (5).

7 **SECTION 514.** 20.536 (1) (ka) of the statutes is amended to read:

8 20.536 (1) (ka) *General program operations; environmental improvement fund.*
9 All moneys received for providing services to the department of administration or the
10 department of natural resources in administering ss. 25.43, 281.58, 281.59, ~~281.60,~~
11 ~~281.61,~~ and 281.62 and s. 281.60, 2019 stats., for general program operations.

12 **SECTION 515.** 20.566 (1) (bn) of the statutes is created to read:

13 20.566 (1) (bn) *Administration and enforcement of marijuana tax and*
14 *regulation.* The amounts in the schedule for the purposes of administering the
15 marijuana tax imposed under subch. IV of ch. 139 and for the costs incurred in
16 enforcing the taxing and regulation of marijuana producers, marijuana processors,
17 and marijuana retailers under subch. IV of ch. 139.

18 **SECTION 516.** 20.566 (1) (g) of the statutes is amended to read:

19 20.566 (1) (g) *Administration of county and municipal sales and use taxes.*
20 From moneys received from the appropriation under s. 20.835 (4) (g), the amounts
21 in the schedule for the purpose of administering the county and municipal taxes
22 under subch. V of ch. 77. The balance of all taxes collected under subch. V of ch. 77,
23 after the distribution under s. 77.76 (3), shall be credited to this appropriation.
24 Notwithstanding s. 20.001 (3) (a), at the end of the fiscal year the unencumbered
25 balance of this appropriation account lapses to the general fund.

1 **SECTION 517.** 20.585 (1) (c) of the statutes is created to read:

2 20.585 (1) (c) *General program operations; general purpose revenue.* The
3 amounts in the schedule for the general program operations of the office of the state
4 treasurer.

5 **SECTION 518.** 20.835 (1) (fa) of the statutes is amended to read:

6 20.835 (1) (fa) *State aid; video service provider fee.* ~~The amounts in the schedule~~
7 A sum sufficient to make the state aid payments under s. 79.097.

8 **SECTION 519.** 20.835 (2) (eq) of the statutes is created to read:

9 20.835 (2) (eq) *Marijuana tax refunds.* A sum sufficient to pay refunds under
10 subchapter IV of chapter 139.

11 **SECTION 520.** 20.835 (4) (g) of the statutes is amended to read:

12 20.835 (4) (g) *County and municipal taxes.* All moneys received from the taxes
13 imposed under s. 77.70 for distribution to the counties and municipalities ~~that enact~~
14 ~~an ordinance~~ imposing taxes under that section and for interest payments on refunds
15 under s. 77.76 (3), except that 1.75 percent of those tax revenues collected under that
16 section shall be credited to the appropriation account under s. 20.566 (1) (g).

17 **SECTION 521.** 20.855 (4) (h) of the statutes is amended to read:

18 20.855 (4) (h) *Volkswagen settlement funds.* All moneys received from the
19 trustee of the settlement funds, as defined in s. 16.047 (1) (a), for the replacement of
20 vehicles in the state fleet under s. 16.047 (2) and for the grants under s. 16.047 (4m)
21 ~~and (4s).~~ No moneys may be expended from this appropriation after June 30, 2027.

22 **SECTION 522.** 20.866 (2) (s) (intro) of the statutes is amended to read:

23 20.866 (2) (s) *University of Wisconsin; academic facilities.* (intro.) From the
24 capital improvement fund, a sum sufficient for the board of regents of the University
25 of Wisconsin System to acquire, construct, develop, enlarge or improve university

1 academic educational facilities and facilities to support such facilities. The state may
2 contract public debt in an amount not to exceed \$2,552,521,100 for this purpose. The
3 state may contract additional public debt in an amount up to \$471,510,000 for this
4 purpose. The state may contract additional public debt in an amount up to
5 \$147,151,000 for this purpose. Of those amounts:

6 **SECTION 523.** 20.866 (2) (ta) of the statutes is amended to read:

7 20.866 (2) (ta) *Natural resources; Warren Knowles-Gaylord Nelson*
8 *stewardship 2000 program.* From the capital improvement fund a sum sufficient for
9 the Warren Knowles-Gaylord Nelson stewardship 2000 program under s. 23.0917.
10 The state may contract public debt in an amount not to exceed \$1,046,250,000
11 \$1,746,250,000 for this program. The state may contract additional public debt in
12 an amount up to \$42,600,000 for this program. Except as provided in s. 23.0917 (4g)
13 (b), (4m) (k), (5), (5g), and (5m), the amounts obligated, as defined in s. 23.0917 (1)
14 (e), under this paragraph may not exceed \$46,000,000 in fiscal year 2000-01, may
15 not exceed \$46,000,000 in fiscal year 2001-02, may not exceed \$60,000,000 in each
16 fiscal year beginning with fiscal year 2002-03 and ending with fiscal year 2009-10,
17 may not exceed \$86,000,000 in fiscal year 2010-11, may not exceed \$60,000,000 in
18 fiscal year 2011-12, may not exceed \$60,000,000 in fiscal year 2012-13, may not
19 exceed \$47,500,000 in fiscal year 2013-14, may not exceed \$54,500,000 in fiscal year
20 2014-15, and may not exceed \$33,250,000 in each fiscal year beginning with 2015-16
21 and ending with fiscal year 2021-22, and may not exceed \$70,000,000 in each fiscal
22 year beginning with 2022-23 and ending with 2031-32.

23 **SECTION 524.** 20.866 (2) (tf) of the statutes is amended to read:

24 20.866 (2) (tf) *Natural resources; nonpoint source.* From the capital
25 improvement fund, a sum sufficient for the department of natural resources to fund

1 nonpoint source water pollution abatement projects under s. 281.65 (4c) and (4e).
2 The state may contract public debt in an amount not to exceed \$44,050,000
3 \$57,050,000 for this purpose. ~~The state may contract additional public debt in an~~
4 ~~amount up to \$6,500,000 for this purpose.~~

5 **SECTION 525.** 20.866 (2) (th) of the statutes is amended to read:

6 20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing.* From
7 the capital improvement fund, a sum sufficient for the department of natural
8 resources to provide cost-sharing grants for urban nonpoint source water pollution
9 abatement and storm water management projects under s. 281.66, to provide
10 municipal flood control and riparian restoration cost-sharing grants under s.
11 281.665, and to make the grant under 2007 Wisconsin Act 20, section 9135 (1i). The
12 state may contract public debt in an amount not to exceed \$53,600,000 \$69,600,000
13 for this purpose. ~~The state may contract additional public debt in an amount up to~~
14 ~~\$4,000,000 for this purpose.~~ Of those amounts, \$500,000 is allocated in fiscal
15 biennium 2001-03 for dam rehabilitation grants under s. 31.387 and \$8,000,000 is
16 allocated in fiscal biennium 2021-23 for municipal flood control and riparian
17 restoration cost-sharing grants under s. 281.665.

18 **SECTION 526.** 20.866 (2) (ti) of the statutes is amended to read:

19 20.866 (2) (ti) *Natural resources; contaminated sediment removal.* From the
20 capital improvement fund, a sum sufficient for the department of natural resources
21 to fund removal of contaminated sediment under s. 281.87. The state may contract
22 public debt in an amount not to exceed \$32,000,000 \$61,000,000 for this purpose.
23 ~~The state may contract additional public debt in an amount up to \$4,000,000 for this~~
24 ~~purpose.~~

25 **SECTION 527.** 20.866 (2) (tx) of the statutes is amended to read:

1 20.866 (2) (tx) *Natural resources; dam safety projects.* From the capital
2 improvement fund, a sum sufficient for the department of natural resources to
3 provide financial assistance to counties, cities, villages, towns, and public inland
4 lake protection and rehabilitation districts for dam safety projects under s. 31.385.
5 The state may contract public debt in an amount not to exceed ~~\$25,500,000~~
6 \$35,500,000 for this purpose. ~~The state may contract additional public debt in an~~
7 ~~amount up to \$4,000,000 for this purpose.~~

8 **SECTION 528.** 20.866 (2) (usb) of the statutes is created to read:

9 20.866 (2) (usb) *Transportation, local road aids for critical infrastructure.*
10 From the capital improvement fund, a sum sufficient for the department of
11 transportation to provide grants for local road aids for critical infrastructure. The
12 state may contract public debt in an amount not to exceed \$15,000,000 for this
13 purpose.

14 **SECTION 529.** 20.866 (2) (usd) of the statutes is created to read:

15 20.866 (2) (usd) *Transportation, electric vehicle infrastructure.* From the
16 capital improvement fund, a sum sufficient for the department of transportation to
17 fund projects under the electric vehicle infrastructure program under s. 85.53. The
18 state may contract public debt in an amount not to exceed \$5,000,000 for this
19 purpose.

20 **SECTION 530.** 20.866 (2) (uup) 1. of the statutes is amended to read:

21 20.866 (2) (uup) 1. From the capital improvement fund, a sum sufficient for the
22 department of transportation to fund the Marquette interchange reconstruction
23 project under s. 84.014, as provided under s. 84.555, the reconstruction of the I 94
24 north-south corridor and the zoo interchange, as provided under s. 84.555 (1m), the
25 reconstruction of the I 94 east-west corridor, as provided under s. 84.555 (1m),

1 southeast Wisconsin freeway megaprojects under s. 84.0145, as provided under s.
2 84.555 (1m), and high-cost state highway bridge projects under s. 84.017, as
3 provided under s. 84.555 (1m). The state may contract public debt in an amount not
4 to exceed \$704,750,000 for these purposes. In addition, the state may contract public
5 debt in an amount not to exceed \$107,000,000 for the reconstruction of the Zoo
6 interchange and I 94 north-south corridor, as provided under s. 84.555 (1m), as
7 southeast Wisconsin freeway megaprojects under s. 84.0145, in an amount not to
8 exceed \$216,800,000 for high-cost state highway bridge projects under s. 84.017, as
9 provided under s. 84.555 (1m), and in an amount not to exceed \$300,000,000 for
10 southeast Wisconsin freeway megaprojects under s. 84.0145, as provided under s.
11 84.555 (1m), and in an amount not to exceed \$95,000,000 for the reconstruction of the
12 Zoo interchange, as provided under s. 84.555 (1m), as a southeast Wisconsin freeway
13 megaproject under s. 84.0145, and in an amount not to exceed \$40,000,000 for the
14 reconstruction of the I 94 east-west corridor, as provided under s. 84.555 (1m), as a
15 southeast Wisconsin freeway megaproject under s. 84.0145.

16 **SECTION 531.** 20.866 (2) (uut) of the statutes is amended to read:

17 20.866 (2) (uut) *Transportation; state highway rehabilitation, certain projects.*
18 From the capital improvement fund, a sum sufficient for the department of
19 transportation to fund state highway rehabilitation projects, as provided under s.
20 84.57. The state may contract public debt in an amount not to exceed \$141,000,000
21 \$419,500,000 for this purpose.

22 **SECTION 532.** 20.866 (2) (uuv) of the statutes is created to read:

23 20.866 (2) (uuv) *Transportation; design-build projects.* From the capital
24 improvement fund, a sum sufficient for the department of transportation to fund
25 design-build projects under s. 84.062 that are state highway rehabilitation projects,

1 major highway projects, or southeast Wisconsin freeway megaprojects. The state
2 may contract public debt in an amount not to exceed \$20,000,000 for this purpose.

3 **SECTION 533.** 20.866 (2) (uv) of the statutes is amended to read:

4 20.866 (2) (uv) *Transportation, harbor improvements.* From the capital
5 improvement fund, a sum sufficient for the department of transportation to provide
6 grants for harbor improvements. The state may contract public debt in an amount
7 not to exceed ~~\$120,000,000~~ \$167,300,000 for this purpose. ~~The state may contract~~
8 ~~additional public debt in an amount up to \$32,000,000 for this purpose.~~

9 **SECTION 534.** 20.866 (2) (uw) of the statutes is amended to read:

10 20.866 (2) (uw) *Transportation; rail acquisitions and improvements and*
11 *intermodal freight facilities.* From the capital improvement fund, a sum sufficient
12 for the department of transportation to acquire railroad property under ss. 85.08 (2)
13 (L) and 85.09; to provide grants and loans for rail property acquisitions and
14 improvements under s. 85.08 (4m) (c) and (d); and to provide intermodal freight
15 facilities grants under s. 85.093. The state may contract public debt in an amount
16 not to exceed ~~\$250,300,000~~ \$300,300,000 for these purposes. ~~The state may contract~~
17 ~~additional public debt in an amount up to \$30,000,000 for these purposes.~~

18 **SECTION 535.** 20.866 (2) (we) of the statutes is amended to read:

19 20.866 (2) (we) *Agriculture; soil and water.* From the capital improvement
20 fund, a sum sufficient for the department of agriculture, trade and consumer
21 protection to provide for soil and water resource management under s. 92.14. The
22 state may contract public debt in an amount not to exceed ~~\$68,075,000~~ \$82,075,000
23 for this purpose. ~~The state may contract additional public debt in an amount up to~~
24 ~~\$7,000,000 for this purpose.~~

25 **SECTION 536.** 20.866 (2) (xm) of the statutes is amended to read:

1 20.866 (2) (xm) *Building commission; refunding tax-supported and*
2 *self-amortizing general obligation debt.* From the capital improvement fund, a sum
3 sufficient to refund the whole or any part of any unpaid indebtedness used to finance
4 tax-supported or self-amortizing facilities. In addition to the amount that may be
5 contracted under par. (xe), the state may contract public debt in an amount not to
6 exceed ~~\$7,510,000,000~~ \$9,510,000,000 for this purpose. Such indebtedness shall be
7 construed to include any premium and interest payable with respect thereto. Debt
8 incurred by this paragraph shall be repaid under the appropriations providing for
9 the retirement of public debt incurred for tax-supported and self-amortizing
10 facilities in proportional amounts to the purposes for which the debt was refinanced.
11 No moneys may be expended under this paragraph unless the true interest costs to
12 the state can be reduced by the expenditure.

13 **SECTION 537.** 20.866 (2) (z) (intro.) of the statutes is amended to read:

14 20.866 (2) (z) *Building commission; other public purposes.* (intro.) From the
15 capital improvement fund, a sum sufficient to the building commission for relocation
16 assistance and capital improvements for other public purposes authorized by law but
17 not otherwise specified in this chapter. The state may contract public debt in an
18 amount not to exceed \$2,677,933,400 for this purpose. The state may contract
19 additional public debt in an amount up to \$277,485,800 for this purpose. The state
20 may contract additional public debt in an amount up to \$125,000,000 for this
21 purpose. Of those amounts:

22 **SECTION 538.** 20.866 (2) (z) 5. of the statutes is created to read:

23 20.866 (2) (z) 5. An amount equal to \$125,000,000 is allocated for use under s.
24 196.504 (2) (a).

25 **SECTION 539.** 20.921 (1) (a) 2. of the statutes is amended to read:

1 20.921 (1) (a) 2. If the state employee is a public safety employee under s. 111.81
2 (15r) or is in a collective bargaining unit containing a frontline worker under s. 111.81
3 (9b), payment of dues to employee organizations.

4 **SECTION 540.** 20.923 (4) (c) 1s. of the statutes is created to read:

5 20.923 (4) (c) 1s. Administration, department of: chief resiliency officer.

6 **SECTION 541.** 20.923 (4) (c) 1t. of the statutes is created to read:

7 20.923 (4) (c) 1t. Administration, department of: director of the office of
8 environmental justice.

9 **SECTION 542.** 20.923 (4) (c) 7. of the statutes is created to read:

10 20.923 (4) (c) 7. Administration, department of: director of Native American
11 affairs.

12 **SECTION 543.** 20.923 (4) (d) 2. of the statutes is created to read:

13 20.923 (4) (d) 2. Administration, department of: chief equity officer.

14 **SECTION 544.** 20.923 (4) (d) 3. of the statutes is created to read:

15 20.923 (4) (d) 3. Administration, department of; office of digital
16 transformation: director.

17 **SECTION 545.** 20.923 (4) (e) 5m. of the statutes is renumbered 20.923 (4) (f) 6n.

18 **SECTION 546.** 20.923 (6) (as) of the statutes is amended to read:

19 20.923 (6) (as) Each elective executive officer other than the state treasurer,
20 ~~secretary of state~~, attorney general, and superintendent of public instruction: a
21 deputy or assistant.

22 **SECTION 547.** 20.923 (8) of the statutes is amended to read:

23 20.923 (8) DEPUTIES. Salaries for deputies appointed pursuant to ss. 13.94 (3)
24 (b), 15.04 (2), and 551.601 (1) shall be set by the appointing authority. The salary,
25 other than the salary of the deputy secretary of the department of employee trust

1 funds, shall not exceed the maximum of the salary range one range below the salary
2 range of the executive salary group to which the department or agency head is
3 assigned. The assistant secretary of state and associate director of the historical
4 society shall be treated as an unclassified deputy deputies for pay purposes under
5 this subsection. The salary of the deputy director of the office of business
6 development in the department of administration is assigned to executive salary
7 group 2.

8 **SECTION 548.** 20.9275 (2) (intro.) of the statutes is amended to read:

9 20.9275 (2) (intro.) No state agency or local governmental unit may authorize
10 payment of funds of this state, of any local governmental unit or, subject to sub. (3m),
11 of federal funds passing through the state treasury as a grant, subsidy or other
12 funding that wholly or partially or directly or indirectly involves pregnancy
13 programs, projects or services, that is a grant, subsidy or other funding under s.
14 48.481, 48.487, ~~48.545~~, 253.05, 253.07, 253.08, or 253.085 or 42 USC 701 to 710, if
15 any of the following applies:

16 **SECTION 549.** 20.9315 of the statutes is created to read:

17 **20.9315 False claims; actions by or on behalf of state. (1)** In this section:

18 (b) "Claim" means any request or demand, whether under a contract or
19 otherwise, for money or property and whether the state has title to the money or
20 property, that is presented to an officer, employee, agent, or other representative of
21 the state or to a contractor, grantee, or other person if the money or property is to be
22 spent or used on the state's behalf or to advance a state program or interest, and if
23 the state provides any portion of the money or property which is requested or
24 demanded, or if the state will reimburse directly or indirectly such contractor,
25 grantee, or other person for any portion of the money or property which is requested

1 or demanded. “Claim” includes a request or demand for services from a state agency
2 or as part of a state program. “Claim” does not include requests or demands for
3 money or property that the state has paid to an individual as compensation for state
4 employment or as an income subsidy with no restriction on that individual’s use of
5 the money or property.

6 (d) “Knowingly” means, with respect to information, having actual knowledge
7 of the information, acting in deliberate ignorance of the truth or falsity of the
8 information, or acting in reckless disregard of the truth or falsity of the information.
9 “Knowingly” does not mean specifically intending to defraud.

10 (de) “Material” means having a natural tendency to influence, or be capable of
11 influencing, the payment or receipt of money or property or the receipt of services.

12 (dm) “Medical assistance” has the meaning given under s. 49.43 (8).

13 (dr) “Obligation” has the meaning given in 31 USC 3729 (b) (3).

14 (dt) “Original source” has the meaning given in 31 USC 3730 (e) (4) (B).

15 (e) “Proceeds” includes damages, civil penalties, surcharges, payments for costs
16 of compliance, and any other economic benefit realized by this state as a result of an
17 action or settlement of a claim.

18 **(2)** Except as provided in sub. (3), any person who does any of the following is
19 liable to this state for 3 times the amount of the damages that were sustained by the
20 state or would have been sustained by the state, whichever is greater, because of the
21 actions of the person, and shall forfeit, for each violation, an amount within the range
22 specified under 31 USC 3729 (a):

23 (a) Knowingly presents or causes to be presented a false or fraudulent claim
24 to a state agency, including a false or fraudulent claim for medical assistance.

1 (b) Knowingly makes, uses, or causes to be made or used, a false record or
2 statement material to a false or fraudulent claim to a state agency, including a false
3 or fraudulent claim for medical assistance.

4 (dg) Knowingly makes, uses, or causes to be made or used, a false record or
5 statement material to an obligation to pay or transmit money or property to the
6 Medical Assistance program, or knowingly conceals or knowingly and improperly
7 avoids or decreases an obligation to pay or transmit money or property to the Medical
8 Assistance program.

9 (dm) Knowingly makes, uses, or causes to be made or used a false record or
10 statement material to an obligation to pay or transmit money or property to a state
11 agency, or knowingly conceals or knowingly and improperly avoids or decreases an
12 obligation to pay or transmit money or property to a state agency.

13 (dr) Conspires to commit a violation under par. (a), (b), (dg), or (dm).

14 **(3)** The court may assess against a person who violates sub. (2) not less than
15 2 nor more than 3 times the amount of the damages sustained by the state because
16 of the acts of the person, and shall not assess any forfeiture, if the court finds all of
17 the following:

18 (a) The person who commits the acts furnished the attorney general with all
19 information known to the person about the acts within 30 days after the date on
20 which the person obtained the information.

21 (b) The person fully cooperated with any investigation of the acts by this state.

22 (c) At the time that the person furnished the attorney general with information
23 concerning the acts, no criminal prosecution or civil or administrative enforcement
24 action had been commenced with respect to any such act, and the person did not have
25 actual knowledge of the existence of any investigation into any such act.

1 (5) (a) Except as provided in subs. (10) and (12), any person may bring a civil
2 action as a qui tam plaintiff against a person who commits an act in violation of sub.
3 (2) for the person and the state in the name of the state.

4 (b) The plaintiff shall serve upon the attorney general a copy of the complaint
5 and documents disclosing substantially all material evidence and information that
6 the person possesses. The plaintiff shall file a copy of the complaint with the court
7 for inspection in camera. Except as provided in par. (c), the complaint shall remain
8 under seal for a period of 60 days from the date of filing, and shall not be served upon
9 the defendant until the court so orders. Within 60 days from the date of service upon
10 the attorney general of the complaint, evidence, and information under this
11 paragraph, the attorney general may intervene in the action.

12 (bm) Any complaint filed by the state in intervention, whether filed separately
13 or as an amendment to the qui tam plaintiff's complaint, shall relate back to the filing
14 date of the qui tam plaintiff's complaint, to the extent that the state's claim arises
15 out of the conduct, transactions, or occurrences set forth, or attempted to be set forth,
16 in the qui tam plaintiff's complaint.

17 (c) The attorney general may, for good cause shown, move the court for one or
18 more extensions of the period during which a complaint in an action under this
19 subsection remains under seal.

20 (d) Before the expiration of the period during which the complaint remains
21 under seal, the attorney general shall do one of the following:

22 1. Proceed with the action or an alternate remedy under sub. (10), in which case
23 the action or proceeding under sub. (10) shall be prosecuted by the state.

24 2. Notify the court that he or she declines to proceed with the action, in which
25 case the person bringing the action may proceed with the action.

1 (e) If a person brings a valid action under this subsection, no person other than
2 the state may intervene or bring a related action while the original action is pending
3 based upon the same facts underlying the pending action.

4 (f) In any action or other proceeding under sub. (10) brought under this
5 subsection, the plaintiff is required to prove all essential elements of the cause of
6 action or complaint, including damages, by a preponderance of the evidence.

7 **(6)** If the state proceeds with an action under sub. (5) or an alternate remedy
8 under sub. (10), the state has primary responsibility for prosecuting the action or
9 proceeding under sub. (10). The state is not bound by any act of the person bringing
10 the action, but that person has the right to continue as a party to the action.

11 **(7)** (b) With the approval of the governor, the attorney general may compromise
12 and settle an action under sub. (5) or an administrative proceeding under sub. (10)
13 to which the state is a party, notwithstanding objection of the person bringing the
14 action, if the court determines, after affording to the person bringing the action the
15 right to a hearing at which the person is afforded the opportunity to present evidence
16 in opposition to the proposed settlement, that the proposed settlement is fair,
17 adequate, and reasonable considering the relevant circumstances pertaining to the
18 violation.

19 (c) Upon a showing by the state that unrestricted participation in the
20 prosecution of an action under sub. (5) or an alternate proceeding to which the state
21 is a party by the person bringing the action would interfere with or unduly delay the
22 prosecution of the action or proceeding, or would result in consideration of
23 repetitious or irrelevant evidence or evidence presented for purposes of harassment,
24 the court may limit the person's participation in the prosecution, such as:

- 25 1. Limiting the number of witnesses that the person may call.

- 1 2. Limiting the length of the testimony of the witnesses.
- 2 3. Limiting the cross-examination of witnesses by the person.
- 3 4. Otherwise limiting the participation by the person in the prosecution of the
- 4 action or proceeding.

5 (d) Upon showing by a defendant that unrestricted participation in the
6 prosecution of an action under sub. (5) or alternate proceeding under sub. (10) to
7 which the state is a party by the person bringing the action would result in
8 harassment or would cause the defendant undue burden or unnecessary expense, the
9 court may limit the person's participation in the prosecution.

10 **(8)** Except as provided in sub. (7), if the state elects not to participate in an
11 action filed under sub. (5), the person bringing the action may prosecute the action.
12 If the attorney general so requests, the attorney general shall, at the state's expense,
13 be served with copies of all pleadings and deposition transcripts in the action. If the
14 person bringing the action initiates prosecution of the action, the court, without
15 limiting the status and rights of that person, may permit the state to intervene at a
16 later date upon showing by the state of good cause for the proposed intervention.

17 **(9)** Whether or not the state participates in an action under sub. (5), upon
18 showing in camera by the attorney general that discovery by the person bringing the
19 action would interfere with the state's ongoing investigation or prosecution of a
20 criminal or civil matter arising out of the same facts as the facts upon which the
21 action is based, the court may stay such discovery in whole or in part for a period of
22 not more than 60 days. The court may extend the period of any such stay upon
23 further showing in camera by the attorney general that the state has pursued the
24 criminal or civil investigation of the matter with reasonable diligence and the

1 proposed discovery in the action brought under sub. (5) will interfere with the
2 ongoing criminal or civil investigation or prosecution.

3 **(10)** The attorney general may pursue a claim relating to an alleged violation
4 of sub. (2) through an alternate remedy available to the state or any state agency,
5 including an administrative proceeding to assess a civil forfeiture. If the attorney
6 general elects any such alternate remedy, the attorney general shall serve timely
7 notice of his or her election upon the person bringing the action under sub. (5), and
8 that person has the same rights in the alternate venue as the person would have had
9 if the action had continued under sub. (5). Any finding of fact or conclusion of law
10 made by a court or by a state agency in the alternate venue that has become final is
11 conclusive upon all parties named in an action under sub. (5). For purposes of this
12 subsection, a finding or conclusion is final if it has been finally determined on appeal,
13 if all time for filing an appeal or petition for review with respect to the finding or
14 conclusion has expired, or if the finding or conclusion is not subject to judicial review.

15 **(11)** (a) Except as provided in pars. (b) and (e), if the state proceeds with an
16 action brought by a person under sub. (5) or the state pursues an alternate remedy
17 relating to the same acts under sub. (10), the person who brings the action shall
18 receive at least 15 percent but not more than 25 percent of the proceeds of the action
19 or settlement of the claim, depending upon the extent to which the person
20 contributed to the prosecution of the action or claim.

21 (b) Except as provided in par. (e), if an action or claim is one in which the court
22 or other adjudicator finds to be based primarily upon disclosures of specific
23 information not provided by the person who brings an action under sub. (5) relating
24 to allegations or transactions specifically in a criminal, civil, or administrative
25 hearing, or in a legislative or administrative report, hearing, audit, or investigation,

1 or report made by the news media, the court or other adjudicator may award such
2 amount as it considers appropriate, but not more than 10 percent of the proceeds of
3 the action or settlement of the claim, depending upon the significance of the
4 information and the role of the person bringing the action in advancing the
5 prosecution of the action or claim.

6 (c) Except as provided in par. (e), in addition to any amount received under par.
7 (a) or (b), a person bringing an action under sub. (5) shall be awarded his or her
8 reasonable expenses necessarily incurred in bringing the action together with the
9 person's costs and reasonable actual attorney fees. The court or other adjudicator
10 shall assess any award under this paragraph against the defendant.

11 (d) Except as provided in par. (e), if the state does not proceed with an action
12 or an alternate proceeding under sub. (10), the person bringing the action shall
13 receive an amount that the court decides is reasonable for collection of the civil
14 penalty and damages. The amount shall be not less than 25 percent and not more
15 than 30 percent of the proceeds of the action and shall be paid from the proceeds. In
16 addition, the person shall be paid his or her expenses, costs, and fees under par. (c).

17 (e) Whether or not the state proceeds with the action or an alternate proceeding
18 under sub. (10), if the court or other adjudicator finds that an action under sub. (5)
19 was brought by a person who planned or initiated the violation upon which the action
20 or proceeding is based, then the court may, to the extent that the court considers
21 appropriate, reduce the share of the proceeds of the action that the person would
22 otherwise receive under par. (a), (b), or (d), taking into account the role of that person
23 in advancing the prosecution of the action or claim and any other relevant
24 circumstance pertaining to the violation, except that if the person bringing the action
25 is convicted of criminal conduct arising from his or her role in a violation of sub. (2),

1 the court or other adjudicator shall dismiss the person as a party and the person shall
2 not receive any share of the proceeds of the action or claim or any expenses, costs, and
3 fees under par. (c).

4 **(12)** Except if the action is brought by the attorney general or the person
5 bringing the action is an original source of the information, the court shall dismiss
6 an action or claim under this section, unless opposed by the state, if substantially the
7 same allegations or transactions as alleged in the action or claim were publicly
8 disclosed in any of the following ways:

9 (a) In a federal criminal, civil, or administrative hearing in which the state or
10 its agent is a party.

11 (b) In a congressional, government accountability office, or other federal report,
12 hearing, audit, or investigation.

13 (c) From the news media.

14 **(13)** The state is not liable for any expenses incurred by a private person in
15 bringing an action under sub. (5).

16 **(14)** Any employee, contractor, or agent who is discharged, demoted,
17 suspended, threatened, harassed, or in any other manner discriminated against in
18 the terms and conditions of employment because of lawful actions taken by the
19 employee, contractor, agent, or by others in furtherance of an action or claim filed
20 under this section or on behalf of the employee, contractor, or agent, including
21 investigation for, initiation of, testimony for, or assistance in an action or claim filed
22 or to be filed under sub. (5) is entitled to all necessary relief to make the employee,
23 contractor, or agent whole. Such relief shall in each case include reinstatement with
24 the same seniority status that the employee, contractor, or agent would have had but
25 for the discrimination, 2 times the amount of back pay, interest on the back pay at

1 the legal rate, and compensation for any special damages sustained as a result of the
2 discrimination, including costs and reasonable attorney fees. An employee,
3 contractor, or agent may bring an action to obtain the relief to which the employee,
4 contractor, or agent is entitled under this subsection within 3 years after the date the
5 retaliation occurred.

6 (15) A civil action may be brought based upon acts occurring prior to the
7 effective date of this subsection [LRB inserts date], if the action is brought within
8 the period specified in s. 893.9815.

9 (16) A judgment of guilty entered against a defendant in a criminal action in
10 which the defendant is charged with fraud or making false statements estops the
11 defendant from denying the essential elements of the offense in any action under sub.
12 (5) that involves the same elements as in the criminal action.

13 (17) The remedies provided for under this section are in addition to any other
14 remedies provided for under any other law or available under the common law.

15 (18) This section shall be liberally construed and applied to promote the public
16 interest and to effect the congressional intent in enacting 31 USC 3729 to 3733, as
17 reflected in the act and the legislative history of the act.

18 **SECTION 550.** 20.940 of the statutes is repealed.

19 **SECTION 551.** 23.09 (2) (d) (intro.) of the statutes is amended to read:

20 23.09 (2) (d) *Lands, acquisition.* (intro.) Acquire by purchase, lease or
21 agreement, and receive by gifts or devise, lands or waters suitable for the purposes
22 enumerated in this paragraph, and maintain such lands and waters for such
23 purposes; and, ~~except for the purpose specified under subd. 12.,~~ may condemn lands
24 or waters suitable for such purposes after obtaining approval of the appropriate

1 standing committees of each house of the legislature as determined by the presiding
2 officer thereof:

3 **SECTION 552.** 23.0915 (2c) (d) of the statutes is amended to read:

4 23.0915 (2c) (d) No moneys may be committed for expenditure from the
5 appropriation under s. 20.866 (2) (tz) after June 30, ~~2022~~ 2032.

6 **SECTION 553.** 23.0916 (2) (am) of the statutes is amended to read:

7 23.0916 (2) (am) *Later acquisitions.* Except as provided in par. (b) ~~or (e)~~ and
8 sub. (4), any person receiving a stewardship grant on or after July 1, 2011, that will
9 be used to acquire land in fee simple or to acquire an easement on former managed
10 forest land shall permit public access to the land for nature-based outdoor activities.

11 **SECTION 554.** 23.0916 (2) (b) (intro.) of the statutes is amended to read:

12 23.0916 (2) (b) *Authority to prohibit access; earlier acquisitions; trails.* (intro.)
13 ~~Except as provided in par. (e), the~~ The person receiving a stewardship grant subject
14 to par. (a) or (am) may prohibit public access for one or more nature-based outdoor
15 activities only if the natural resources board determines that it is necessary to do so
16 in order to do any of the following:

17 **SECTION 555.** 23.0916 (2) (c) of the statutes is repealed.

18 **SECTION 556.** 23.0916 (3m) (a) of the statutes is amended to read:

19 23.0916 (3m) (a) Except as provided in par. (b), a determination by the natural
20 resources board under sub. (2) (b) ~~or (e)~~ or (3) (b) or (c) with regard to public access
21 on land or an easement requires 4 or more members of the natural resources board
22 to concur in that determination if the land or easement was acquired on or after April
23 17, 2012.

24 **SECTION 557.** 23.0916 (5) (b) of the statutes is amended to read:

1 23.0916 (5) (b) A process for the review of determinations made under subs. (2)
2 (b) ~~or (e)~~ and (3) (b) or (c).

3 **SECTION 558.** 23.09165 (2) (title) and (ac) of the statutes are consolidated and
4 renumbered 23.09165 (2).

5 **SECTION 559.** 23.09165 (2) (bc) of the statutes is repealed.

6 **SECTION 560.** 23.0917 (3) (a) of the statutes is amended to read:

7 23.0917 (3) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
8 ~~2021-22~~ 2031-32, the department may obligate moneys under the subprogram for
9 land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and
10 grants for these purposes under ~~s. ss. 23.0953 and~~ 23.096, except as provided under
11 ~~ss. par. (b) and ss. 23.0953 (2) (a), 23.197 (2m), (3m) (b), (7m), and (8), and 23.198 (1)~~
12 (a).

13 **SECTION 561.** 23.0917 (3) (b) of the statutes is amended to read:

14 23.0917 (3) (b) In obligating moneys under the subprogram for land
15 acquisition, the department shall set aside in each fiscal year \$1,000,000 that may
16 be obligated only for the department to acquire, develop, or maintain land for the ice
17 age trail. ~~The or for grants under s. 23.0961. Except as provided under sub. (5g) (ag),~~
18 the period of time during which the moneys shall be set aside in each fiscal year shall
19 begin on the July 1 of the fiscal year and end on the June 30 of the same fiscal year.

20 **SECTION 562.** 23.0917 (3) (bm) of the statutes is amended to read:

21 23.0917 (3) (bm) During the period beginning with fiscal year 2001-02 and
22 ending with fiscal year ~~2021-22~~ 2031-32, in obligating money under the subprogram
23 for land acquisition, the department shall set aside not less than a total of \$2,000,000
24 that may be obligated only to provide matching funds for grants awarded to the
25 department for the purchase of land or easements under 16 USC 2103c.

1 **SECTION 563.** 23.0917 (3) (br) 3. of the statutes is created to read:

2 23.0917 (3) (br) 3. For each fiscal year beginning with 2022-23 and ending with
3 2031-32, \$10,000,000.

4 **SECTION 564.** 23.0917 (3) (bt) 3. of the statutes is created to read:

5 23.0917 (3) (bt) 3. For each fiscal year beginning with 2022-23 and ending with
6 fiscal year 2031-32, \$10,000,000.

7 **SECTION 565.** 23.0917 (3) (bw) of the statutes is amended to read:

8 23.0917 (3) (bw) In obligating moneys under the subprogram for land
9 acquisition, the department shall set aside \$5,000,000 for each fiscal year beginning
10 with 2015-16 and ending with ~~2021-22~~ 2031-32 to be obligated only to provide
11 grants to counties under s. 23.0953.

12 **SECTION 566.** 23.0917 (3) (bx) of the statutes is created to read:

13 23.0917 (3) (bx) Beginning with fiscal year 2022-23 and ending with fiscal year
14 2025-26, in obligating money under the subprogram for land acquisition, the
15 department shall set aside \$1,000,000 in each fiscal year that may be obligated only
16 to acquire land from the board of commissioners of public lands under s. 24.59 (1) and
17 for grants under s. 23.0953.

18 **SECTION 567.** 23.0917 (3) (dm) 8. of the statutes is created to read:

19 23.0917 (3) (dm) 8. For each fiscal year beginning with 2022-23 and ending
20 with fiscal year 2025-26, \$26,000,000.

21 **SECTION 568.** 23.0917 (3) (dm) 9. of the statutes is created to read:

22 23.0917 (3) (dm) 9. For each fiscal year beginning with 2026-27 and ending
23 with fiscal year 2031-32, \$25,000,000.

24 **SECTION 569.** 23.0917 (4) (a) of the statutes is amended to read:

1 23.0917 (4) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
2 ~~2021-22~~ 2031-32, the department may obligate moneys under the subprogram for
3 property development and local assistance. Moneys obligated under this
4 subprogram may be only used for nature-based outdoor recreation, except as
5 provided under par. (cm).

6 **SECTION 570.** 23.0917 (4) (c) 5. of the statutes is repealed.

7 **SECTION 571.** 23.0917 (4) (d) 1m. f. of the statutes is created to read:

8 23.0917 (4) (d) 1m. f. For each fiscal year beginning with 2022-23 and ending
9 with fiscal year 2025-26, \$41,000,000.

10 **SECTION 572.** 23.0917 (4) (d) 1m. g. of the statutes is created to read:

11 23.0917 (4) (d) 1m. g. For each fiscal year beginning with 2026-27 and ending
12 with fiscal year 2031-32, \$42,000,000.

13 **SECTION 573.** 23.0917 (4) (d) 2. of the statutes is renumbered 23.0917 (4) (d) 2.
14 (intro.) and amended to read:

15 23.0917 (4) (d) 2. (intro.) ~~Beginning with fiscal year 2000-01 and ending with~~
16 ~~fiscal year 2009-10, the~~ The department may obligate not more than \$8,000,000 in
17 each fiscal year the following amounts for local assistance.;

18 **SECTION 574.** 23.0917 (4) (d) 2. a. of the statutes is created to read:

19 23.0917 (4) (d) 2. a. Beginning with fiscal year 2000-01 and ending with fiscal
20 year 2009-10, \$8,000,000.

21 **SECTION 575.** 23.0917 (4) (d) 2n. of the statutes is renumbered 23.0917 (4) (d)
22 2. b. and amended to read:

23 23.0917 (4) (d) 2. b. For fiscal year 2010-11, ~~the department may obligate not~~
24 ~~more than~~ \$11,500,000 for local assistance.

1 **SECTION 576.** 23.0917 (4) (d) 2p. of the statutes is renumbered 23.0917 (4) (d)

2 2. c. and amended to read:

3 23.0917 (4) (d) 2. c. In fiscal years 2011-2012 and 2012-13, ~~the department~~
4 ~~may obligate not more than \$8,000,000 in each fiscal year for local assistance.~~

5 **SECTION 577.** 23.0917 (4) (d) 2r. of the statutes is renumbered 23.0917 (4) (d)
6 2r. (intro.) and amended to read:

7 23.0917 (4) (d) 2r. (intro.) ~~Beginning with fiscal year 2013-14 and ending with~~
8 ~~fiscal year 2021-22, the~~ The department shall obligate \$6,000,000 in each fiscal year
9 the following amounts for local assistance.;

10 **SECTION 578.** 23.0917 (4) (d) 2r. a. of the statutes is created to read:

11 23.0917 (4) (d) 2r. a. Beginning with fiscal year 2013-14 and ending with fiscal
12 year 2021-22, \$6,000,000.

13 **SECTION 579.** 23.0917 (4) (d) 2r. b. of the statutes is created to read:

14 23.0917 (4) (d) 2r. b. Beginning with fiscal year 2022-23 and ending with fiscal
15 year 2031-32, \$18,000,000.

16 **SECTION 580.** 23.0917 (4) (d) 3. c. of the statutes is created to read:

17 23.0917 (4) (d) 3. c. Beginning with fiscal year 2022-23 and ending with fiscal
18 year 2025-26, \$22,000,000.

19 **SECTION 581.** 23.0917 (4) (d) 3. d. of the statutes is created to read:

20 23.0917 (4) (d) 3. d. Beginning with fiscal year 2026-27 and ending with fiscal
21 year 2031-32, \$23,000,000.

22 **SECTION 582.** 23.0917 (4) (e) of the statutes is created to read:

23 23.0917 (4) (e) During the period beginning with fiscal year 2022-23 and
24 ending with fiscal year 2031-32, in obligating money under the subprogram for
25 property development and local assistance, the department shall set aside not less

1 than a total of \$1,000,000 in each fiscal year that may be obligated only for grants
2 under s. 23.098.

3 **SECTION 583.** 23.0917 (4j) (b) of the statutes is renumbered 23.0917 (4j) (b)
4 (intro.) and amended to read:

5 23.0917 (4j) (b) (intro.) ~~For fiscal year 2007-08, the~~ The department may not
6 obligate more than \$1,500,000 the following amounts for cost-sharing with local
7 governmental units for recreational boating projects under s. 30.92. ~~For each fiscal~~
8 ~~year beginning with fiscal year 2008-09 and ending with fiscal year 2021-22, the~~
9 ~~department may not obligate more than \$2,500,000 for cost-sharing with local~~
10 ~~governmental units for recreational boating projects under s. 30.92.:~~

11 **SECTION 584.** 23.0917 (4j) (b) 1., 2. and 3. of the statutes are created to read:

12 23.0917 (4j) (b) 1. For fiscal year 2007-08, \$1,500,000.

13 2. For each fiscal year beginning with fiscal year 2008-09 and ending with
14 fiscal year 2021-22, \$2,500,000.

15 3. For each fiscal year beginning with fiscal year 2022-23 and ending with
16 fiscal year 2031-32, \$3,000,000.

17 **SECTION 585.** 23.0917 (5g) (ag) of the statutes is created to read:

18 23.0917 (5g) (ag) 1. Except as provided in par. (b), if for each of the fiscal years
19 2022-23, 2024-25, 2026-27, 2028-29, and 2030-31 the department obligates an
20 amount from the moneys appropriated under s. 20.866 (2) (ta) for a subprogram
21 under sub. (3), (4), or (4j) that is less than the annual bonding authority under that
22 subprogram for that fiscal year, the department may obligate the unobligated
23 amount in the next fiscal year but only for the purpose for which it was authorized
24 under that subprogram.

1 2. Except as provided in par. (b), if for each of the fiscal years 2023–24, 2025–26,
2 2027–28, 2029–30, and 2031–32 the department obligates an amount from the
3 moneys appropriated under s. 20.866 (2) (ta) for a subprogram under sub. (3), (4), or
4 (4j) that is less than the annual bonding authority under that subprogram for that
5 fiscal year plus any unobligated amount from the prior fiscal year under subd. 1., the
6 department may obligate those unobligated amounts in any subsequent fiscal year
7 ending with fiscal year 2031–32, but only for the purposes authorized in sub. (4) (c)
8 1. and 2.

9 **SECTION 586.** 23.0917 (5g) (b) of the statutes is renumbered 23.0917 (5g) (b) 1.
10 and amended to read:

11 23.0917 (5g) (b) 1. If in a given fiscal year beginning with fiscal year 2013–14
12 and ending with fiscal year 2021–22 the amount that the department obligates from
13 the moneys appropriated under s. 20.866 (2) (ta) to provide grants to nonprofit
14 conservation organizations under s. 23.096 is less than the amount set aside for that
15 purpose under sub. (3) (br) in that fiscal year, the department may obligate the
16 unobligated amount in the next fiscal year but only for the purpose of awarding a
17 grant under s. 23.0953 to a county for the acquisition of land for a county forest under
18 s. 28.11.

19 **SECTION 587.** 23.0917 (5g) (b) 2. and 3. of the statutes are created to read:

20 23.0917 (5g) (b) 2. If for any of the fiscal years 2022–23, 2024–25, 2026–27,
21 2028–29, and 2030–31 the amount that the department obligates from the moneys
22 appropriated under s. 20.866 (2) (ta) to provide grants to nonprofit conservation
23 organizations under s. 23.096 is less than the amount set aside for that purpose
24 under sub. (3) (br) in that fiscal year, the department may obligate the unobligated
25 amount in the next fiscal year but only for local assistance under sub. (4).

1 3. If in fiscal years 2023-24, 2025-26, 2027-28, 2029-30, and 2031-32 the
2 department does not obligate the full unobligated amount from the prior fiscal year
3 under subd. 2., the department may obligate that unobligated amount in any
4 subsequent fiscal year ending with fiscal year 2031-32, but only for the purposes
5 authorized in sub. (4) (c) 1. and 2.

6 **SECTION 588.** 23.0917 (6m) (c) of the statutes is amended to read:

7 23.0917 **(6m)** (c) The procedures under par. (a) apply only to an amount for a
8 project or activity that exceeds ~~\$250,000~~ \$500,000, except as provided in pars. (d),
9 and (dg), ~~(dm)~~, and ~~(dr)~~.

10 **SECTION 589.** 23.0917 (6m) (dm) (intro.) and 1. of the statutes are amended to
11 read:

12 23.0917 **(6m)** (dm) (intro.) The procedures under par. (a) apply to an amount
13 for a project or activity that is less than or equal to ~~\$250,000~~ \$500,000 if all of the
14 following apply:

15 1. The project or activity is so closely related to one or more other department
16 projects or activities for which the department has proposed to obligate or has
17 obligated moneys under s. 20.866 (2) (ta) that the projects or activities, if combined,
18 would constitute a larger project or activity that exceeds ~~\$250,000~~ \$500,000.

19 **SECTION 590.** 23.0917 (6m) (dr) of the statutes is repealed.

20 **SECTION 591.** 23.0917 (8) (f) 2. of the statutes is amended to read:

21 23.0917 **(8)** (f) 2. Beginning with fiscal year 2013-14 and ending with fiscal
22 year 2021-22, of the amount set aside for a given fiscal year under sub. (3) (bt), not
23 more than one-third of that amount may be obligated for the purpose of the
24 acquisition of land by the department.

25 **SECTION 592.** 23.0917 (12) of the statutes is amended to read:

1 23.0917 **(12)** EXPENDITURES AFTER 2032. No moneys may be obligated from the
2 appropriation under s. 20.866 (2) (ta) after June 30, ~~2022~~ 2032.

3 **SECTION 593.** 23.0953 (2) (a) (intro.) of the statutes is amended to read:

4 23.0953 **(2)** (a) (intro.) Beginning with fiscal year 2010-11 and ending with
5 fiscal year ~~2021-22~~ 2031-32, the department shall establish a grant program under
6 which the department may award a grant to a county for any of the following:

7 **SECTION 594.** 23.0953 (2) (a) 1. of the statutes is amended to read:

8 23.0953 **(2)** (a) 1. ~~Acquisition of land for~~ Land acquisition or for property
9 development or maintenance of a county forest under s. 28.11.

10 **SECTION 595.** 23.0953 (2) (a) 2. of the statutes is amended to read:

11 23.0953 **(2)** (a) 2. ~~Acquisition of land~~ Land acquisition, property development,
12 or maintenance for a project that promotes nature-based outdoor recreation or
13 conservation and for which the department is requesting the county's assistance.

14 **SECTION 596.** 23.0961 of the statutes is created to read:

15 **23.0961 Ice age trail grants. (1)** In this section, "nonprofit conservation
16 organization" has the meaning given in s. 23.0955 (1).

17 **(2)** The department may award grants from the appropriation under s. 20.866
18 (2) (ta) to nonprofit conservation organizations, counties, cities, villages, or towns to
19 acquire, develop, or maintain land for the ice age trail.

20 **(3)** Each nonprofit conservation organization receiving a grant under this
21 section shall provide matching funds that are equal to at least 50 percent of the cost
22 of the project for which a grant is being provided.

23 **(4)** For purposes of s. 23.0917, grants under this section shall be treated as
24 moneys obligated from the subprogram under s. 23.0917 (3).

25 **SECTION 597.** 23.0964 of the statutes is created to read:

1 **23.0964 Grants to acquire public lands.** The department may award
2 grants from the appropriation under s. 20.866 (2) (ta) to counties to acquire land from
3 the board of commissioners of public lands. Each county receiving a grant under this
4 section shall provide matching funds that are equal to at least 50 percent of the cost
5 of the project for which a grant is being provided. For purposes of s. 23.0917, grants
6 under this section shall be treated as moneys obligated from the subprogram under
7 s. 23.0917 (3).

8 **SECTION 598.** 23.097 (2) of the statutes is amended to read:

9 23.097 (2) The department shall promulgate rules establishing criteria for
10 awarding grants under this section. Using the procedure under s. 227.24, the
11 department may promulgate emergency rules to incorporate new priorities and
12 categories of grants and recipients under this section, and to increase the minimum
13 amount of a grant awarded under this section. Notwithstanding s. 227.24 (1) (a) and
14 (3), the department is not required to provide evidence that promulgating such an
15 emergency rule is necessary for the preservation of public peace, health, safety, or
16 welfare and is not required to provide a finding of emergency for such an emergency
17 rule.

18 **SECTION 599.** 23.098 (2) of the statutes is amended to read:

19 23.098 (2) The department shall establish a program to make grants from the
20 appropriations under s. 20.866 (2) (ta) and (tz) to friends groups and nonprofit
21 conservation organizations for projects for property development activities on
22 department properties. The department may not encumber more than \$250,000
23 \$1,000,000 in each fiscal year for these grants.

24 **SECTION 600.** 23.098 (4) (b) of the statutes is amended to read:

1 23.098 (4) (b) The department may not encumber more than ~~\$20,000~~ \$80,000
2 for grants under this section for a department property in each fiscal year.

3 **SECTION 601.** 23.199 of the statutes is created to read:

4 **23.199 Great Lakes erosion control revolving loan program.** (1) The
5 department shall administer a revolving loan program to assist municipalities and
6 owners of homes located on the shore of Lake Michigan or Lake Superior where the
7 structural integrity of municipal buildings or homes is threatened by erosion of the
8 shoreline.

9 (2) The department shall make loans under this section from the appropriation
10 under s. 20.370 (9) (pq).

11 (3) The department shall promulgate rules to administer this section,
12 including rules establishing eligibility criteria and income limitations for loans
13 under this section.

14 **SECTION 602.** 23.33 (2) (dm) 2. of the statutes is amended to read:

15 23.33 (2) (dm) 2. The fee for the issuance or renewal of a commercial all-terrain
16 vehicle and utility terrain vehicle certificate is \$90. Upon receipt of the application
17 through an online application system or on a form required by the department and
18 the fee required under this subdivision, the department shall issue to the applicant
19 a commercial all-terrain vehicle and utility terrain vehicle certificate and 3
20 registration decals. The fee for additional registration decals is \$30 per decal.

21 **SECTION 603.** 23.33 (2) (ig) 3. of the statutes is created to read:

22 23.33 (2) (ig) 3. Under either procedure under subd. 1., an agent may accept
23 an application by facilitating an online application for registration documents.

24 **SECTION 604.** 23.33 (2) (ir) of the statutes is amended to read:

1 23.33 (2) (ir) *Registration; supplemental fee.* In addition to the applicable fee
2 under par. (c), (d), or (e), each when an agent appointed under par. (i) 3. who accepts
3 an application to renew registration documents ~~in person, or the department accepts~~
4 an application to renew registration documents through a statewide automated
5 system, the agent or the department shall collect an issuing fee of 50 cents and a
6 transaction fee of 50 cents each time the agent or the department issues renewal
7 registration documents under par. (ig) 1. a. or b. The agent or the department shall
8 retain the entire amount of each issuing fee and transaction fee the agent or the
9 department collects.

10 **SECTION 605.** 23.33 (2) (o) of the statutes is amended to read:

11 23.33 (2) (o) *Receipt of all-terrain vehicle fees.* All fees remitted to or collected
12 by the department under par. (c) 1., (e), or (ir) for services provided regarding
13 all-terrain vehicles shall be credited to the appropriation account under s. 20.370 (9)
14 (hu).

15 **SECTION 606.** 23.33 (2j) (f) 4. of the statutes is created to read:

16 23.33 (2j) (f) 4. All fees remitted to or collected by the department under subd.
17 2. shall be credited to the appropriation account under s. 20.370 (9) (hu).

18 **SECTION 607.** 23.33 (9) (bd) of the statutes is repealed.

19 **SECTION 608.** 23.335 (3) (b) of the statutes is amended to read:

20 23.335 (3) (b) *Registration; sales by dealers.* If the seller of an off-highway
21 motorcycle is an off-highway motorcycle dealer, the dealer shall require each buyer
22 to whom he or she sells an off-highway motorcycle to complete an application, which
23 may be online, for registration for public or private use and collect the applicable fee
24 required under sub. (4) (d) at the time of the sale if the off-highway motorcycle will
25 be operated off the highways and is not exempt from registration under sub. (2) (b).

1 The department shall provide application and temporary operating receipt forms to
2 off-highway motorcycle dealers. Each off-highway motorcycle dealer shall provide
3 the buyer a temporary operating receipt showing that the application has been
4 submitted and the accompanying fee have has been obtained by the off-highway
5 motorcycle dealer. The off-highway motorcycle dealer shall ensure an application
6 and fee is submitted online on the day of sale or shall mail or deliver the a paper
7 application and fee to the department no later than 7 days after the date of sale.

8 **SECTION 609.** 23.335 (3) (d) of the statutes is amended to read:

9 23.335 (3) (d) *Registration; action by department.* Upon receipt of an
10 application for registration of an off-highway motorcycle through an online
11 application system or on a form provided by the department, and the payment of any
12 applicable fees under sub. (4) (d) and of any sales or use taxes that may be due, the
13 department shall issue a registration certificate to the applicant.

14 **SECTION 610.** 23.335 (3) (e) of the statutes is amended to read:

15 23.335 (3) (e) *Transfers of registered motorcycles.* Upon transfer of ownership
16 of an off-highway motorcycle that is registered for public or private use, the
17 transferor shall deliver the registration certificate to the transferee at the time of the
18 transfer. The transferee shall complete an application for transfer through an online
19 application system or on a form provided by the department and shall submit the
20 online application or mail or deliver the paper form to the department within 10 days
21 after the date of the transfer if the transferee intends to operate the off-highway
22 motorcycle off the highways.

23 **SECTION 611.** 23.335 (4) (e) 1. of the statutes is amended to read:

24 23.335 (4) (e) 1. If a registration certificate issued under sub. (3) or
25 accompanying decal is lost or destroyed, the holder of the certificate or decal may

1 apply for a duplicate through an online application system or on a form provided by
2 the department. Upon receipt of the application and the fee required under subd. 2.,
3 the department shall issue a duplicate certificate or decal to the applicant.

4 **SECTION 612.** 23.335 (4) (h) of the statutes is amended to read:

5 23.335 (4) (h) *Registration; supplemental fee.* In addition to the applicable fee
6 under par. (d) 1., 2., or 3. or (e) 2., ~~each when an~~ agent appointed under par. (f) 2. ~~who~~
7 ~~accepts an application to renew registration documents in person, or the department~~
8 accepts an application to renew registration documents through a statewide
9 automated system, the agent or the department shall collect an issuing fee of 50 cents
10 and a transaction fee of 50 cents each time the agent or the department issues
11 renewal registration documents under par. (g) 1. or 2. The agent or the department
12 shall retain the entire amount of each issuing fee and transaction fee the agent or
13 the department collects.

14 **SECTION 613.** 23.335 (4) (hm) of the statutes is created to read:

15 23.335 (4) (hm) *Receipt of fees.* All fees remitted to or collected by the
16 department under par. (d) 1., 2., or 3. or (h) shall be credited to the appropriation
17 account under s. 20.370 (9) (hu).

18 **SECTION 614.** 23.335 (5) (a) of the statutes is amended to read:

19 23.335 (5) (a) A person who is an off-highway motorcycle dealer shall register
20 with the department and obtain from the department a commercial off-highway
21 motorcycle certificate. Upon receipt of the required fee under par. (e) and an
22 application through an online application system or on a form provided by the
23 department, the department shall issue the applicant a commercial off-highway
24 motorcycle certificate and 3 accompanying decals.

25 **SECTION 615.** 23.335 (5) (d) of the statutes is amended to read:

1 23.335 (5) (d) If a certificate or decal that was issued under par. (a) is lost or
2 destroyed, the holder of the certificate or decal may apply for a duplicate through an
3 online application system or on a form provided by the department. Upon receipt of
4 the application and the required fee under par. (e), the department shall issue a
5 duplicate certificate or decal to the applicant.

6 **SECTION 616.** 23.335 (5) (h) of the statutes is created to read:

7 23.335 (5) (h) All fees remitted to or collected by the department under par. (e)
8 shall be credited to the appropriation account under s. 20.370 (9) (hu).

9 **SECTION 617.** 23.41 (6) (b) of the statutes is amended to read:

10 23.41 (6) (b) The department shall attempt to ensure that at least 1 percent of
11 the total amount expended under this section in each fiscal year is paid to disabled
12 veteran-owned businesses, as defined in s. 16.75 (3m) (a) ~~1.~~ 1j.

13 **SECTION 618.** 23.41 (6) (c) of the statutes is created to read:

14 23.41 (6) (c) The department shall attempt to ensure that at least 1 percent of
15 the total amount expended under this section in each fiscal year is paid to lesbian,
16 gay, bisexual, or transgender-owned businesses certified by the department of
17 administration under s. 16.288 (3).

18 **SECTION 619.** 23.41 (6) (d) of the statutes is created to read:

19 23.41 (6) (d) The department shall attempt to ensure that at least 1 percent of
20 the total amount expended under this section in each fiscal year is paid to
21 disability-owned businesses certified by the department of administration under s.
22 16.289 (3).

23 **SECTION 620.** 25.17 (2) (h) of the statutes is created to read:

24 25.17 (2) (h) Notwithstanding any other provision of this chapter, invest
25 moneys designated by the Board of Regents of the University of Wisconsin System

1 under s. 36.11 (11m) (am) as directed by the Board of Regents under the Board of
2 Regents' investment policies. The investment board shall make and manage
3 investments under this paragraph in accordance with the investment directives and
4 policies of the Board of Regents except that the investment board may decline to
5 follow any investment directive or policy that the investment board considers to
6 involve unreasonable risk or to be in violation of the investment board's standard of
7 responsibility under s. 25.15 (2).

8 **SECTION 621.** 25.17 (9m) of the statutes is amended to read:

9 25.17 (9m) If contracted to do so by the Board of Regents of the University of
10 Wisconsin System, invest the moneys specified in s. 36.11 (11m) (a) in accordance
11 with the terms of the contract and the board's standard of responsibility specified in
12 s. 25.15 (2).

13 **SECTION 622.** 25.185 (title) of the statutes is amended to read:

14 **25.185 (title) ~~Minority financial advisers and investment firms;~~**
15 **~~disabled veteran-owned; lesbian, gay, bisexual, or transgender-owned;~~**
16 **and disability-owned financial advisers and investment firms.**

17 **SECTION 623.** 25.185 (1) (a) of the statutes is renumbered 25.185 (1) (ah).

18 **SECTION 624.** 25.185 (1) (ae) of the statutes is created to read:

19 25.185 (1) (ae) "Disability-owned financial adviser" means a financial adviser
20 certified by the department of administration under s. 16.289 (3).

21 **SECTION 625.** 25.185 (1) (af) of the statutes is created to read:

22 25.185 (1) (af) "Disability-owned investment firm" means an investment firm
23 certified by the department of administration under s. 16.289 (3).

24 **SECTION 626.** 25.185 (1) (br) of the statutes is created to read:

1 25.185 (1) (br) “Lesbian, gay, bisexual, or transgender-owned financial
2 adviser” means a financial adviser certified by the department of administration
3 under s. 16.288 (3).

4 **SECTION 627.** 25.185 (1) (bs) of the statutes is created to read:

5 25.185 (1) (bs) “Lesbian, gay, bisexual, or transgender-owned investment firm”
6 means an investment firm certified by the department of administration under s.
7 16.288 (3).

8 **SECTION 628.** 25.185 (2) (c) of the statutes is created to read:

9 25.185 (2) (c) The board shall attempt to ensure that at least 1 percent of the
10 total funds expended for financial and investment analysis and for common stock
11 and convertible bond brokerage commissions in each fiscal year is expended for the
12 services of lesbian, gay, bisexual, or transgender-owned financial advisers or
13 lesbian, gay, bisexual, or transgender-owned investment firms.

14 **SECTION 629.** 25.185 (2) (d) of the statutes is created to read:

15 25.185 (2) (d) The board shall attempt to ensure that at least 1 percent of the
16 total funds expended for financial and investment analysis and for common stock
17 and convertible bond brokerage commissions in each fiscal year is expended for the
18 services of disability-owned financial advisers or disability-owned investment
19 firms.

20 **SECTION 630.** 25.185 (3) of the statutes is amended to read:

21 25.185 (3) The board shall annually report to the department of administration
22 the total amount of moneys expended under sub. (2) for common stock and
23 convertible bond brokerage commissions, the services of minority ~~and~~, disabled
24 veteran-owned, lesbian, gay, bisexual, or transgender-owned, and disability-owned
25 financial advisers, and the services of minority ~~and~~, disabled veteran-owned,

1 lesbian, gay, bisexual, or transgender-owned, and disability-owned investment
2 firms during the preceding fiscal year.

3 **SECTION 631.** 25.316 of the statutes is created to read:

4 **25.316 Community reinvestment fund.** There is established a separate
5 nonlapsible trust fund, designated the community reinvestment fund consisting of
6 60 percent of all moneys received from the taxes imposed under s. 139.971, including
7 interest and penalties.

8 **SECTION 632.** 25.425 of the statutes is amended to read:

9 **25.425 Election administration fund.** There is established a separate
10 nonlapsible trust fund, designated the election administration fund, consisting of all
11 moneys received from the federal government under P.L. 107-252, ~~all moneys~~
12 ~~received from requesters from sales of copies of the official registration list,~~ and all
13 moneys transferred to the fund from other funds.

14 **SECTION 633.** 25.43 (2s) (a) 2. of the statutes is amended to read:

15 25.43 (2s) (a) 2. The difference between \$20,000,000 and the amount that has
16 been expended under s. 20.320 (1) (sm), 2019 stats., when the agreement is entered
17 into.

18 **SECTION 634.** 25.43 (3) of the statutes is amended to read:

19 25.43 (3) Except for the purpose of investment as provided in s. 25.17 (2) (d),
20 the environmental improvement fund may be used only for the purposes authorized
21 under ss. 20.320 (1) (r), (s), ~~(sm)~~, (t), and (x) and (2) (r), (s), and (x), 20.370 (4) (mt),
22 (mx) and (nz), (8) (mr) and (9) (mt), (mx) and (ny), 20.505 (1) (v), (x) and (y), 281.58,
23 281.59, ~~281.60~~, 281.61, 281.62, and 283.31 and s. 281.60, 2019 stats.

24 **SECTION 635.** 25.75 (2) of the statutes is amended to read:

1 25.75 (2) CREATION. There is created a separate nonlapsible trust fund known
2 as the lottery fund, to consist of gross lottery revenues received by the department
3 of revenue and moneys transferred to the lottery fund under ss. 20.435 (5) (kg),
4 20.455 (2) (g), and 20.505 (8) (am), and (g), ~~and (jm)~~.

5 **SECTION 636.** 27.01 (2) (a) of the statutes is amended to read:

6 27.01 (2) (a) Acquire by purchase, lease or agreement lands or waters suitable
7 for state park purposes and may acquire such lands and waters by condemnation
8 after obtaining approval of the senate and assembly committees on natural
9 resources. ~~The power of condemnation may not be used for the purpose of~~
10 ~~establishing or extending a recreational trail; a bicycle way, as defined in s. 340.01~~
11 ~~(5s); a bicycle lane, as defined in s. 340.01 (5e); or a pedestrian way, as defined in s.~~
12 ~~346.02 (8) (a).~~

13 **SECTION 637.** 27.01 (6m) of the statutes is created to read:

14 27.01 (6m) VISITOR ACTIVITY GUIDES FOR SCHOOLS. The department shall provide
15 on the department's Internet site a visitor activity guide for state parks, forests,
16 recreation areas, and trails.

17 **SECTION 638.** 27.01 (9) (bg) of the statutes is created to read:

18 27.01 (9) (bg) *Annual 4th grade pass.* 1. In this paragraph:

19 a. "4th grade pupil" means a child receiving a 4th grade level of instruction in
20 a school or a home-based private educational program, as defined in s. 115.001 (3g).

21 b. "Guardian" has the meaning given in s. 48.02 (8).

22 c. "Parent" has the meaning given in s. 48.02 (13).

23 2. The parent or guardian of a child may apply for an annual vehicle admission
24 receipt fee waiver by submitting an application to the department. An application
25 may not be submitted to a regional office of the department or to a person who is

1 subject to an appointment or a contract as authorized under s. 29.024 (6) (a) 2. to 4.
2 but must be submitted directly to the main office of the department. An application
3 shall be submitted on a form provided by the department and shall include all of the
4 following information:

5 a. The child's name.

6 b. The child's date of birth.

7 c. The name of the school the child is or will be attending or a certification that
8 the child is in a home-based private educational program, as defined in s. 115.001
9 (3g).

10 d. A certification that the child is, was, or will be a 4th grade pupil on the 1st
11 day of January of the calendar year for which the waiver is issued. This certification
12 may be satisfied with dated report cards, dated and signed enrollment forms, a dated
13 letter from the child's school on official letterhead, or any other proof deemed
14 acceptable by the department.

15 3. Subject to subd. 4., the department shall provide to an individual whose
16 application submitted under subd. 2. is approved an annual vehicle admission
17 receipt fee waiver that is valid for the calendar year in which the waiver is issued.

18 4. A parent or guardian may receive only one fee waiver under this paragraph
19 in his or her lifetime. If a parent or guardian receives a fee waiver under this
20 paragraph, the department may not issue a fee waiver under this paragraph for any
21 other member of the parent's or guardian's household.

22 5. The department shall waive the fee, including the issuing fee, imposed under
23 sub. (7) for an annual vehicle admission receipt for a single vehicle, except a motor
24 bus, that has Wisconsin registration plates and that is operated by a person who
25 holds a valid fee waiver issued under this paragraph.

1 **SECTION 639.** 27.019 (10) of the statutes is amended to read:

2 27.019 **(10)** ACQUISITION OF LAND. Any county in which there does not exist a
3 county park commission acting through its rural planning committee may acquire
4 by gift, grant, devise, donation, purchase, condemnation or otherwise, with the
5 consent of the county board, a sufficient tract or tracts of land for the reservation for
6 public use of river fronts, lake shores, picnic groves, outlook points from hilltops,
7 places of special historic interest, memorial grounds, parks, playgrounds, sites for
8 public buildings, and reservations in and about and along and leading to any or all
9 of the same, and to develop and maintain the same for public use. ~~The power of
10 condemnation may not be used for the purpose of establishing or extending a
11 recreational trail; a bicycle way, as defined in s. 340.01 (5s); a bicycle lane, as defined
12 in s. 340.01 (5e); or a pedestrian way, as defined in s. 346.02 (8) (a).~~

13 **SECTION 640.** 27.05 (3) of the statutes is amended to read:

14 27.05 **(3)** Acquire, in the name of the county, by purchase, land contract, lease,
15 condemnation, or otherwise, with the approval and consent of the county board, such
16 tracts of land or public ways as it deems suitable for park purposes; including lands
17 in any other county not more than three-fourths of a mile from the county line; but
18 no land so acquired shall be disposed of by the county without the consent of said
19 commission, and all moneys received for any such lands, or any materials, so
20 disposed of, shall be paid into the county park fund hereinafter established. ~~The
21 power of condemnation may not be used for the purpose of establishing or extending
22 a recreational trail; a bicycle way, as defined in s. 340.01 (5s); a bicycle lane, as
23 defined in s. 340.01 (5e); or a pedestrian way, as defined in s. 346.02 (8) (a).~~

24 **SECTION 641.** 27.065 (1) (a) of the statutes is amended to read:

1 27.065 (1) (a) The county board of any county which shall have adopted a
2 county system of parks or a county system of streets and parkways, pursuant to s.
3 27.04, may acquire the lands necessary for carrying out all or part of such plan by
4 gift, purchase, condemnation or otherwise; provided, however, that no lands shall be
5 acquired by condemnation unless and until the common council of the city or the
6 board of trustees of the village or the board of supervisors of the town wherein such
7 land is situated shall consent thereto. ~~The power of condemnation may not be used~~
8 ~~for the purpose of establishing or extending a recreational trail; a bicycle way, as~~
9 ~~defined in s. 340.01 (5s); a bicycle lane, as defined in s. 340.01 (5e); or a pedestrian~~
10 ~~way, as defined in s. 346.02 (8) (a).~~ The cost of acquiring such lands by purchase or
11 condemnation may be paid in whole or in part by the county or by the property to be
12 benefited thereby, as the county board shall direct but in no case shall the amount
13 assessed to any parcel of real estate exceed the benefits accruing thereto; provided,
14 that no assessment for paying the cost of acquiring lands may be levied or collected
15 against the property to be benefited until the governing body of the city, village or
16 town where such lands are located has by resolution determined that the public
17 welfare will be promoted thereby. Title to all lands acquired hereunder shall be an
18 estate in fee simple.

19 **SECTION 642.** 27.08 (2) (b) of the statutes is amended to read:

20 27.08 (2) (b) To acquire in the name of the city for park, parkway, boulevard or
21 pleasure drive purposes by gift, devise, bequest or condemnation, either absolutely
22 or in trust, money, real or personal property, or any incorporeal right or privilege;
23 ~~except that no lands may be acquired by condemnation for the purpose of~~
24 ~~establishing or extending a recreational trail; a bicycle way, as defined in s. 340.01~~
25 ~~(5s); a bicycle lane, as defined in s. 340.01 (5e); or a pedestrian way, as defined in s.~~

1 ~~346.02 (8) (a)~~. Gifts to any city of money or other property, real or personal, either
2 absolutely or in trust, for park, parkway, boulevard or pleasure drive purposes shall
3 be accepted only after they shall have been recommended by the board to the common
4 council and approved by said council by resolution. Subject to the approval of the
5 common council the board may execute every trust imposed upon the use of property
6 or property rights by the deed, testament or other conveyance transferring the title
7 of such property to the city for park, parkway, boulevard or pleasure drive purposes.

8 **SECTION 643.** 27.08 (2) (c) of the statutes is amended to read:

9 27.08 (2) (c) Subject to the approval of the common council to buy or lease lands
10 in the name of the city for park, parkway, boulevard or pleasure drive purposes
11 within or without the city and, with the approval of the common council, to sell or
12 exchange property no longer required for its purposes. Every city is authorized, upon
13 recommendation of its officers, board or body having the control and management
14 of its public parks, to acquire by condemnation in the name of the city such lands
15 within or without its corporate boundaries as it may need for public parks, parkways,
16 boulevards and pleasure drives. ~~The power of condemnation may not be used for the~~
17 ~~purpose of establishing or extending a recreational trail; a bicycle way, as defined in~~
18 ~~s. 340.01 (5s); a bicycle lane, as defined in s. 340.01 (5e); or a pedestrian way, as~~
19 ~~defined in s. 346.02 (8) (a).~~

20 **SECTION 644.** 28.11 (8) (a) of the statutes is amended to read:

21 28.11 (8) (a) *Acreage payments.* As soon after April 20 of each year as feasible,
22 the department shall pay to each town treasurer ~~30~~ 63 cents per acre, based on the
23 acreage of such lands as of the preceding June 30, as a grant out of the appropriation
24 made by s. 20.370 (5) (bv) on each acre of county lands entered under this section.

25 **SECTION 645.** 28.11 (11) (a) 2. of the statutes is amended to read:

1 28.11 (11) (a) 2. Upon the filing of an application to withdraw lands under subd.
2 1., the department shall investigate the application. During the course of its
3 investigation the department shall make an examination of the character of the land,
4 the volume of timber, improvements, and any other special values. In the case of
5 withdrawal for the purpose of sale to any purchaser other than the state or a local
6 unit of government, or a federally recognized American Indian tribe or band, the
7 department shall establish a minimum value on the lands to be withdrawn. In
8 making its investigation the department shall give full weight and consideration to
9 the purposes and principles set forth in sub. (1), and it shall also weigh and consider
10 the benefits to the people of the state as a whole, as well as to the county, from the
11 proposed use against the benefits accruing to the people of the state as a whole and
12 to the county under the continued entry of the lands to be withdrawn. The
13 department may conduct a public hearing on the application, if it considers it
14 advisable, at a time and place that it determines, except that if the county requests
15 a public hearing in writing, the department shall hold a public hearing.

16 **SECTION 646.** 29.001 (69) of the statutes is amended to read:

17 29.001 (69) “Resident” means a person who has maintained his or her place of
18 permanent abode in this state for a period of 30 days immediately preceding his or
19 her application for an approval. Domiciliary intent is required to establish that a
20 person is maintaining his or her place of permanent abode in this state. Mere
21 ownership of property is not sufficient to establish domiciliary intent. Evidence of
22 domiciliary intent includes, without limitation, the location where the person votes,
23 pays personal income taxes, or obtains a driver’s license or an identification card
24 issued under s. 343.50.

25 **SECTION 647.** 29.063 (7) of the statutes is created to read:

1 29.063 (7) The department shall provide financial assistance to city, village,
2 town, and county governments, individuals, businesses, and nonprofit conservation
3 organizations for the purchase of large metal containers in which hunters may
4 dispose of deer carcasses.

5 **SECTION 648.** 29.191 (1) (b) 1. of the statutes is amended to read:

6 29.191 (1) (b) 1. ‘Habitat.’ The department shall expend 67 percent of the
7 money received from fees for waterfowl hunting stamps for developing, managing,
8 preserving, restoring and maintaining wetland habitat and for producing waterfowl
9 and ecologically related species of wildlife. The department may provide money
10 under this subdivision to nonprofit conservation organizations and local units of
11 government for developing and restoring wetland habitat.

12 **SECTION 649.** 29.219 (4) of the statutes is amended to read:

13 29.219 (4) ~~HUSBAND AND WIFE~~ SPOUSES RESIDENT LICENSES. A combined husband
14 and wife spouses resident fishing license shall be issued subject to s. 29.024 by the
15 department to residents applying for this license. This license confers upon both
16 husband and wife spouses the privileges of resident fishing licenses.

17 **SECTION 650.** 29.228 (5) of the statutes is amended to read:

18 29.228 (5) ANNUAL FAMILY FISHING LICENSE. The department shall issue a
19 nonresident annual family fishing license, subject to s. 29.024, to any nonresident
20 who applies for this license. This license entitles the ~~husband, wife~~ spouses and any
21 minor children to fish under this license.

22 **SECTION 651.** 29.228 (6) of the statutes is amended to read:

23 29.228 (6) FIFTEEN-DAY FAMILY FISHING LICENSE. The department shall issue a
24 nonresident 15-day family fishing license, subject to s. 29.024, to any nonresident

1 who applies for this license. This license entitles the ~~husband, wife~~ spouses and any
2 minor children to fish under this license.

3 **SECTION 652.** 29.229 (2) (i) of the statutes is amended to read:

4 29.229 (2) (i) ~~Husband and wife~~ Spouses fishing licenses.

5 **SECTION 653.** 29.2295 (2) (i) of the statutes is amended to read:

6 29.2295 (2) (i) ~~Husband and wife~~ Spouses fishing licenses.

7 **SECTION 654.** 29.563 (2) (e) 3. of the statutes is amended to read:

8 29.563 (2) (e) 3. Waterfowl: ~~\$6.75~~ \$11.75.

9 **SECTION 655.** 29.563 (3) (a) 3. of the statutes is amended to read:

10 29.563 (3) (a) 3. ~~Husband and wife~~ Spouses: \$30.25.

11 **SECTION 656.** 29.607 (3) of the statutes is amended to read:

12 29.607 (3) LICENSE REQUIRED; EXCEPTIONS; WILD RICE IDENTIFICATION CARD. Every
13 person over the age of 16 and under the age of 65 shall obtain the appropriate wild
14 rice license to harvest or deal in wild rice but no license to harvest is required of the
15 members of the immediate family of a licensee or of a recipient of old-age assistance
16 or members of their immediate families. The department, subject to s. 29.024 (2g)
17 and (2r), shall issue a wild rice identification card to each member of a licensee's
18 immediate family, to a recipient of old-age assistance and to each member of the
19 recipient's family. The term "immediate family" includes ~~husband and wife~~ spouses
20 and minor children having their abode and domicile with the parent or legal
21 guardian.

22 **SECTION 657.** 30.2065 (1) of the statutes is repealed.

23 **SECTION 658.** 30.2065 (1g) of the statutes is created to read:

24 30.2065 (1g) (a) The department shall issue a general permit that authorizes
25 wetland, stream, and floodplain restoration and management activities that will

1 result in a net improvement in hydrologic connections, conditions, and functions.
2 These activities shall be designed to the extent possible to return wetland, stream,
3 and floodplain hydrology to a natural and self-regulating condition in order to
4 achieve such goals as to slow the flow of runoff, reduce flood peaks, restore surface
5 and groundwater interactions, improve water quality, or increase soil retention,
6 groundwater infiltration, base flow, upper watershed storage, and flood resilience.
7 An activity is authorized by the general permit only if the applicant demonstrates
8 to the satisfaction of the department that the activity will result in net improvements
9 in hydrologic connections, conditions, and functions and will not injure public rights
10 or interests or result in material injury to the rights of any riparian owner. The
11 department may develop a quantification tool to determine if an activity will meet
12 those standards. The department shall include conditions under the general permit
13 that do all of the following:

14 1. Authorize hydrologic restoration activities in and adjacent to wetlands,
15 streams, floodplains, and drainageways, including those that are no longer present
16 but are restorable, for the purposes of reconnecting streams and floodplains,
17 reestablishing healthy channel form and condition, removing or reducing wetland
18 drainage, restoring or improving natural flow and movement of water or sediment,
19 and reestablishing vegetation to support site stability and help manage flow and
20 infiltration.

21 2. Authorize hydrologic restoration activities that alter the flow of water in, to,
22 or from an area of special natural resource interest if the activities restore or repair
23 surface or subsurface connections within the area of special natural resource interest
24 or between the area of special natural resource interest and other waters of the state.

1 3. Specify that the general permit does not authorize any of the following
2 activities:

3 a. Construction of artificial wetlands.

4 b. Construction of stormwater retention or detention ponds.

5 c. Construction of large dams, as defined under s. 31.19 (1m), or dams that pose
6 a risk to life, health, or property.

7 d. Activities that straighten, berm, dredge, or armor stream channels, except
8 when proposed as a necessary element of a larger hydrologic restoration plan.

9 e. Fish and wildlife habitat enhancement activities that are not associated with
10 a larger hydrologic restoration plan.

11 (b) In addition to the conditions under par. (a), the department may include
12 other conditions necessary to ensure that activities authorized by the general permit
13 will not injure public rights or interests or result in material injury to the rights of
14 any riparian owner.

15 (c) The department shall consider all of the following factors when it assesses
16 whether a proposed activity will result in net improvements in hydrologic
17 connections, conditions, and functions:

18 1. Minimal adverse impacts regulated under this chapter and ch. 281 may be
19 allowed if those impacts are anticipated to be temporary.

20 2. Restoring natural and self-regulating hydrology may result in permanent
21 but net-positive changes to biotic communities and abiotic conditions.

22 (d) In reviewing activities proposed to be conducted under a general permit
23 issued under this subsection, the department may do any of the following:

24 1. Waive fees.

1 2. Establish a reporting-only notification process for activities funded in whole
2 or in part by a state or federal agency.

3 3. Waive requirements for wetland delineations and functional assessments.

4 4. Adjust and simplify the application and information requirements to reflect
5 the fact that voluntary hydrologic restoration projects differ from projects with
6 potential adverse environmental impacts.

7 5. Waive requirements related to wetland mitigation for impacts incidental to
8 more fully restoring wetland hydrology.

9 (e) The department shall notify, in writing, a person who has applied under s.
10 30.206 (3) (a) for authorization to proceed under a general permit issued under this
11 subsection that the person is required to apply for an individual permit if the
12 department determines that the proposed activity will not result in net
13 improvements to hydrologic connections, condition, and functions. The department
14 shall document in this notification its reasons for making this determination.

15 (f) A person wishing to proceed with an activity that may be authorized by a
16 general permit under this subsection may request and shall be granted a
17 preapplication meeting with the department prior to submitting an application
18 under s. 30.206 (3) (a). The department shall attempt to coordinate this meeting with
19 the local zoning authority in cases where local zoning regulations apply.

20 **SECTION 659.** 30.2065 (2) (title) of the statutes is repealed.

21 **SECTION 660.** 30.2065 (2) (a) of the statutes is renumbered 30.2065 (1e) and
22 amended to read:

23 30.2065 (1e) The department may issue a general permit to a person wishing
24 to proceed with an a wetland restoration activity sponsored by a federal agency.

1 **(1r)** A permit issued under ~~this subsection~~ sub. (1e) or (1g) is in lieu of any
2 permit or approval that would otherwise be required for that activity under this
3 chapter or s. 31.02, 31.12, 31.33, 281.15, or 281.36, except that a general permit
4 issued under sub. (1g) does not apply to wetland mitigation conducted as required
5 under s. 281.36 (3n) (d).

6 **SECTION 661.** 30.2065 (2) (b) of the statutes is renumbered 30.2065 (2m) and
7 amended to read:

8 **30.2065 (2m)** A general permit issued under ~~this subsection~~ sub. (1e) or (1g)
9 is valid for a period of 5 years except that an activity that the department determines
10 is authorized by a general permit remains authorized under the permit until the
11 activity is completed.

12 **SECTION 662.** 30.2065 (2) (c) of the statutes is renumbered 30.2065 (3m), and
13 30.2065 (3m) (intro.), as renumbered, is amended to read:

14 **30.2065 (3m) (intro.)** To ensure that the cumulative adverse environmental
15 impact of the activities authorized by a general permit issued under sub. (1e) is
16 insignificant and that the issuance of the general permit will not injure public rights
17 or interests, cause environmental pollution, as defined in s. 299.01 (4), or result in
18 material injury to the rights of any riparian owner, the department may impose any
19 of the following conditions on ~~the~~ a general permit issued under sub. (1e):

20 **SECTION 663.** 30.303 of the statutes is created to read:

21 **30.303 Dam on Sheboygan River.** From the appropriation under s. 20.370
22 (5) (fx), the department shall award a grant to Sheboygan County for the removal and
23 reconstruction of a dam on the Sheboygan River at the Sheboygan Marsh.

24 **SECTION 664.** 30.52 (1m) (ar) of the statutes is amended to read:

1 30.52 **(1m)** (ar) *Supplemental fees*. In addition to the applicable fee under sub.
2 (3), ~~each when an~~ agent appointed under par. (a) 3. ~~who~~ accepts an application to
3 renew certification or registration documents ~~in person, or the department accepts~~
4 an application to renew registration documents through a statewide automated
5 system, the agent or the department shall collect an issuing fee of 50 cents and a
6 transaction fee of 50 cents each time the agent or the department issues renewal
7 certification or registration documents or a renewal temporary operating receipt
8 under par. (ag) 1. or 2. The agent or the department shall retain the entire amount
9 of each issuance and transaction fee the agent or the department collects.

10 **SECTION 665.** 30.52 (3) (k) of the statutes is created to read:

11 30.52 **(3)** (k) *Use of fees*. All fees remitted to or collected by the department
12 under par. (j) shall be credited to the appropriation account under s. 20.370 (9) (hu).

13 **SECTION 666.** 30.537 (4) (g) of the statutes is created to read:

14 30.537 **(4)** (g) All fees remitted to or collected by the department under pars.
15 (a), (c), and (d) shall be credited to the appropriation account under s. 20.370 (9) (hu).

16 **SECTION 667.** 30.79 (5) of the statutes is amended to read:

17 30.79 **(5)** PAYMENT OF AIDS. On or before January 31 of the year following the
18 year in which a local governmental unit operated a water safety patrol unit, it shall
19 file with the department on the forms prescribed by it a detailed statement of the
20 costs incurred by the local governmental unit in the operation of the water safety
21 patrol unit during the past calendar year and of the receipts resulting from fines or
22 forfeitures imposed upon persons convicted of violations of ordinances enacted under
23 s. 30.77. The department shall audit the statement and determine the net costs that
24 are directly attributable to the operation and maintenance of the water safety patrol
25 unit, including a reasonable amount for depreciation of equipment. In calculating

1 the net costs, the department shall deduct any fines or forfeitures imposed on
2 persons convicted of violations of ordinances under s. 30.77 and any costs that do not
3 comply with the rules promulgated under sub. (2m). The department shall compute
4 the state aids on the basis of ~~75~~ 80 percent of these net costs and shall cause the aids
5 to be paid on or before April 1 of the year in which the statements are filed. If the
6 state aids payable to local governmental units exceed the moneys available for such
7 purpose, the department shall prorate the payments. No local governmental unit
8 may receive state aid amounting to more than 20 percent of the funds available.

9 **SECTION 668.** 32.015 of the statutes is repealed.

10 **SECTION 669.** 32.51 (1) (intro.) of the statutes is amended to read:

11 32.51 (1) PURPOSES. (intro.) In addition to the powers granted under subch. I
12 ~~and subject to the limitations under s. 32.015,~~ any city may condemn or otherwise
13 acquire property under this subchapter for:

14 **SECTION 670.** 36.09 (1) (e) of the statutes is amended to read:

15 36.09 (1) (e) Subject to par. (em), the board shall appoint a president of the
16 system; a chancellor for each institution; a dean for each college campus; the state
17 geologist; the director of the laboratory of hygiene; the director of the psychiatric
18 institute; the state cartographer; and the requisite number of officers, other than the
19 vice presidents, associate vice presidents, and assistant vice presidents of the
20 system; faculty; academic staff; and other employees and fix the salaries, subject to
21 the limitations under par. (j) and s. 230.12 (3) (e), the duties and the term of office
22 for each. The board shall fix the salaries, subject to the limitations under par. (j) and
23 s. 230.12 (3) (e), and the duties for each chancellor, vice president, associate vice
24 president, and assistant vice president of the system. No sectarian or partisan tests
25 or any tests based upon race, religion, national origin, ~~or sex,~~ sexual orientation, as

1 defined in s. 111.32 (13m), gender expression, as defined in s. 111.32 (7j), or gender
2 identity, as defined in s. 111.32 (7k) shall ever be allowed or exercised in the
3 appointment of the employees of the system.

4 **SECTION 671.** 36.09 (2) (c) of the statutes is repealed.

5 **SECTION 672.** 36.09 (3) (d) 3. of the statutes is created to read:

6 36.09 (3) (d) 3. Within 30 days after all contracts under s. 118.40 (2x) have
7 terminated, the chancellor of the University of Wisconsin-Madison shall provide
8 notice of this fact to the legislature in the manner provided under s. 13.172 (2), to the
9 governor, and to the state superintendent of public instruction. All requirements and
10 authority under this paragraph terminate after the chancellor provides this notice.

11 **SECTION 673.** 36.11 (3) (d) (intro.) of the statutes is amended to read:

12 36.11 (3) (d) (intro.) Each Except as provided in sub. (47m) (c), each institution
13 that has any of the following applicants shall charge a uniform application fee to that
14 group of applicants:

15 **SECTION 674.** 36.11 (11m) (am) of the statutes is created to read:

16 36.11 (11m) (am) The Board of Regents may manage the investment of any
17 revenues designated by the Board of Regents, including revenues specified in par.
18 (a), by directing the investment board to invest these moneys according to
19 investment policies established by the Board of Regents.

20 **SECTION 675.** 36.11 (11m) (b) of the statutes is amended to read:

21 36.11 (11m) (b) Notwithstanding ss. 25.14 (1) (a) and 25.17 (1) (g), the board
22 is not required to deposit revenues from gifts, grants, and donations in the state
23 investment fund if the board invests these moneys as provided in par. (a).
24 Notwithstanding ss. 25.14 (1) (a) and 25.17 (1) (g), the board is not required to deposit

1 revenues designated under par. (am) in the state investment fund if the board directs
2 the investment of these moneys as provided in par. (am) and s. 25.17 (2) (h).

3 **SECTION 676.** 36.11 (47m) (title) of the statutes is amended to read:

4 36.11 **(47m)** (title) SERVICE MEMBERS; PRIORITY REGISTRATION; APPLICATION FEE
5 EXEMPTION.

6 **SECTION 677.** 36.11 (47m) (c) of the statutes is created to read:

7 36.11 **(47m)** (c) The board shall ensure that no application fee is charged to any
8 service member who applies for admission to any college campus or institution or to
9 any program offered at a college campus or institution.

10 **SECTION 678.** 36.11 (59) of the statutes is created to read:

11 36.11 **(59)** EXTENSIONS OF CREDIT PROVIDING SHORT-TERM FUNDING. (a) In this
12 subsection:

13 1. "Athletics program" means a program for intercollegiate athletics that is all
14 of the following:

15 a. A revenue-producing enterprise.

16 b. Operated or overseen by an institution's athletics department or office.

17 c. Subject to the bylaws and policies of the National Collegiate Athletic
18 Association.

19 2. "Extension of credit" includes a loan or line of credit from a financial
20 institution, liquidity facility, ancillary agreement, or any other credit arrangement.

21 3. "Master lease" has the meaning given in s. 16.76 (4) (a).

22 4. "Short-term" means a period not exceeding 5 years for repayment of any
23 individual extension of credit.

24 (b) The board may, upon affirmative approval by the board at a public meeting,
25 arrange and obtain extensions of credit, on terms approved by the board, to provide

1 short-term funding for any expense associated with research, athletics, or
2 educational programs and related programs, except as provided in par. (e).
3 Extensions of credit may also be used for refinancing or refunding if the repayment
4 period for the original extension of credit does not exceed 5 years.

5 (c) 1. The board may pledge any of the following collateral as security for
6 repayment of an extension of credit under par. (b):

7 a. Any revenues generated by the system, arising after the initial extension of
8 credit is entered into, as a result of the operation of any athletics program.

9 b. Any guarantee, obligation, or revenues furnished by a 3rd party.

10 2. The board may not pledge the full faith and credit or taxing power of this
11 state for repayment of an extension of credit under par. (b). The state shall not be
12 generally liable for the repayment of any extension of credit or interest thereon, and
13 extensions of credit shall not be a debt of the state for any purpose whatsoever.

14 3. An extension of credit under par. (b) may be repaid only from the
15 appropriation under s. 20.285 (1) (h). Extensions of credit shall be repayable,
16 together with any interest thereon, solely from the sources that the board may pledge
17 as collateral under subd. 1. Any instruments evidencing extensions of credit shall
18 contain on their face a statement to that effect.

19 4. A creditor that provides an extension of credit under this subsection has a
20 security interest in the collateral specified in subd. 1. a. and pledged by the board for
21 the benefit of the creditor. No filing, delivery, or other action is required to perfect
22 the security interest.

23 (d) The board may execute any credit agreement, security agreement, or other
24 agreement or instrument necessary to obtain an extension of credit under par. (b).

1 (e) Proceeds from an extension of credit under par. (b) may not be used to pay
2 for any of the following:

3 1. Expenses associated with the acquisition, construction, improvement, or
4 maintenance of buildings or other structures or facilities, including expenses
5 associated with a project specified in s. 13.48 (10) (c) and including any debt service.

6 2. Expenses associated with a master lease under which the department of
7 administration, prior to the effective date of this subdivision [LRB inserts date],
8 agreed to pay the expense.

9 3. The creation of a new program, and its associated expenses, under which the
10 board obtains property or services by entering into an agreement with a person other
11 than the department of administration and this person makes or agrees to make
12 periodic payments.

13 (f) All proceeds from an extension of credit under par. (b) shall be credited to
14 the appropriation account under s. 20.285 (1) (h).

15 (g) The board may direct the secretary of administration to transfer, and the
16 secretary shall so transfer, from the appropriation account under s. 20.285 (1) (gb)
17 to the appropriation account under s. 20.285 (1) (h) any amount the board determines
18 necessary for the repayment of any obligation arising under this subsection.

19 **SECTION 679.** 36.115 (8) (c) of the statutes is created to read:

20 36.115 (8) (c) 1. In this paragraph, “state specialists” means state specialists
21 who provide extension services in the field of applied agricultural research at any
22 institution and who are faculty or instructional academic staff.

23 2. The plan under par. (a) shall recognize as teaching hours, to be included in
24 reports to the system administration under par. (a) 1. and eligible for reward under

1 par. (a) 2., time spent by state specialists teaching graduate students and teaching
2 Wisconsin farmers.

3 **SECTION 680.** 36.25 (16) of the statutes is created to read:

4 **36.25 (16) FRESHWATER COLLABORATIVE.** From the appropriation under s. 20.285
5 (1) (ar), the board shall fund a freshwater collaborative and shall allocate funding to
6 each institution for this purpose. Freshwater collaborative funding shall be used to
7 do the following:

8 (a) Devise new watercentric training programs focused on undergraduates.

9 (b) Provide scholarships and student support to retain and attract new talent.

10 (c) Amplify marketing and recruiting relating to Wisconsin's role in freshwater
11 science, including branding Wisconsin as the "Silicon Valley of Water."

12 (d) Enhance workforce development programming.

13 (e) Recruit new faculty and staff to advance training programs, research, and
14 innovation.

15 **SECTION 681.** 36.25 (17) of the statutes is created to read:

16 **36.25 (17) BACCALAUREATE DEGREE PROGRAM FOR PRISONERS.** (a) Subject to par.
17 (b), the board and the department of corrections shall provide a baccalaureate
18 education degree program for prisoners to be funded from the appropriation under
19 s. 20.285 (1) (cg).

20 (b) Prior to expending any funds under par. (a), the board and the department
21 of corrections shall jointly submit a plan for implementing the program under this
22 section to the department of administration. The plan shall detail the proposed
23 structure, goals, delivery, and expenditures of the baccalaureate degree program for
24 prisoners as mutually agreed upon by the board and the department of corrections.
25 The department of administration shall approve or disapprove the plan within 60

1 days after it is received. The board may not expend any funds appropriated under
2 s. 20.285 (1) (cg) except in accordance with the plan as approved by the department
3 of administration.

4 **SECTION 682.** 36.25 (40) of the statutes is created to read:

5 **36.25 (40) PARTNERSHIP PROGRAM FOR THE LAKE SUPERIOR RESEARCH INSTITUTE.**

6 (a) The board shall establish a partnership program between the University of
7 Wisconsin-Superior's Lake Superior Research Institute and northern Wisconsin
8 communities.

9 (b) The program under par. (a) shall be designed to accomplish all of the
10 following objectives:

11 1. To remove barriers and provide easy access to research and testing services
12 for homeowners and businesses.

13 2. To provide follow-up assistance and recommendations to solve
14 environmental issues.

15 3. To secure external funding to solve environmental issues.

16 4. To develop highly visible outreach events.

17 5. To create a direct conduit to fully equipped laboratory space and scientific
18 expertise and to fully integrate the institute as the applied-environmental research
19 arm for the region.

20 (c) The program under par. (a) shall utilize permanent staff and student
21 employees to coordinate directly with county health and conservation departments
22 and with state, tribal, and local entities to develop regional priorities and solutions.

23 (d) Costs associated with the program under par. (a) shall be funded from the
24 appropriation account under s. 20.285 (1) (bm).

25 **SECTION 683.** 36.25 (43) of the statutes is created to read:

1 **36.25 (43)** FOSTER YOUTH SUPPORT PROGRAMS. From the appropriation under s.
2 20.285 (1) (cr), the board shall allocate funding to each institution to establish or
3 maintain support programs for students enrolled in the institution who formerly
4 resided in a foster home or group home. Support programs funded under this
5 subsection may offer students who formerly resided in a foster home or group home,
6 among other forms of support, any of the following:

7 (a) Scholarships.

8 (b) Employment.

9 (c) Emergency funds.

10 (d) Basic supplies.

11 (e) Mentorships to assist with academic preparations and successful
12 navigation of the complex college environment.

13 (f) Other resources such as career planning, financial literacy training, and
14 math and writing support.

15 **SECTION 684.** 36.25 (56) of the statutes is created to read:

16 **36.25 (56)** UNIVERCITY ALLIANCE PROGRAM. From the appropriation under s.
17 20.285 (1) (fm), the board shall provide funding for the UniverCity Alliance program
18 to connect in partnership Wisconsin communities, towns, cities, and counties with
19 University of Wisconsin-Madison education, service, and research activities in order
20 to address the communities' biggest local challenges.

21 **SECTION 685.** 36.27 (2) (ar) of the statutes is created to read:

22 **36.27 (2)** (ar) A student is entitled to the exemption under par. (a) if all of the
23 following apply:

1 1. The student, or the student's parent or grandparent, is a member of a
2 federally recognized American Indian tribe or band in this state or is a member of
3 a federally recognized tribe in a state contiguous with Wisconsin.

4 2. The student has resided in Wisconsin, Minnesota, Illinois, Iowa, or
5 Michigan, or in any combination of these states, for at least 12 months immediately
6 preceding the beginning of any semester or session in which the student enrolls in
7 an institution.

8 **SECTION 686.** 36.27 (2) (cr) of the statutes is created to read:

9 36.27 (2) (cr) A person who is not a citizen of the United States is entitled to
10 the exemption under par. (a) if that person meets all of the following requirements:

11 1. The person graduated from a high school in this state or received a
12 declaration of equivalency of high school graduation from this state.

13 2. The person was continuously present in this state for at least 3 years
14 following the first day of attending a high school in this state or immediately
15 preceding receipt of a declaration of equivalency of high school graduation.

16 3. The person enrolls in an institution and provides that institution with proof
17 that the person has filed or will file an application for lawful permanent resident
18 status with the U.S. citizenship and immigration services as soon as the person is
19 eligible to do so.

20 **SECTION 687.** 36.27 (2) (e) of the statutes is renumbered 36.27 (2) (e) (intro.) and
21 amended to read:

22 36.27 (2) (e) (intro.) In determining bona fide residence at the time of the
23 beginning of any semester or session and for the preceding 12 months the, all of the
24 following apply:

1 1. The intent of the person to establish and maintain a permanent home in
2 Wisconsin is determinative. In addition to representations by the student, intent
3 may be demonstrated or disproved by factors including, but not limited to, timely
4 filing of a Wisconsin income tax return of a type that only full-year Wisconsin
5 residents may file, voter registration in Wisconsin, motor vehicle registration in
6 Wisconsin, possession of a Wisconsin operator's license, place of employment,
7 self-support, involvement in community activities in Wisconsin, physical presence
8 in Wisconsin for at least 12 months preceding the beginning of the semester or
9 session for which the student registers, and, if the student is not a U.S. citizen,
10 possession of a visa that permits indefinite residence in the United States.

11 2. Notwithstanding subd. 1. and par. (a), a student who enters and remains in
12 this state principally to obtain an education is presumed to continue to reside outside
13 this state and such presumption continues in effect until rebutted by clear and
14 convincing evidence of bona fide residence.

15 **SECTION 688.** 36.27 (2) (e) 3. of the statutes is created to read:

16 36.27 (2) (e) 3. a. In this subdivision, "relocated service member" means an
17 active duty member of the U.S. armed forces who has been relocated from Wisconsin
18 and stationed on active duty in another state.

19 b. A relocated service member and the service member's spouse and
20 dependents are considered residents of this state for purposes of this subsection
21 during the period in which the service member is relocated on active duty if they
22 demonstrate, under the factors described in subd. 1., that they are bona fide
23 residents during this period.

24 c. Except as provided in subd. 3. d., subd. 3. b. does not apply after the relocated
25 service member's period of relocation on active duty in another state has ended.

1 d. A relocated service member's dependent who is considered a resident of this
2 state under subd. 3. b. continues to be considered a resident of this state after the
3 relocated service member's period of relocation on active duty in another state has
4 ended.

5 **SECTION 689.** 36.27 (2r) of the statutes is created to read:

6 **36.27 (2r) MINNESOTA-UNIVERSITY OF WISCONSIN SYSTEM STUDENT RECIPROCITY**
7 **AGREEMENT.** (a) There is established, to be administered by the board, a
8 Minnesota-University of Wisconsin System student reciprocity agreement, the
9 purpose of which shall be to ensure that neither state shall profit at the expense of
10 the other and that the determination of any amounts owed by either state under the
11 agreement shall be based on an equitable formula that reflects the educational costs
12 incurred by the 2 states, reflects any differentials in usage by residents of either state
13 of the public institutions of higher education located in the other state, and reflects
14 any differentials in the resident tuition charged at comparable public institutions of
15 higher education of the 2 states. The board, representing this state, shall enter into
16 an agreement meeting the requirements of this subsection with the designated body
17 representing the state of Minnesota.

18 (b) The agreement under this subsection shall provide for the waiver of
19 nonresident tuition for residents of either state who are enrolled in public
20 institutions of higher education located in the other state. The agreement shall also
21 establish a reciprocal fee structure for residents of either state who are enrolled in
22 public institutions of higher education located in the other state. The reciprocal fee
23 may not exceed the higher of the resident tuition that would be charged the student
24 at the public institution of higher education in which the student is enrolled or the
25 resident tuition that would be charged the student at comparable public institutions

1 of higher education located in the student's state of residence, as specified in the
2 annual administrative memorandum under par. (c). The agreement is subject to the
3 approval of the joint committee on finance.

4 (c) Prior to each academic year, the board and the designated body representing
5 the state of Minnesota shall prepare an administrative memorandum that
6 establishes policies and procedures for implementation of the agreement for the
7 upcoming academic year, including a description of how the reciprocal fee structure
8 shall be determined for purposes of par. (b), and the board shall submit the
9 administrative memorandum to the joint committee on finance. If the
10 cochairpersons of the committee do not notify the board that the committee has
11 scheduled a meeting for the purpose of reviewing the administrative memorandum
12 within 14 working days after the date of the submittal, the administrative
13 memorandum may be implemented as proposed by the board. If, within 14 working
14 days after the date of the submittal, the cochairpersons of the committee notify the
15 board that the committee has scheduled a meeting for the purpose of reviewing the
16 administrative memorandum, the administrative memorandum may be
17 implemented only upon approval of the committee.

18 (d) No resident of this state whose name appears on the statewide support lien
19 docket under s. 49.854 (2) (b) may receive a waiver of nonresident tuition under this
20 subsection unless the resident provides to the board a payment agreement that has
21 been approved by the county child support agency under s. 59.53 (5) and that is
22 consistent with rules promulgated under s. 49.858 (2) (a).

23 (e) At the end of each semester or academic term, each state shall determine
24 the number of students for whom nonresident tuition has been waived under the
25 agreement. Each state shall certify to the other state, in addition to the number of

1 students so determined, the aggregate amount of its reimbursement obligation. The
2 state with the larger reimbursement obligation shall pay as provided in the
3 agreement an amount determined by subtracting the reimbursement obligation of
4 the state with the smaller reimbursement obligation from the reimbursement
5 obligation of the state with the larger reimbursement obligation. The agreement
6 shall provide a reasonable date for payment of any such sums due and owing, after
7 which date interest may be charged on the amount owed. The methodology for
8 determination of the appropriate interest rate shall be included in the agreement.
9 All tuition and fees received by this state under this subsection and any net
10 obligations received under this paragraph shall be credited to the appropriation
11 account under s. 20.285 (1) (gb).

12 **SECTION 690.** 36.29 (8) of the statutes is amended to read:

13 36.29 (8) This section does not apply to a private gift or grant made to the office
14 of educational opportunity. under s. 36.09 (3) (d) 2. d.

15 **SECTION 691.** 36.50 of the statutes is created to read:

16 **36.50 Tuition promise grant program. (1) GRANT PROGRAM.** The board shall
17 develop and administer a tuition promise grant program to supplement the gap
18 between any scholarships or grants that an eligible student receives outside of this
19 program and the full cost to the eligible student of academic fees and segregated fees
20 at the institution in which the student is enrolled.

21 **(2) ELIGIBILITY.** (a) Subject to pars. (b) and (c), a student is eligible to receive
22 grants from the program established under sub. (1) if all of the following apply:

23 1. The student is a resident of the state as determined under s. 36.27.

24 2. The student is enrolled in an on-campus program at an institution other
25 than the University of Wisconsin-Madison.

1 3. The student is enrolled in his or her first bachelor's degree program.

2 4. The student's household's annual federal adjusted gross income is equal to
3 or less than the threshold amount set by the board.

4 5. The student meets any acceptable academic standards or additional
5 requirements developed by the board.

6 (b) No grant under this section may be awarded to any person during the period
7 that the person is required to register with the selective service under 50 USC,
8 Appendix, sections 451 to 473 if the person has not so registered.

9 (c) No grant under this section may be awarded to a student whose name
10 appears on the statewide support lien docket under s. 49.854 (2) (b), unless the
11 student provides to the board a payment agreement that has been approved by the
12 county child support agency under s. 59.53 (5) and that is consistent with rules
13 promulgated under s. 49.858 (2) (a).

14 **(3) GRANT AWARDS.** (a) From the appropriation under s. 20.285 (1) (fv), the board
15 may award grants to eligible students.

16 (b) The board may award grants under this section to eligible students for
17 either 8 consecutive semesters for incoming freshmen or 4 consecutive semesters for
18 incoming transfer students. Summer terms are not included in the consecutive
19 semester count and the program funding may not be applied to students' summer
20 term tuition or fees.

21 **(4) RULES.** The board may promulgate rules to implement and administer this
22 section. The board shall not set the federal adjusted gross income threshold amount
23 described under sub. (2) (a) 4. in an amount that exceeds the state's most recent
24 median household income amount as determined by the U.S. bureau of the census.

25 **SECTION 692.** 36.60 (2) (a) 2. of the statutes is amended to read:

1 36.60 (2) (a) 2. The board may repay, on behalf of a physician or dentist who
2 agrees under sub. (3) to practice in a rural area, up to \$100,000 in educational loans
3 obtained by the physician or dentist from a public or private lending institution for
4 education in an accredited school of medicine or dentistry or for postgraduate
5 medical or dental training.

6 **SECTION 693.** 36.60 (4m) (intro.) of the statutes is amended to read:

7 36.60 (4m) LOAN REPAYMENT; RURAL PHYSICIANS AND DENTISTS. (intro.) If a
8 physician or dentist agrees under sub. (3) to practice in a rural area, principal and
9 interest due on the loan, exclusive of any penalties, may be repaid by the board at
10 the following rate:

11 **SECTION 694.** 36.61 (1) (ak) of the statutes is created to read:

12 36.61 (1) (ak) “Dental therapist” means an individual licensed under s. 447.04
13 (1m).

14 **SECTION 695.** 36.61 (1) (b) of the statutes is amended to read:

15 36.61 (1) (b) “Health care provider” means a dental therapist, dental hygienist,
16 physician assistant, nurse-midwife, or nurse practitioner.

17 **SECTION 696.** 36.61 (3) (a) of the statutes is amended to read:

18 36.61 (3) (a) The board shall enter into a written agreement with the health
19 care provider. In the agreement, the health care provider shall agree to practice at
20 least 32 clinic hours per week for 3 years in one or more eligible practice areas in this
21 state or in a rural area, except that a health care provider in the expanded loan
22 assistance program under sub. (8) who is not a dental therapist or dental hygienist
23 may only agree to practice at a public or private nonprofit entity in a health
24 professional shortage area.

25 **SECTION 697.** 36.61 (5) (b) 1. of the statutes is amended to read:

1 36.61 (5) (b) 1. The degree to which there is an extremely high need for medical
2 care in the eligible practice area, health professional shortage area, or rural area in
3 which an eligible applicant who is not a dental therapist or dental hygienist desires
4 to practice and the degree to which there is an extremely high need for dental care
5 in the dental health shortage area or rural area in which an eligible applicant who
6 is a dental therapist or dental hygienist desires to practice.

7 **SECTION 698.** 36.61 (8) (c) 3. of the statutes is amended to read:

8 36.61 (8) (c) 3. Practice at a public or private nonprofit entity in a health
9 professional shortage area, if the health care provider is not a dental therapist or
10 dental hygienist, or in a dental health shortage area, if the health care provider is
11 a dental therapist or dental hygienist.

12 **SECTION 699.** 36.64 (title) and (1) of the statutes are repealed.

13 **SECTION 700.** 36.64 (2) of the statutes is renumbered 36.09 (3) (d) 1. and
14 amended to read:

15 36.09 (3) (d) 1. ~~The office of educational opportunity shall evaluate proposals~~
16 ~~for contracts under s. 118.40 (2x),~~ chancellor of the University of Wisconsin-Madison
17 shall monitor pupil academic performance at charter schools authorized under s.
18 118.40 (2x); and monitor the overall operations of charter schools authorized under
19 s. 118.40 (2x).

20 **SECTION 701.** 36.64 (3) of the statutes is repealed.

21 **SECTION 702.** 36.64 (4) (intro.) and (a) of the statutes are renumbered 36.09 (3)
22 (d) 2. (intro.) and a. and amended to read:

23 36.09 (3) (d) 2. (intro.) ~~The director of the office of educational opportunity~~
24 chancellor of the University of Wisconsin-Madison may do any of the following in
25 carrying out the chancellor's duties under subd. 1.:

1 a. Appoint up to 2 ~~associate directors~~ assistants.

2 **SECTION 703.** 36.64 (4) (b) of the statutes is repealed.

3 **SECTION 704.** 36.64 (4) (c) of the statutes is renumbered 36.09 (3) (d) 2. c.

4 **SECTION 705.** 36.64 (4) (d) and (5) of the statutes are consolidated, renumbered
5 36.09 (3) (d) 2. d. and amended to read:

6 36.09 (3) (d) 2. d. Solicit private gifts and grants for charter schools established
7 under s. 118.40 (2x). ~~(5)~~ The ~~director of the office of educational opportunity~~
8 chancellor of the University of Wisconsin-Madison shall report to the board any
9 private gift or grant received ~~by the office of educational opportunity~~ under this subd.
10 2. d. and how the ~~director~~ chancellor intends to use the private gift or grant.

11 **SECTION 706.** 38.16 (3) (a) 4. of the statutes is amended to read:

12 38.16 (3) (a) 4. "Valuation factor" means a percentage equal to the greater of
13 either zero 2 percent as compared to the previous year or the percentage change in
14 the district's January 1 equalized value due to the aggregate new construction, less
15 improvements removed, in municipalities located in the district between the
16 previous year and the current year, as determined by the department of revenue
17 under par. (am).

18 **SECTION 707.** 38.22 (4) of the statutes is renumbered 38.22 (4) (a) and amended
19 to read:

20 38.22 (4) (a) ~~The~~ Subject to par. (b), the board shall establish procedures to
21 determine the residence of students attending district schools. In the case of any
22 disagreement as to the residence of any student, the board shall make the final
23 determination.

24 **SECTION 708.** 38.22 (4) (b) of the statutes is created to read:

1 38.22 (4) (b) 1. In this paragraph, “relocated service member” means an active
2 duty member of the U.S. armed forces who has been relocated from Wisconsin and
3 stationed on active duty in another state.

4 2. For purposes of sub. (6) and the procedures established under par. (a), a
5 relocated service member and the service member’s spouse and dependents are
6 considered residents of this state during the period in which the service member is
7 relocated on active duty if they demonstrate, under the procedures established under
8 par. (a), that they are bona fide residents during this period.

9 3. Except as provided in subd. 4., subd. 2. does not apply after the relocated
10 service member’s period of relocation on active duty in another state has ended.

11 4. A relocated service member’s dependent who is considered a resident of this
12 state under subd. 2. continues to be considered a resident of this state after the
13 relocated service member’s period of relocation on active duty in another state has
14 ended.

15 **SECTION 709.** 38.22 (6) (e) of the statutes is created to read:

16 38.22 (6) (e) Any person who is not a citizen of the United States if that person
17 meets all of the following requirements:

18 1. The person graduated from a high school in this state or received a
19 declaration of equivalency of high school graduation from this state.

20 2. The person was continuously present in this state for at least 3 years
21 following the first day of attending a high school in this state or immediately
22 preceding receipt of a declaration of equivalency of high school graduation.

23 3. The person enrolls in a district school and provides the district board with
24 proof that the person has filed or will file an application for lawful permanent

1 resident status with the U.S. citizenship and immigration services as soon as the
2 person is eligible to do so.

3 **SECTION 710.** 38.22 (6) (g) of the statutes is created to read:

4 38.22 (6) (g) Any person who meets all of the following requirements:

5 1. The person, or the person's parent or grandparent, is a member of a federally
6 recognized American Indian tribe or band in this state or is a member of a federally
7 recognized tribe in a state contiguous with Wisconsin.

8 2. The person has resided in Wisconsin, Minnesota, Illinois, Iowa, or Michigan,
9 or in any combination of these states, for at least 12 months immediately preceding
10 the beginning of any semester or session in which the person enrolls in a district
11 school.

12 **SECTION 711.** 38.274 of the statutes is created to read:

13 **38.274 Farmer tuition assistance grants.** (1) From the appropriation
14 under s. 20.292 (1) (fm), and subject to sub. (2), the board shall make grants to current
15 or prospective farmers in this state for the purpose of paying no more than 50 percent
16 of tuition costs for enrolling in district courses on farm management or farm finance.

17 (2) A current or prospective farmer may receive grants under sub. (1) that total
18 no more than \$1,000 per year for no more than 3 years.

19 **SECTION 712.** 39.395 of the statutes is created to read:

20 **39.395 Nurse educators.** (1) In this section, "institution of higher education"
21 means an institution or college campus within the University of Wisconsin System,
22 a technical college within the technical college system, or a private, nonprofit
23 institution of higher education located in this state.

24 (2) Subject to sub. (3), the board shall establish a program that provides all of
25 the following:

1 (a) Fellowships for students who enroll in doctor of nursing practice, doctor of
2 philosophy in nursing, or master of science in nursing degree programs in an
3 institution of higher education.

4 (b) Postdoctoral fellowships to recruit faculty for nursing programs in an
5 institution of higher education.

6 (c) Educational loan repayment assistance to recruit and retain faculty for
7 nursing programs in an institution of higher education.

8 (3) The program established under sub. (2) shall require individuals who
9 receive fellowships under sub. (2) (a) or (b) or assistance under sub. (2) (c) to make
10 a commitment to teach for at least 3 consecutive years in a nursing program at an
11 institution of higher education.

12 (4) Costs associated with the program established under sub. (2) shall be
13 funded from the appropriation under s. 20.235 (1) (co).

14 **SECTION 713.** 39.42 of the statutes is amended to read:

15 **39.42 Interstate agreements.** The board, with the approval of the joint
16 committee on finance, or the governing boards of any publicly supported institution
17 of post-high school education, with the approval of the board and the joint committee
18 on finance, may enter into agreements or understandings which include remission
19 of nonresident tuition for designated categories of students at state institutions of
20 higher education with appropriate state agencies and institutions of higher
21 education in other states to facilitate use of public higher education institutions of
22 this state and other states. Such agreements and understandings shall have as their
23 purpose the mutual improvement of educational advantages for residents of this
24 state and such other states or institutions of other states with which agreements are
25 made. This section does not apply to the agreement under s. 36.27 (2r).

1 **SECTION 714.** 39.47 (title) of the statutes is amended to read:

2 **39.47 (title) Minnesota-Wisconsin public vocational school student**
3 **reciprocity agreement.**

4 **SECTION 715.** 39.47 (1) of the statutes is amended to read:

5 39.47 (1) There is established, to be administered by the board, a
6 Minnesota-Wisconsin public vocational school student reciprocity agreement, ~~the~~
7 ~~purpose of which shall be to ensure that neither state shall profit at the expense of~~
8 ~~the other and that the determination of any amounts owed by either state under the~~
9 ~~agreement shall be based on an equitable formula which reflects the educational~~
10 ~~costs incurred by the 2 states, reflects any differentials in usage by residents of either~~
11 ~~state of the public institutions of higher education located in the other state, and~~
12 ~~reflects any differentials in the resident tuition charged at comparable public~~
13 ~~institutions of higher education of the 2 states.~~ The board, representing this state,
14 shall enter into an agreement meeting the requirements of this section with the
15 designated body representing the state of Minnesota.

16 **SECTION 716.** 39.47 (2) of the statutes is amended to read:

17 39.47 (2) The agreement under this section shall provide for the waiver of
18 nonresident ~~tuition~~ fees for a resident of either state who is enrolled in a public
19 vocational school located in the other state. ~~The agreement shall also establish a~~
20 ~~reciprocal fee structure for residents of either state who are enrolled in public~~
21 ~~institutions of higher education, other than vocational schools, located in the other~~
22 ~~state.~~ The reciprocal fee may not exceed the higher of the resident ~~tuition~~ fees that
23 would be charged the student at the public ~~institution of higher education~~ vocational
24 school in which the student is enrolled or the resident ~~tuition~~ fees that would be
25 charged the student at a comparable public ~~institutions of higher education~~

1 vocational school located in his or her state of residence, as specified in the annual
2 administrative memorandum under sub. (2g). ~~The agreement shall take effect on~~
3 ~~July 1, 2007.~~ The agreement is subject to the approval of the joint committee on
4 finance under s. 39.42.

5 **SECTION 717.** 40.01 (3) of the statutes is amended to read:

6 40.01 (3) COMPATIBILITY OF TRUSTEE RESPONSIBILITIES. Membership on the
7 employee trust funds board, group insurance board, and deferred compensation
8 board, ~~Wisconsin retirement board and the teachers retirement board~~ shall not be
9 incompatible with any other public office. The board members and the employees of
10 the department shall not be deemed to have a conflict of interest in carrying out their
11 responsibilities and duties in administering this chapter, or taking other appropriate
12 actions necessary to achieve the purposes of this chapter, solely by reason of their
13 being eligible for benefits under the benefit plans provided under this chapter.
14 However, any board member or employee of the department is expressly prohibited
15 from participating in decisions directly related to a specific benefit, credit, claim, or
16 application of the person and from participating in negotiations or decisions on the
17 selection of actuarial, medical, legal, insurance, or other independent contractors if
18 the board member or employee of the department has a direct or indirect financial
19 interest in or is an officer or employee or is otherwise associated with the
20 independent contractor.

21 **SECTION 718.** 40.02 (8) (b) 3. of the statutes is repealed.

22 **SECTION 719.** 40.02 (21d) (intro.) of the statutes is amended to read:

23 40.02 (21d) (intro.) “Domestic partnership” means a relationship between 2
24 individuals, ~~who submitted an affidavit of domestic partnership to the department~~
25 ~~before September 23, 2017,~~ that satisfies all of the following:

1 **SECTION 720.** 40.03 (1) (dm) of the statutes is created to read:

2 40.03 (1) (dm) Shall develop and implement policies, principles, and directives
3 for the office of internal audit and determine the qualifications of and appoint, in the
4 classified service, staff for the office of internal audit. Staff appointed under this
5 paragraph shall report directly to the board.

6 **SECTION 721.** 40.03 (1) (i) of the statutes is amended to read:

7 40.03 (1) (i) May determine that some or all of the disability annuities and
8 death benefits provided from the Wisconsin retirement system shall instead be
9 provided through group insurance plans ~~to be established by the group insurance~~
10 ~~board~~ either as separate plans or as integral parts of the group life and income
11 continuation insurance plans established under this chapter.

12 **SECTION 722.** 40.03 (1) (j) of the statutes is amended to read:

13 40.03 (1) (j) Shall accept timely appeals from determinations made by the
14 department, ~~other than appeals of determinations made by the department~~
15 ~~regarding disability annuities.~~ The board shall review the relevant facts and may
16 hold a hearing. Upon completion of its review and hearing, if any, the board shall
17 make a determination which it shall certify to the participating employer or the
18 appropriate state agency and to the appropriate employee, if any. The board's
19 determination of an employee's status under s. 40.06 (1) (e) shall remain in effect
20 until receipt by the department of notification indicating a different classification.
21 A participant may appeal that determination as provided by s. 40.06 (1) (e).

22 **SECTION 723.** 40.03 (1) (p) of the statutes is amended to read:

23 40.03 (1) (p) May, upon the recommendation of the actuary, transfer in whole
24 or in part the assets and reserves held in any account described in s. 40.04 (9) to a

1 different account described in s. 40.04 (9), for the purpose of providing any group
2 insurance benefit offered by the group insurance board.

3 **SECTION 724.** 40.03 (1) (q) of the statutes is created to read:

4 40.03 (1) (q) For the purposes of the group income continuation insurance plan
5 established under ss. 40.61 and 40.62 and the group long-term disability insurance
6 plan established under s. 40.64:

7 1. May, on behalf of the state, enter into a contract or contracts with one or more
8 insurers authorized to transact insurance business in this state for the purpose of
9 providing the plans.

10 2. May, wholly or partially in lieu of subd. 1., on behalf of the state, provide the
11 plans on a self-insured basis.

12 3. May take any action as trustees that is considered advisable and not
13 specifically prohibited or delegated to some other governmental agency to carry out
14 the purpose and intent of the plans.

15 4. May apportion all excess moneys becoming available to the board through
16 operation of the plans to reduce premium payments in following contract years or to
17 establish reserves to stabilize costs in subsequent years. If the board determines
18 that the excess became available due to favorable experience of specific groups of
19 employers or specific employee groups, the board may make the apportionment in
20 a manner designated to benefit the specific employers or employee groups only or to
21 a greater extent than other employers and employee groups.

22 5. Shall take prompt action to liquidate any actuarial or cash deficit that occurs
23 in the accounts and reserves maintained in the fund for the plans.

24 6. Shall accept timely appeals of determinations made by the department
25 affecting any right or benefit under the plans.

1 **SECTION 725.** 40.03 (2) (d) of the statutes is amended to read:

2 40.03 (2) (d) May suspend an annuity pending final action by the board, or a
3 disability annuity pending final action by the ~~Wisconsin retirement board or the~~
4 ~~teachers retirement board~~, when, in the secretary's judgment, the annuitant is not
5 eligible to receive the annuity.

6 **SECTION 726.** 40.03 (2) (i) of the statutes is amended to read:

7 40.03 (2) (i) ~~Shall Except as provided under pars. (ig) and (ir), shall promulgate,~~
8 ~~with the approval of the board, all rules, except rules promulgated under par. (ig) or~~
9 ~~(ir), that are required for the efficient administration of the fund or of any of the~~
10 ~~benefit plans established by this chapter. In addition to being approved by the board,~~
11 ~~rules promulgated under this paragraph relating to teachers must be approved by~~
12 ~~the teachers retirement board and rules promulgated under this paragraph relating~~
13 ~~to participants other than teachers must be approved by the Wisconsin retirement~~
14 ~~board, except rules promulgated under s. 40.30 and shall promulgate rules as~~
15 ~~necessary for a long-term disability insurance plan established under s. 40.64. All~~
16 ~~rules promulgated under this paragraph are subject to board approval under sub. (1)~~
17 ~~(m).~~

18 **SECTION 727.** 40.03 (2) (ig) of the statutes is amended to read:

19 40.03 (2) (ig) Shall promulgate, with the approval of the group insurance board,
20 all rules required for the administration of the group health, long-term care, ~~income~~
21 ~~continuation~~ or life insurance plans established under subchs. IV to ~~and~~ VI and
22 health savings accounts under subch. IV.

23 **SECTION 728.** 40.03 (2) (p) of the statutes is amended to read:

24 40.03 (2) (p) Shall establish procedures for and conduct the elections of board
25 members required under ss. ~~s. 15.16 (1) (d) and 15.165 (3) (a) 1., 2., 6. and 7. (1) (cm)~~

1 1. The procedures shall include the establishment of a nominating process and shall
2 provide for the distribution of ballots to all participating employees and annuitants
3 eligible to vote in the election.

4 **SECTION 729.** 40.03 (2) (v) of the statutes is amended to read:

5 40.03 (2) (v) May settle any dispute in an appeal of a determination made by
6 the department that is subject to review under sub. (1) (j), or (6) (i), ~~(7) (f), or (8) (f),~~
7 or s. 40.80 (2g), but only with the approval of the board having the authority to accept
8 the appeal. In deciding whether to settle such a dispute, the secretary shall consider
9 the cost of litigation, the likelihood of success on the merits, the cost of delay in
10 resolving the dispute, the actuarial impact on the trust fund, and any other relevant
11 factor the secretary considers appropriate. Any moneys paid by the department to
12 settle a dispute under this paragraph shall be paid from the appropriation account
13 under s. 20.515 (1) (r).

14 **SECTION 730.** 40.03 (2) (x) of the statutes is repealed.

15 **SECTION 731.** 40.03 (4m) of the statutes is created to read:

16 40.03 (4m) OFFICE OF INTERNAL AUDIT. (a) The office of internal audit shall
17 provide independent assurance that the public employee trust fund assets under the
18 control of the department are safeguarded for the purpose of ensuring the fulfillment
19 of the benefit commitments to individuals under this chapter.

20 (b) The internal auditor may review any activity, information, or record of the
21 department that relates to the administration of the fund.

22 (c) The internal auditor shall plan and conduct audit activities, including
23 external audits, risk assessments, research projects, and management reviews,
24 under the direction of the board and in accordance with policies, principles, and
25 directives determined by the board.

1 (d) The internal auditor shall monitor the department's compliance with
2 applicable legal requirements and contracts entered into by the department and the
3 board.

4 **SECTION 732.** 40.03 (6) (intro.) of the statutes is amended to read:

5 40.03 (6) GROUP INSURANCE BOARD. (intro.) The With respect to the group
6 insurance plans provided for by this chapter other than the group income
7 continuation insurance plan established under ss. 40.61 and 40.62 and the group
8 long-term disability insurance plan established under s. 40.64, the group insurance
9 board:

10 **SECTION 733.** 40.03 (6) (a) 1. of the statutes is amended to read:

11 40.03 (6) (a) 1. Except as provided in par. (m), shall, on behalf of the state, enter
12 into a contract or contracts with one or more insurers authorized to transact
13 insurance business in this state for the purpose of providing the group insurance
14 plans ~~provided for by this chapter~~; or

15 **SECTION 734.** 40.03 (6) (d) (intro.) of the statutes is amended to read:

16 40.03 (6) (d) (intro.) May take any action as trustees ~~which~~ that is deemed
17 advisable and not specifically prohibited or delegated to some other governmental
18 agency, to carry out the purpose and intent of the group insurance plans ~~provided~~
19 ~~under this chapter~~, including, but not limited to, provisions in the appropriate
20 contracts relating to:

21 **SECTION 735.** 40.03 (6) (i) of the statutes is amended to read:

22 40.03 (6) (i) Shall accept timely appeals of determinations made by the
23 department affecting any right or benefit under any group insurance ~~plan provided~~
24 for under this chapter plans that are overseen by the group insurance board.

25 **SECTION 736.** 40.03 (7) of the statutes is repealed.

1 **SECTION 737.** 40.03 (8) of the statutes is repealed.

2 **SECTION 738.** 40.04 (3) (a) of the statutes is amended to read:

3 40.04 (3) (a) The net gain or loss of the variable retirement investment trust
4 shall be distributed annually on December 31 to each participating account in the
5 same ratio as each account's average daily balance within the respective trust bears
6 to the total average daily balance of all participating accounts in the trust. The
7 amount to be distributed shall be the excess of the increase within the period in the
8 value of the assets of the trust resulting from income from the investments of the
9 trust and from the sale or appreciation in value of any investment of the trust, over
10 the decrease within the period in the value of the assets resulting from the sale or
11 the depreciation in value of any investments of the trust.

12 **SECTION 739.** 40.04 (3) (am) 3. (intro.) of the statutes is amended to read:

13 40.04 (3) (am) 3. (intro.) Annually, on December 31, the sum of all of the
14 following shall be distributed from the market recognition account to each
15 participating account in the core retirement investment trust in the same ratio as
16 each account's average daily balance bears to the total average daily balance of all
17 participating accounts in the trust:

18 **SECTION 740.** 40.05 (2) (aw) of the statutes is created to read:

19 40.05 (2) (aw) For purposes of this subsection, the participating employer of an
20 employee subject to s. 40.65 who is on a deployment, training, or readiness exercise
21 as the member of an urban search and rescue task force under a contract under s.
22 323.72 (1) is the local agency, and the local agency shall contribute any additional
23 percentage or percentages related to the deployment, training, or readiness exercises
24 under a contract under s. 323.72 (1) as calculated by the actuary under s. 40.03 (5)

1 (c). A local agency may seek reimbursement from the department of military affairs
2 under s. 323.72 (2m).

3 **SECTION 741.** 40.05 (4) (a) 2. of the statutes is amended to read:

4 40.05 (4) (a) 2. For an insured employee who is an eligible employee under s.
5 40.02 (25) (a) 2. or (b) 1m. or 2c., the employer shall pay required employer
6 contributions toward the health insurance premium of the insured employee
7 beginning on the date on which the employee becomes insured. For an insured state
8 employee who is currently employed, but who is not a limited term appointment
9 under s. 230.26 or an eligible employee under s. 40.02 (25) (a) 2. or (b) 1m. or 2c., the
10 employer shall pay required employer contributions toward the health insurance
11 premium of the insured employee beginning on the first day of the ~~3rd~~ 2nd month
12 beginning after the date on which the employee begins employment with the state,
13 not including any leave of absence. For an insured employee who has a limited term
14 appointment under s. 230.26, the employer shall pay required employer
15 contributions toward the health insurance premium of the insured employee
16 beginning on the first day of the 7th month beginning after the date on which the
17 employee first becomes a participating employee.

18 **SECTION 742.** 40.06 (8) of the statutes is created to read:

19 40.06 (8) For periods during which a protective occupation participant who is
20 a participating employee is on a deployment, training, or readiness exercise with an
21 urban search and rescue task force under a contract under s. 323.72 (1), all of the
22 following shall apply:

23 (a) The employer remits required contributions to the department under s.
24 40.05 (1) (a) and (2) (a).

1 (b) The employer reports to the department service and earnings that are at
2 least the same rate the employee would have received if the employee had not been
3 on the deployment, training, or readiness exercise.

4 **SECTION 743.** 40.08 (12) of the statutes is amended to read:

5 40.08 (12) COURT REVIEW. Notwithstanding s. 227.52, any action, decision, or
6 determination of the board, ~~the Wisconsin retirement board, the teachers retirement~~
7 ~~board,~~ the group insurance board, or the deferred compensation board in an
8 administrative proceeding shall be reviewable only by an action for certiorari in the
9 circuit court for Dane County that is commenced by any party to the administrative
10 proceeding, including the department, within 30 days after the date on which notice
11 of the action, decision, or determination is mailed to that party, and any party to the
12 certiorari proceedings may appeal the decision of that court.

13 **SECTION 744.** 40.22 (1) of the statutes is amended to read:

14 40.22 (1) Except as otherwise provided in sub. (2) and s. 40.26 (6) and (7), each
15 employee currently in the service of, and receiving earnings from, a state agency or
16 other participating employer shall be included within the provisions of the Wisconsin
17 retirement system as a participating employee of that state agency or participating
18 employer.

19 **SECTION 745.** 40.22 (2m) (intro.) of the statutes is amended to read:

20 40.22 (2m) (intro.) Except as otherwise provided in s. 40.26 (6) and (7), an
21 employee who was a participating employee before July 1, 2011, who is not expected
22 to work at least one-third of what is considered full-time employment by the
23 department, as determined by rule, and who is not otherwise excluded under sub. (2)
24 from becoming a participating employee shall become a participating employee if he

1 or she is subsequently employed by the state agency or other participating employer
2 for either of the following periods:

3 **SECTION 746.** 40.22 (2r) (intro.) of the statutes is amended to read:

4 40.22 (2r) (intro.) Except as otherwise provided in s. 40.26 (6) and (7), an
5 employee who was not a participating employee before July 1, 2011, who is not
6 expected to work at least two-thirds of what is considered full-time employment by
7 the department, as determined by rule, and who is not otherwise excluded under sub.
8 (2) from becoming a participating employee shall become a participating employee
9 if he or she is subsequently employed by the state agency or other participating
10 employer for either of the following periods:

11 **SECTION 747.** 40.22 (3) (intro.) of the statutes is amended to read:

12 40.22 (3) (intro.) Except as otherwise provided in s. 40.26 (6) and (7), a person
13 who qualifies as a participating employee shall be included within, and shall be
14 subject to, the Wisconsin retirement system effective on one of the following dates:

15 **SECTION 748.** 40.23 (1) (bm) of the statutes is amended to read:

16 40.23 (1) (bm) If an application by a participant age 55 or over, or by a protective
17 occupation participant age 50 or over, for long-term disability insurance benefits
18 under s. 40.64 is disapproved under rules promulgated by the department, the date
19 which would have been the effective date for the insurance benefits ~~shall be~~ is the
20 retirement annuity effective date if requested by the applicant within 60 days of the
21 disapproval or, if the disapproval is appealed, within 60 days of the final disposition
22 of the appeal.

23 **SECTION 749.** 40.26 (7) of the statutes is created to read:

24 40.26 (7) Subsections (1) to (5) do not apply to a participant who applies for an
25 annuity or lump sum payment during the period in which at least 15 days have

1 elapsed between the participant's termination of employment as a teacher with a
2 school district that is a participating employer and becoming a teacher as an
3 employee or contractor providing employee services with any school district that is
4 a participating employer if all of the following conditions are met:

5 (a) At the time the participant terminates his or her employment as a teacher
6 with a school district, the participant does not have an agreement with any school
7 district that is a participating employer to return to employment as a teacher or enter
8 into a contract to provide employee services as a teacher for the school district.

9 (b) The participant elects on a form provided by the department to not become
10 a participating employee.

11 **SECTION 750.** 40.27 (2) (d) of the statutes is repealed.

12 **SECTION 751.** 40.51 (2m) (a) of the statutes is repealed.

13 **SECTION 752.** 40.51 (2m) (b) of the statutes is renumbered 40.51 (2m) and
14 amended to read:

15 40.51 (2m) If an eligible employee is divorced or was a domestic partner in a
16 dissolved domestic partnership, the eligible employee may not enroll a new spouse
17 or domestic partner in a group health insurance plan under this subchapter until 6
18 months have elapsed since the date of the divorce or dissolved domestic partnership.

19 **SECTION 753.** 40.51 (7) (a) of the statutes is amended to read:

20 40.51 (7) (a) Any employer, other than the state, including an employer that
21 is not a participating employer, may offer to all of its employees a health care
22 coverage plan through a program offered by the group insurance board.
23 Notwithstanding sub. (2) and ss. 40.05 (4) and 40.52 (1), the department may by rule
24 establish different eligibility standards or contribution requirements for such
25 employees and employers. Beginning on January 1, 2012, except as otherwise

1 provided in a collective bargaining agreement under subch. IV of ch. 111 that covers
2 public safety employees, frontline workers, or transit employees, and except as
3 provided in par. (b), an employer may not offer a health care coverage plan to its
4 employees under this subsection if the employer pays more than 88 percent of the
5 average premium cost of plans offered in any tier with the lowest employee premium
6 cost under this subsection.

7 **SECTION 754.** 40.51 (8) of the statutes is amended to read:

8 40.51 (8) Every health care coverage plan offered by the state under sub. (6)
9 shall comply with ss. 631.89, 631.90, 631.93 (2), 631.95, 632.72 (2), 632.729, 632.746
10 (1) to (8) and (10), 632.747, 632.748, 632.798, 632.83, 632.835, 632.85, 632.853,
11 632.855, 632.862, 632.867, 632.87 (3) to (6), 632.871, 632.885, 632.89, 632.895 (5m)
12 and (8) to (17), and 632.896.

13 **SECTION 755.** 40.51 (8) of the statutes, as affected by 2021 Wisconsin Act ...
14 (this act), section 754, is amended to read:

15 40.51 (8) Every health care coverage plan offered by the state under sub. (6)
16 shall comply with ss. 631.89, 631.90, 631.93 (2), 631.95, 632.72 (2), 632.728, 632.729,
17 632.746 (1) to (8) and (10), 632.747, 632.748, 632.798, 632.83, 632.835, 632.85,
18 632.853, 632.855, 632.862, 632.867, 632.87 (3) to (6), 632.871, 632.885, 632.89,
19 632.895 (5m) and (8) to (17), and 632.896.

20 **SECTION 756.** 40.51 (8m) of the statutes is amended to read:

21 40.51 (8m) Every health care coverage plan offered by the group insurance
22 board under sub. (7) shall comply with ss. 631.95, 632.729, 632.746 (1) to (8) and (10),
23 632.747, 632.748, 632.798, 632.83, 632.835, 632.85, 632.853, 632.855, 632.862,
24 632.867, 632.871, 632.885, 632.89, and 632.895 (11) to (17).

1 **SECTION 757.** 40.51 (8m) of the statutes, as affected by 2021 Wisconsin Act ...
2 (this act), section 756, is amended to read:

3 40.51 **(8m)** Every health care coverage plan offered by the group insurance
4 board under sub. (7) shall comply with ss. 631.95, 632.728, 632.729, 632.746 (1) to
5 (8) and (10), 632.747, 632.748, 632.798, 632.83, 632.835, 632.85, 632.853, 632.855,
6 632.862, 632.867, 632.871, 632.885, 632.89, and 632.895 ~~(11)~~ (8) and (10) to (17).

7 **SECTION 758.** 40.51 (15m) of the statutes is repealed.

8 **SECTION 759.** 40.513 (3) (b) of the statutes is amended to read:

9 40.513 **(3)** (b) The employee's spouse or domestic partner is receiving health
10 care coverage under s. 40.51 (6).

11 **SECTION 760.** 40.52 (2) of the statutes is amended to read:

12 40.52 **(2)** Health insurance benefits under this subchapter shall be integrated,
13 with exceptions determined appropriate by the group insurance board, with benefits
14 under federal plans for hospital and health care for the aged and disabled.
15 Exclusions and limitations with respect to benefits and different rates may be
16 established for persons eligible under federal plans for hospital and health care for
17 the aged and disabled in recognition of the utilization by persons within the age
18 limits eligible under the federal program. The plan may include special provisions
19 for spouses, domestic partners, and other dependents covered under a plan
20 established under this subchapter where one spouse or domestic partner is eligible
21 under federal plans for hospital and health care for the aged but the others are not
22 eligible because of age or other reasons. As part of the integration, the department
23 may, out of premiums collected under s. 40.05 (4), pay premiums for the federal
24 health insurance.

25 **SECTION 761.** 40.55 (1) of the statutes is amended to read:

1 40.55 (1) Except as provided in sub. (5), the state shall offer, through the group
2 insurance board, to eligible employees under s. 40.02 (25) (bm) and to state
3 annuitants long-term care insurance policies which have been filed with the office
4 of the commissioner of insurance and which have been approved for offering under
5 contracts established by the group insurance board. The state shall also allow an
6 eligible employee or a state annuitant to purchase those policies for his or her spouse,
7 domestic partner, or parent.

8 **SECTION 762.** 40.61 (2) of the statutes is amended to read:

9 40.61 (2) Except as provided in sub. (4), ~~any~~ an eligible employee may become
10 covered by income continuation insurance by electing coverage within 30 days of
11 initial eligibility, to be effective as of the first day of the month that first occurs during
12 the 30-day period, or by electing coverage within 60 days of initially becoming
13 eligible for a higher level of employer contribution towards the premium cost to be
14 effective as of the first day of the month following the date of eligibility for teachers
15 employed by the university and effective as of the following April 1 for all other
16 employees. ~~Any~~ An employee who does not so elect at one of these times, or who
17 subsequently cancels the insurance, may not thereafter become insured unless the
18 employee furnishes evidence of insurability under the terms of the contract, or as
19 otherwise provided by rule for employees under sub. (3), at the employee's own
20 expense or obtains coverage subject to contractual waiting periods if contractual
21 waiting periods are provided for by the contract or by rule for employees under sub.
22 (3). An employee who furnishes satisfactory evidence of insurability under the terms
23 of the contract shall become insured as of the first day of the month following the date
24 of approval of evidence. The method to be used shall be determined by the group
25 ~~insurance~~ board under sub. (1).

1 **SECTION 763.** 40.61 (3) of the statutes is amended to read:

2 40.61 (3) ~~Any~~ An employer under s. 40.02 (28), other than the state, may offer
3 to all of its employees ~~an~~ a group income continuation insurance plan through a
4 program offered by the ~~group insurance~~ board. Notwithstanding sub. (2) and ss.
5 40.05 (5) and 40.62, the department may by rule establish different eligibility
6 standards or contribution requirements for ~~such~~ those employees and employers and
7 may by rule limit the categories of employers ~~which~~ that may be included as
8 participating employers under this subchapter.

9 **SECTION 764.** 40.62 (1) of the statutes is amended to read:

10 40.62 (1) The ~~group insurance~~ board shall establish ~~an~~ a group income
11 continuation insurance plan providing for full or partial payment of the financial loss
12 of earnings incurred as a result of injury or illness with separate provisions for
13 short-term insurance with a benefit duration of no more than one year and
14 long-term insurance covering injury or illness of indefinite duration. ~~Employees~~ An
15 employee insured under the plan shall be eligible for benefits upon exhaustion of
16 accumulated sick leave and completion of the elimination period established by the
17 ~~group insurance~~ board.

18 **SECTION 765.** 40.63 (5) of the statutes is amended to read:

19 40.63 (5) The department shall make a report based on the evidence prescribed
20 in subs. (1) to (4) as to whether a disability benefit shall be granted and the
21 department shall submit the report to the ~~teachers retirement~~ board ~~for teacher~~
22 ~~participants~~ and to the ~~Wisconsin retirement~~ board ~~for participants other than~~
23 ~~teachers~~. A copy of the report and notice of the date that the report was presented,
24 or will be presented, to the ~~appropriate board and the board's name~~, shall be mailed
25 to the applicant and to the applicant's former employer. Either the applicant or the

1 employer may request a hearing under s. 227.44 to contest the department's
2 determination by filing a timely appeal with the appropriate board. If a request for
3 a hearing is not timely filed, and the appropriate board does not disapprove the
4 department's determination or request additional information within the time
5 allowed for filing appeals, the report shall be final. If the board requests additional
6 information, the report shall be final 30 days after the board's receipt of the requested
7 information unless the board disapproves the report. If the report is disapproved,
8 notice of the board's action shall be sent to the applicant and the applicant's former
9 employer. Either the applicant or the employer may contest the board's action by
10 submitting a written request for a hearing under s. 227.44 to the appropriate board
11 within 30 days following the date on which the notice of the board's action was mailed
12 to the applicant or the employer.

13 **SECTION 766.** 40.63 (9) (d) of the statutes is amended to read:

14 40.63 (9) (d) If the department terminates a disability annuity under this
15 subsection, the department shall make a report which shall include the department's
16 determination and the reasons for the determination. The department shall submit
17 the report to the ~~teachers retirement board for teacher participants and to the~~
18 ~~Wisconsin retirement board for participants other than teachers.~~ A copy of the report
19 and notice of the date that the report was presented, or will be presented, to the
20 appropriate board, ~~and the board's name,~~ shall be mailed to the affected annuitant.
21 An annuitant may request a hearing under s. 227.44 to contest the department's
22 determination by filing a timely appeal with the appropriate board. If a request for
23 a hearing is not timely filed, and the appropriate board does not disapprove the
24 department's determination or request additional information within the time
25 allowed for filing appeals, the report shall be final. If the board requests additional

1 information, the report shall be final 30 days after the board's receipt of the requested
2 information unless the board disapproves the department's determination.

3 **SECTION 767.** 40.64 of the statutes is created to read:

4 **40.64 Long-term disability insurance coverage.** The board may establish
5 a long-term disability insurance plan.

6 **SECTION 768.** 40.65 (3) of the statutes is amended to read:

7 40.65 (3) The ~~Wisconsin retirement~~ board shall determine the amount of each
8 monthly benefit payable under this section and its effective date. The board shall
9 periodically review the dollar amount of each monthly benefit and adjust it to
10 conform with the provisions of this section. The board may request any income or
11 benefit information, or any information concerning a person's marital status, which
12 it considers to be necessary to implement this subsection and may require a
13 participant to authorize the board to obtain a copy of his or her most recent state or
14 federal income tax return. The board may terminate the monthly benefit of any
15 person who refuses to submit information requested by the board, who refuses to
16 authorize the board to obtain a copy of his or her most recent state or federal income
17 tax return, or who submits false information to the board.

18 **SECTION 769.** 40.65 (5) (b) (intro.) of the statutes is amended to read:

19 40.65 (5) (b) (intro.) The ~~Wisconsin retirement~~ board shall reduce the amount
20 of a participant's monthly benefit under this section by the amounts under subds. 1.
21 to 6., except that the board may determine not to reduce a participant's benefit
22 because of income related to therapy or rehabilitation. The ~~Wisconsin retirement~~
23 board may assume that any benefit or amount listed under subds. 1. to 6. is payable
24 to a participant until it is determined to the board's satisfaction that the participant
25 is ineligible to receive the benefit or amount, except that the department shall

1 withhold an amount equal to 5 percent of the monthly benefit under this section until
2 the amount payable under subd. 3. is determined.

3 **SECTION 770.** 40.65 (6) (intro.) of the statutes is amended to read:

4 40.65 (6) (intro.) The Wisconsin retirement board shall adjust the monthly
5 salary of every participant receiving a benefit under this section using the salary
6 index for the previous calendar year as follows:

7 **SECTION 771.** 40.65 (7) (am) 1. of the statutes is amended to read:

8 40.65 (7) (am) 1. To the surviving spouse or surviving domestic partner until
9 the surviving spouse remarries, or the surviving domestic partner enters into a new
10 domestic partnership or marries, if the surviving spouse was married to the
11 participant on the date that the participant was disabled under sub. (4), or the
12 surviving domestic partner was in a domestic partnership on the date that the
13 participant was disabled under sub. (4), 50 percent of the participant's monthly
14 salary at the time of death, but reduced by any amount payable under sub. (5) (b) 1.
15 to 6.

16 **SECTION 772.** 40.65 (7) (am) 1g. of the statutes is repealed.

17 **SECTION 773.** 40.65 (7) (am) 1m. of the statutes is repealed.

18 **SECTION 774.** 40.65 (7) (am) 3. of the statutes is amended to read:

19 40.65 (7) (am) 3. The total monthly amount paid under subds. 1., ~~1g.~~, ~~1m.~~, and
20 2. may not exceed 70 percent of the participant's monthly salary at the time of death
21 reduced by any amounts under sub. (5) (b) 1. to 6. that relate to the participant's work
22 record.

23 **SECTION 775.** 40.65 (7) (ar) 1. a. of the statutes is amended to read:

24 40.65 (7) (ar) 1. a. To the surviving spouse or the surviving domestic partner
25 until the surviving spouse remarries, or the surviving domestic partner enters into

1 a new domestic partnership or marries, if the surviving spouse was married to the
2 participant on the date that the participant was disabled under sub. (4), or the
3 surviving domestic partner was in a domestic partnership with the participant on
4 the date that the participant was disabled under sub. (4), 70 percent of the
5 participant's monthly salary at the time of death, but reduced by any amount payable
6 under sub. (5) (b) 1. to 6.

7 **SECTION 776.** 40.65 (7) (ar) 1. ag. of the statutes is repealed.

8 **SECTION 777.** 40.65 (7) (ar) 1. am. of the statutes is repealed.

9 **SECTION 778.** 40.80 (2r) (a) 1. of the statutes is amended to read:

10 40.80 (2r) (a) 1. Relates to a marriage or domestic partnership that terminated
11 after December 1, 2001.

12 **SECTION 779.** 40.80 (2r) (a) 2. of the statutes is amended to read:

13 40.80 (2r) (a) 2. Assigns all or part of a participant's accumulated assets held
14 in a deferred compensation plan under this subchapter to a spouse, former spouse,
15 domestic partner, former domestic partner, child, or other dependent to satisfy a
16 family support or marital property obligation.

17 **SECTION 780.** 41.41 (4) (d) of the statutes is repealed.

18 **SECTION 781.** 41.53 (1) (k) of the statutes is created to read:

19 41.53 (1) (k) From the appropriation under s. 20.380 (3) (cm), provide a grant
20 to a Native American artist through the program described in par. (fm) for the design,
21 production, and installation of a permanent marker on the University of
22 Wisconsin–Stevens Point campus in recognition of the Native Americans who died
23 due to a scarlet fever epidemic. Notwithstanding pars. (f) and (fm), a grantee may
24 receive funds distributed as a grant under this paragraph regardless of whether the
25 grantee has provided at least 50 percent of the estimated total cost of the project.

1 **SECTION 782.** 42.105 (1) of the statutes is renumbered 42.105.

2 **SECTION 783.** 42.105 (2) of the statutes is repealed.

3 **SECTION 784.** 45.01 (6) (c) of the statutes is amended to read:

4 45.01 **(6)** (c) The ~~biological~~ natural or adoptive parent or a person who acts in
5 the place of a parent and who has so acted for not less than 12 months prior to the
6 veteran's entrance into active service.

7 **SECTION 785.** 45.20 (2) (a) 1. of the statutes is amended to read:

8 45.20 **(2)** (a) 1. The department shall administer a tuition reimbursement
9 program for eligible veterans enrolling as undergraduates in any institution of
10 higher education in this state, enrolling in a school that is approved under s. 45.03
11 (11), enrolling in a proprietary school that is approved under s. 440.52, enrolling in
12 a public or private high school, enrolling in a tribal school, as defined in s. 115.001
13 (15m), in any grade from 9 to 12, or receiving a waiver of nonresident tuition under
14 s. 36.27 (2r) or 39.47.

15 **SECTION 786.** 45.20 (2) (c) 1. of the statutes is amended to read:

16 45.20 **(2)** (c) 1. A veteran who meets the eligibility requirements under par. (b)
17 1. may be reimbursed upon satisfactory completion of an undergraduate semester in
18 any institution of higher education in this state, or upon satisfactory completion of
19 a course at any school that is approved under s. 45.03 (11), any proprietary school
20 that is approved under s. 440.52, any public or private high school, any tribal school,
21 as defined in s. 115.001 (15m), that operates any grade from 9 to 12, or any institution
22 from which the veteran receives a waiver of nonresident tuition under s. 36.27 (2r)
23 or 39.47. Except as provided in par. (e), the amount of reimbursement may not exceed
24 the total cost of the veteran's tuition minus any grants or scholarships that the
25 veteran receives specifically for the payment of the tuition, or, if the tuition is for an

1 undergraduate semester in any institution of higher education, the standard cost of
2 tuition for a state resident for an equivalent undergraduate semester at the
3 University of Wisconsin-Madison, whichever is less.

4 **SECTION 787.** 45.20 (2) (d) 1. (intro.) of the statutes is amended to read:

5 45.20 (2) (d) 1. (intro.) Subject to subd. 1m., a veteran's eligibility for
6 reimbursement under this subsection at any institution of higher education in this
7 state, at a school that is approved under s. 45.03 (11), at a proprietary school that is
8 approved under s. 440.52, at a public or private high school, at a tribal school, as
9 defined in s. 115.001 (15m), that operates any grade from 9 to 12, or at an institution
10 where he or she is receiving a waiver of nonresident tuition under s. 36.27 (2r) or
11 39.47 is limited to the following:

12 **SECTION 788.** 45.48 (1m) of the statutes is created to read:

13 45.48 (1m) The department shall expend at least \$100,000 annually under sub.
14 (1) to promote suicide prevention and awareness by providing outreach, mental
15 health services, and support to individuals who are members of a traditionally
16 underserved population, including minority groups and individuals who reside in
17 rural areas of the state. The department may enter contracts to provide services
18 under this subsection.

19 **SECTION 789.** 45.51 (3) (c) 2. of the statutes is amended to read:

20 45.51 (3) (c) 2. The department may deviate from this sequence upon order of
21 the board to prevent the separation of ~~a husband and wife~~ spouses.

22 **SECTION 790.** 45.51 (5) (a) 1. b. of the statutes is amended to read:

23 45.51 (5) (a) 1. b. Was married to the person under sub. (2) (a) 1. or 2. at the time
24 the person entered the service and who became a ~~widow or widower~~ surviving spouse

1 by the death of the person while in the service or as a result of physical disability of
2 the person incurred during the service.

3 **SECTION 791.** 45.51 (5) (a) 1. c. of the statutes is amended to read:

4 45.51 (5) (a) 1. c. The period during which the surviving spouse was married
5 to and lived with the deceased person under sub. (2) (a) 1. or 2. plus the period of
6 ~~widowhood or widowerhood~~ after the death of the deceased person is 6 months or
7 more.

8 **SECTION 792.** 45.55 of the statutes is amended to read:

9 **45.55 Notes and mortgages of minor veterans.** Notwithstanding any
10 provision of this chapter or any other law to the contrary, any minor who served in
11 the active armed forces of the United States at any time after August 27, 1940, and
12 the ~~husband or wife~~ spouse of such a minor may execute, in his or her own right, notes
13 or mortgages, as defined in s. 851.15, the payment of which is guaranteed or insured
14 by the U.S. department of veterans affairs or the federal housing administrator
15 under the servicemen's readjustment act of 1944, the national housing act, or any
16 acts supplementing or amending these acts. In connection with these transactions,
17 the minors may sell, release, or convey the mortgaged property and litigate or settle
18 controversies arising therefrom, including the execution of releases, deeds, and other
19 necessary papers or instruments. The notes, mortgages, releases, deeds, and other
20 necessary papers or instruments when so executed are not subject to avoidance by
21 the minor or the ~~husband or wife~~ spouse of the minor upon either or both of them
22 attaining the age of 18 because of the minority of either or both of them at the time
23 of the execution thereof.

24 **SECTION 793.** 45.82 (2) of the statutes is amended to read:

1 45.82 (2) The department of veterans affairs shall award a grant annually to
2 a county that meets the standards developed under this section if the county
3 executive, administrator, or administrative coordinator certifies to the department
4 that it employs a county veterans service officer who, if chosen after April 15, 2015,
5 is chosen from a list of candidates who have taken a civil service examination for the
6 position of county veterans service officer developed and administered by the bureau
7 of merit recruitment and selection in the department of administration, or is
8 appointed under a civil service competitive examination procedure under s. 59.52 (8)
9 or ch. 63. The grant shall be ~~\$8,500~~ \$8,925 for a county with a population of less than
10 20,000, ~~\$10,000~~ \$10,500 for a county with a population of 20,000 to 45,499, ~~\$11,500~~
11 \$12,075 for a county with a population of 45,500 to 74,999, and ~~\$13,000~~ \$13,650 for
12 a county with a population of 75,000 or more. The department of veterans affairs
13 shall use the most recent Wisconsin official population estimates prepared by the
14 demographic services center when making grants under this subsection.

15 **SECTION 794.** 45.82 (3) of the statutes is amended to read:

16 45.82 (3) Notwithstanding sub. (2), an eligible county with a part-time county
17 veterans service officer shall be eligible for an annual grant not exceeding ~~\$500~~ \$525.

18 **SECTION 795.** 45.82 (4) of the statutes is amended to read:

19 45.82 (4) The department shall provide grants to the governing bodies of
20 federally recognized American Indian tribes and bands from the appropriation
21 under s. 20.485 (2) (km) or (vu) if that governing body enters into an agreement with
22 the department regarding the creation, goals, and objectives of a tribal veterans
23 service officer, appoints a veteran to act as a tribal veterans service officer, and gives
24 that veteran duties similar to the duties described in s. 45.80 (5), except that the
25 veteran shall report to the governing body of the tribe or band. The department may

1 make annual grants in an amount not to exceed ~~\$15,000~~ \$15,750 per grant under this
2 subsection and shall promulgate rules to implement this subsection.

3 **SECTION 796.** 46.011 (1p) of the statutes is amended to read:

4 46.011 (1p) “Juvenile correctional services” means services provided for a
5 juvenile who is under the supervision of the department of corrections under s.
6 938.183, 938.34 (2), ~~(4h)~~, (4m), (4n), or (7g), or 938.357 (3) or (4).

7 **SECTION 797.** 46.011 (1p) of the statutes, as affected by 2019 Wisconsin Act 8
8 and 2021 Wisconsin Act (this act), is repealed and recreated to read:

9 46.011 (1p) “Juvenile correctional services” means services provided for a
10 juvenile who is under the supervision of the department of corrections under s.
11 938.183, 938.34 (4m) or (7g), or 938.357 (3) or (4).

12 **SECTION 798.** 46.057 (1) of the statutes is amended to read:

13 46.057 (1) The department shall establish, maintain, and operate the Mendota
14 juvenile treatment center on the grounds of the Mendota Mental Health Institute.
15 The department may designate staff at the Mendota Mental Health Institute as
16 responsible for administering, and providing services at, the center.
17 Notwithstanding ss. 301.02, 301.03, and 301.36 (1), the department shall operate the
18 Mendota juvenile treatment center as a juvenile correctional facility, as defined in
19 s. 938.02 (10p). The center shall not be considered a hospital, as defined in s. 50.33
20 (2), an inpatient facility, as defined in s. 51.01 (10), a state treatment facility, as
21 defined in s. 51.01 (15), or a treatment facility, as defined in s. 51.01 (19). The center
22 shall provide psychological and psychiatric evaluations and treatment for juveniles
23 whose behavior presents a serious problem to themselves or others in other juvenile
24 correctional facilities and whose mental health needs can be met at the center. With
25 the approval of the department of health services, the department of corrections may

1 transfer to the center any juvenile who has been placed in a juvenile correctional
2 facility or a secured residential care center for children and youth under the
3 supervision of the department of corrections under s. 938.183, 938.34 (4h) ~~or~~ (4m),
4 or 938.357 (3), (4), or (5) (e) in the same manner that the department of corrections
5 transfers juveniles between other juvenile correctional facilities. Upon the
6 recommendation of the department of health services, a court may place a juvenile
7 at the center in a proceeding for a change in placement order under s. 938.357 (3).

8 **SECTION 799.** 46.057 (1) of the statutes, as affected by 2017 Wisconsin Act 185
9 and 2021 Wisconsin Act (this act), is repealed and recreated to read:

10 46.057 (1) The department shall establish, maintain, and operate the Mendota
11 juvenile treatment center on the grounds of the Mendota Mental Health Institute.
12 The department may designate staff at the Mendota Mental Health Institute as
13 responsible for administering, and providing services at, the center.
14 Notwithstanding ss. 301.02, 301.03, and 301.36 (1), the department shall operate the
15 Mendota juvenile treatment center as a juvenile correctional facility, as defined in
16 s. 938.02 (10p). The center shall not be considered a hospital, as defined in s. 50.33
17 (2), an inpatient facility, as defined in s. 51.01 (10), a state treatment facility, as
18 defined in s. 51.01 (15), or a treatment facility, as defined in s. 51.01 (19). The center
19 shall provide psychological and psychiatric evaluations and treatment for juveniles
20 whose behavior presents a serious problem to themselves or others in other juvenile
21 correctional facilities and whose mental health needs can be met at the center. With
22 the approval of the department of health services, the department of corrections may
23 transfer to the center any juvenile who has been placed in a juvenile correctional
24 facility or a secured residential care center for children and youth under the
25 supervision of the department of corrections under s. 938.183, 938.34 (4m), or

1 938.357 (3), (4), or (5) (e) in the same manner that the department of corrections
2 transfers juveniles between other juvenile correctional facilities. Upon the
3 recommendation of the department of health services, a court may place a juvenile
4 at the center in a proceeding for a change in placement order under s. 938.357 (3).

5 **SECTION 800.** 46.057 (2) of the statutes is amended to read:

6 46.057 (2) From the appropriation account under s. 20.410 (3) (ba),~~the~~
7 ~~department of corrections shall transfer to the appropriation account under s. 20.435~~
8 ~~(2) (kx) \$1,365,500 in each fiscal year and, from the appropriation account under s.~~
9 ~~20.410 (3) or~~ (hm), the department of corrections shall transfer to the appropriation
10 account under s. 20.435 (2) (kx) \$3,224,100 in fiscal year 2019-20 and \$5,429,000 in
11 fiscal year 2020-21, for reimburse the department of health services for the cost of
12 providing services for juveniles placed at the Mendota juvenile treatment center at
13 a per person daily cost specified by the department of health services. The
14 department of health services may charge the department of corrections not more
15 than the actual cost of providing those services.

16 **SECTION 801.** 46.10 (2) of the statutes is amended to read:

17 46.10 (2) Except as provided in subs. (2m) and (14) (b) and (c), any person,
18 including but not limited to a person admitted, committed, protected, or placed under
19 s. 975.01, 1977 stats., s. 975.02, 1977 stats., s. 975.17, 1977 stats., s. 55.05 (5), 2003
20 stats., and s. 55.06, 2003 stats., and ss. 51.10, 51.13, 51.15, 51.20, 51.35 (3), 51.37 (5),
21 51.45 (10), (11), (12) and (13), 55.05, 55.055, 55.12, 55.13, 55.135, 971.14 (2) and (5),
22 971.17 (1), 975.06 and 980.06, receiving care, maintenance, services, and supplies
23 provided by any institution in this state including University of Wisconsin Hospitals
24 and Clinics, in which the state is chargeable with all or part of the person's care,
25 maintenance, services, and supplies, any person receiving care and services from a

1 county department established under s. 51.42 or 51.437 or from a facility established
2 under s. 49.73, and any person receiving treatment and services from a public or
3 private agency under s. 980.06 (2) (c), 1997 stats., s. 980.08 (5), 2003 stats., or s.
4 971.17 (3) (d) or (4) (e) or 980.08 (4) (g) and the person's property and estate, including
5 the homestead, and the spouse of the person, and the spouse's property and estate,
6 including the homestead, and, in the case of a minor child, the parents of the person,
7 and their property and estates, including their homestead, and, in the case of a
8 foreign child described in s. 48.839 (1) who became dependent on public funds for his
9 or her primary support before an order granting his or her adoption, the resident of
10 this state appointed guardian of the child by a foreign court who brought the child
11 into this state for the purpose of adoption, and his or her property and estate,
12 including his or her homestead, shall be liable for the cost of the care, maintenance,
13 services, and supplies in accordance with the fee schedule established by the
14 department under s. 46.03 (18). If a spouse, ~~widow~~ surviving spouse, or minor, or an
15 incapacitated person may be lawfully dependent upon the property for their support,
16 the court shall release all or such part of the property and estate from the charges
17 that may be necessary to provide for those persons. The department shall make
18 every reasonable effort to notify the liable persons as soon as possible after the
19 beginning of the maintenance, but the notice or the receipt thereof is not a condition
20 of liability.

21 **SECTION 802.** 46.22 (1) (c) 1. b. of the statutes is amended to read:

22 46.22 (1) (c) 1. b. 'State institutions.' The Mendota Mental Health Institute,
23 the Winnebago Mental Health Institute, centers for the developmentally disabled,
24 and ~~Type 1~~ juvenile correctional facilities, as defined in s. 938.02 (19) (10p).

25 **SECTION 803.** 46.2895 (8) (a) 1. of the statutes is amended to read:

1 46.2895 (8) (a) 1. If the long-term care district offers employment to any
2 individual who was previously employed by a county, which participated in creating
3 the district and at the time of the offer had not withdrawn or been removed from the
4 district under sub. (14), and who while employed by the county performed duties
5 relating to the same or a substantially similar function for which the individual is
6 offered employment by the district and ~~whose wages were established in who was~~
7 covered by a collective bargaining agreement with the county under subch. IV of ch.
8 111 that is in effect on the date that the individual commences employment with the
9 district, with respect to that individual, abide by the terms of the collective
10 bargaining agreement ~~concerning the individual's wages~~ until the time of the
11 expiration of that collective bargaining agreement or adoption of a collective
12 bargaining agreement with the district under subch. IV of ch. 111 covering the
13 individual as an employee of the district, whichever occurs first.

14 **SECTION 804.** 46.40 (8) of the statutes is amended to read:

15 46.40 (8) ALZHEIMER'S FAMILY AND CAREGIVER SUPPORT ALLOCATION. Subject to
16 sub. (9), for services to persons with Alzheimer's disease and their caregivers under
17 s. 46.87, the department shall distribute not more than ~~\$2,558,900~~ \$3,058,900 in
18 each fiscal year.

19 **SECTION 805.** 46.48 (3m) of the statutes is created to read:

20 46.48 (3m) DEAF, HARD OF HEARING, AND DEAF-BLIND BEHAVIORAL HEALTH
21 TREATMENT CENTER. The department may distribute not more than \$1,936,000 in
22 each fiscal year, beginning in fiscal year 2022-23, to a statewide provider of
23 behavioral health treatment services for individuals who are deaf, hard of hearing,
24 or deaf-blind.

25 **SECTION 806.** 46.48 (6) of the statutes is created to read:

1 46.48 (6) TRAUMA RESPONSE TEAMS. The department shall annually award a
2 grant equal to \$450,000 for the Milwaukee trauma response team. Notwithstanding
3 sub. (1), grants awarded under this subsection shall be from the appropriation under
4 s. 20.435 (5) (bc).

5 **SECTION 807.** 46.48 (7) of the statutes is created to read:

6 46.48 (7) MEDICATION-ASSISTED TREATMENT GRANTS. The department shall
7 award up to \$500,000 in fiscal year 2021-22 and up to \$1,000,000 annually
8 thereafter to develop or support entities that offer medication-assisted treatment.
9 Notwithstanding sub. (1), grants awarded under this subsection shall be from the
10 appropriation under s. 20.435 (5) (bc).

11 **SECTION 808.** 46.48 (9) of the statutes is created to read:

12 46.48 (9) SUBSTANCE USE HARM REDUCTION GRANT. The department may annually
13 award up to \$250,000 to organizations with comprehensive harm reduction
14 strategies for the development or support of substance use harm reduction programs,
15 as determined by the department. Notwithstanding sub. (1), grants awarded under
16 this subsection shall be from the appropriation under s. 20.435 (5) (bc).

17 **SECTION 809.** 46.535 of the statutes is amended to read:

18 **46.535 Crisis intervention training grants.** From the appropriation under
19 s. 20.435 (5) (cd), the department shall award grants in the total amount of \$250,000
20 \$1,000,000 in each fiscal biennium for mental health crisis intervention team
21 training for law enforcement agencies, as described in s. 165.77 (1) (c), and
22 correctional officers, as defined in s. 102.475 (8) (a).

23 **SECTION 810.** 46.536 of the statutes is renumbered 46.536 (intro.) and amended
24 to read:

1 **46.536 Crisis program enhancement grants.** (intro.) From the
2 appropriation under s. 20.435 (5) (cf), the department shall award all of the following
3 grants:

4 **(1)** ~~A~~ in the total amount of \$250,000 in each fiscal biennium to counties or
5 regions comprised of multiple counties to establish or enhance crisis programs to
6 serve individuals having crises in rural areas. The department shall award a grant
7 under this section subsection in an amount equal to one-half the amount of money
8 the county or region provides to establish or enhance crisis programs.

9 **SECTION 811.** 46.536 (2) of the statutes is created to read:

10 **46.536 (2)** At least \$1,250,000 in each fiscal year to establish and enhance law
11 enforcement and behavioral health services emergency response collaboration
12 programs. Grant recipients under this subsection shall match at least 25 percent of
13 the grant amount awarded for the purpose that the grant is received.

14 **SECTION 812.** 46.536 (3) of the statutes is created to read:

15 **46.536 (3)** At least \$850,000 in each fiscal year to a county with a population
16 of more than 750,000 to enhance mobile crisis teams.

17 **SECTION 813.** 46.537 of the statutes is created to read:

18 **46.537 County crisis call center support grants.** From the appropriation
19 under s. 20.435 (5) (cj), the department shall award grants to support mental health
20 professionals to provide supervision and consultation to individuals who support
21 crisis call center services. Each county or multicounty program that receives
22 supervision and consultation services from a grant recipient described under this
23 section shall contribute at least 10 percent of the costs of the services that the grant
24 recipient incurs for the purpose that the grant is received.

25 **SECTION 814.** 46.87 (5m) of the statutes is amended to read:

1 46.87 (5m) A person is financially eligible for the program under this section
2 if the joint income of the person with Alzheimer’s disease and that person’s spouse,
3 if any, is \$48,000 ~~\$55,000~~ per year or less, unless the department sets a higher
4 limitation on income eligibility by rule. In determining joint income for purposes of
5 this subsection, the administering agency shall subtract any expenses attributable
6 to the Alzheimer’s-related needs of the person with Alzheimer’s disease or of the
7 person’s caregiver.

8 **SECTION 815.** 46.977 (1) (intro.) and (a) of the statutes are consolidated,
9 renumbered 46.977 (1) and amended to read:

10 46.977 (1) ~~DEFINITIONS~~ DEFINITION. In this section: (a) ~~“Guardian”, “guardian”~~
11 has the meaning given in s. 54.01 (10).

12 **SECTION 816.** 46.977 (1) (b) of the statutes is renumbered 46.977 (2) (ag) and
13 amended to read:

14 46.977 (2) (ag) ~~“Organization”~~ In this subsection, “organization” means a
15 private, nonprofit agency or a county department under s. 46.215, 46.22, 46.23, 51.42
16 or 51.437.

17 **SECTION 817.** 46.977 (2) (a) of the statutes is renumbered 46.977 (2) (am) and
18 amended to read:

19 46.977 (2) (am) From the appropriation under s. 20.435 (1) (cg), the department
20 may under this ~~section~~ subsection, based on the criteria under par. (c), award grants
21 to applying organizations for the purpose of training and assisting guardians for
22 individuals found incompetent under ch. 54. No grant may be paid unless the
23 awardee provides matching funds equal to 10 percent of the amount of the award.

24 **SECTION 818.** 46.977 (2) (b) (intro.) of the statutes is amended to read:

1 46.977 (2) (b) (intro.) Organizations awarded grants under par. (a) (am) shall
2 do all of the following:

3 **SECTION 819.** 46.977 (2) (c) of the statutes is amended to read:

4 46.977 (2) (c) In reviewing applications for grants under par. (am), the
5 department shall consider the extent to which the proposed program will effectively
6 train and assist guardians for individuals found incompetent under ch. 54.

7 **SECTION 820.** 46.977 (3) of the statutes is created to read:

8 46.977 (3) GRANT FOR INITIAL TRAINING. (a) The department shall award a grant
9 to develop, administer, and conduct the guardian training required under s. 54.26.

10 (b) The department shall require the grantee to have expertise in state
11 guardianship law, experience with technical assistance and support to guardians
12 and wards, and knowledge of common challenges and questions encountered by
13 guardians and wards.

14 (c) The grantee selected to develop training that meets the requirements under
15 s. 54.26 (1) shall develop plain-language, web-based training modules using
16 adult-learning design principles that can be accessed for free by training topic and
17 in formats that maximize accessibility, with printed versions available for free upon
18 request.

19 **SECTION 821.** 46.995 (4) of the statutes is created to read:

20 46.995 (4) The department shall ensure that any child who is eligible and who
21 applies for the disabled children's long-term support program that is operating
22 under a waiver of federal law receives services under the disabled children's
23 long-term support program that is operating under a waiver of federal law.

24 **SECTION 822.** 47.02 (3m) (f) of the statutes is amended to read:

1 47.02 **(3m)** (f) Assure that eligibility for vocational rehabilitation services
2 under this chapter is determined without regard to the sex, race, age, creed, color,
3 or national origin, sexual orientation, as defined in s. 111.32 (13m), gender
4 expression, as defined in s. 111.32 (7j), or gender identity, as defined in s. 111.32 (7k)
5 of the individual applying for services, that no class of individuals is found ineligible
6 solely on the basis of type of disability and that no age limitations for eligibility exist
7 ~~which that~~, by themselves, would result in ineligibility for vocational rehabilitation
8 services.

9 **SECTION 823.** 47.07 (1) of the statutes is amended to read:

10 47.07 **(1)** The department shall allocate for each fiscal year at least \$250,000
11 from the appropriation under s. 20.445 ~~(1) (b)~~ (5) (b) for contracts and activities
12 entered into under this section.

13 **SECTION 824.** 47.07 (3) of the statutes is created to read:

14 47.07 **(3)** The department may facilitate Project SEARCH opportunities for
15 young adults with disabilities, administer operations, contracts, and services related
16 to the Project SEARCH program, provide training related to the Project SEARCH
17 program, maintain existing Project SEARCH program sites, and manage the timing
18 for expanding the number of available Project SEARCH program sites.

19 **SECTION 825.** 48.02 (1d) of the statutes is amended to read:

20 48.02 **(1d)** “Adult” means a person who is 18 years of age or older, ~~except that~~
21 ~~for purposes of investigating or prosecuting a person who is alleged to have violated~~
22 ~~any state or federal criminal law or any civil law or municipal ordinance, “adult”~~
23 ~~means a person who has attained 17 years of age.~~

24 **SECTION 826.** 48.02 (2) of the statutes is amended to read:

1 48.02 (2) “Child,” when used without further qualification, means a person who
2 is less than 18 years of age, ~~except that for purposes of investigating or prosecuting~~
3 ~~a person who is alleged to have violated a state or federal criminal law or any civil~~
4 ~~law or municipal ordinance, “child” does not include a person who has attained 17~~
5 ~~years of age.~~

6 **SECTION 827.** 48.02 (13) of the statutes is amended to read:

7 48.02 (13) “Parent” means a biological natural parent, ~~a husband who has~~
8 ~~consented to the artificial insemination of his wife under s. 891.40, or a parent by~~
9 ~~adoption. If the child is a nonmarital child who is not adopted or whose parents do~~
10 ~~not subsequently intermarry under s. 767.803, “parent” includes a person~~
11 ~~conclusively determined from genetic test results to be the father under s. 767.804~~
12 ~~or, a person acknowledged under s. 767.805 or a substantially similar law of another~~
13 ~~state to be a natural parent, or a person adjudicated to be the biological father a~~
14 natural parent. “Parent” does not include any person whose parental rights have
15 been terminated. For purposes of the application of s. 48.028 and the federal Indian
16 Child Welfare Act, 25 USC 1901 to 1963, “parent” means a biological natural parent
17 of an Indian child, an Indian husband spouse who has consented to the artificial
18 insemination of his wife or her spouse under s. 891.40, or an Indian person who has
19 lawfully adopted an Indian child, including an adoption under tribal law or custom,
20 and includes, in the case of a nonmarital Indian child who is not adopted or whose
21 parents do not subsequently intermarry under s. 767.803, a person conclusively
22 determined from genetic test results to be the father under s. 767.804, a person
23 acknowledged under s. 767.805, a substantially similar law of another state, or tribal
24 law or custom to be the biological father natural parent, or a person adjudicated to

1 be the ~~biological father~~ natural parent, but does not include any person whose
2 parental rights have been terminated.

3 **SECTION 828.** 48.02 (14k) of the statutes is created to read:

4 48.02 (14k) “Qualified individual” has the meaning given under 42 USC 675a
5 (c) (1) (D).

6 **SECTION 829.** 48.02 (17t) of the statutes is created to read:

7 48.02 (17t) “Standardized assessment” means an assessment, using a tool
8 determined by the department, of the strengths and needs of a child to determine
9 appropriateness of a placement in a residential care center, group home, or shelter
10 care facility certified under s. 48.675. This definition does not apply to s. 48.62 (8)
11 (b).

12 **SECTION 830.** 48.023 (4) of the statutes is amended to read:

13 48.023 (4) The rights and responsibilities of legal custody except when legal
14 custody has been vested in another person or when the child is under the supervision
15 of the department of corrections under s. 938.183, 938.34 (4h), (4m), or (4n), or
16 938.357 (3) or (4) or the supervision of a county department under s. 938.34 (4d),
17 (4m), or (4n).

18 **SECTION 831.** 48.023 (4) of the statutes, as affected by 2019 Wisconsin Act 8 and
19 2021 Wisconsin Act (this act), is repealed and recreated to read:

20 48.023 (4) The rights and responsibilities of legal custody except when legal
21 custody has been vested in another person or when the child is under the supervision
22 of the department of corrections under s. 938.183, 938.34 (4m), or 938.357 (3) or (4)
23 or the supervision of a county department under s. 938.34 (4m) or (4n).

24 **SECTION 832.** 48.025 (title) of the statutes is amended to read:

1 **48.025** (title) **Declaration of paternal parental interest in matters**
2 **affecting children.**

3 **SECTION 833.** 48.025 (2) (b) of the statutes is amended to read:

4 **48.025 (2)** (b) A declaration under sub. (1) may be filed at any time before the
5 birth of the child or within 14 days after the birth of the child, except that a man
6 person who receives a notice under s. 48.42 (1g) (b) may file a declaration within 21
7 days after the date on which the notice was mailed. This paragraph does not apply
8 to a declaration filed before July 1, 2006.

9 **SECTION 834.** 48.025 (3) (c) of the statutes is amended to read:

10 **48.025 (3)** (c) A court in a proceeding under s. 48.13, 48.133, 48.14, or 938.13
11 or under a substantially similar law of another state or a person authorized to file
12 a petition under s. 48.25, 48.42, 48.837, or 938.25 or under a substantially similar
13 law of another state may request the department to search its files to determine
14 whether a person who may be the ~~father~~ parent of the child who is the subject of the
15 proceeding has filed a declaration under this section. If the department has on file
16 a declaration of ~~paternal~~ parental interest in matters affecting the child, the
17 department shall issue to the requester a copy of the declaration. If the department
18 does not have on file a declaration of ~~paternal~~ parental interest in matters affecting
19 the child, the department shall issue to the requester a statement that no declaration
20 could be located. The department may require a person who requests a search under
21 this paragraph to pay a reasonable fee that is sufficient to defray the costs to the
22 department of maintaining its file of declarations and publicizing information
23 relating to declarations of ~~paternal~~ parental interest under this section.

24 **SECTION 835.** 48.21 (1) (c) of the statutes is created to read:

1 48.21 (1) (c) If the child is held in custody in a residential care center for
2 children and youth, group home, or shelter care facility certified under s. 48.675, the
3 qualified individual shall conduct a standardized assessment and the intake worker
4 or agency primarily responsible for providing services under the custody order shall
5 submit it and the recommendation of the qualified individual who conducted the
6 standardized assessment, including all of the following, to the court and all persons
7 who are required to receive a copy of the petition or request under par. (b) no later
8 than the hearing or, if not available by that time, no later than 30 days after the date
9 on which the placement is made:

10 1. Whether the proposed placement will provide the child with the most
11 effective and appropriate level of care in the least restrictive environment.

12 2. How the placement is consistent with the short-term and long-term goals
13 for the child, as specified in the permanency plan.

14 3. The reasons why the child's needs can or cannot be met by the child's family
15 or in a foster home. A shortage or lack of foster homes is not an acceptable reason
16 for determining that the child's needs cannot be met in a foster home.

17 4. The placement preference of the family permanency team under s. 48.38
18 (3m) and, if that preference is not the placement recommended by the qualified
19 individual, why that recommended placement is not preferred.

20 **SECTION 836.** 48.21 (5) (b) 2g. of the statutes is created to read:

21 48.21 (5) (b) 2g. Except as provided in par. (cm), if the child is held in custody
22 in a residential care center for children and youth, group home, or shelter care facility
23 certified under s. 48.675, a finding as to each of the following, the answers to which
24 do not affect whether the placement may be made, after considering the

1 standardized assessment and the recommendation of the qualified individual under
2 sub. (1) (c):

3 a. Whether the needs of the child can be met through placement in a foster
4 home.

5 b. Whether placement of the child in a residential care center for children and
6 youth, group home, or shelter care facility certified under s. 48.675 provides the most
7 effective and appropriate level of care for the child in the least restrictive
8 environment.

9 c. Whether the placement is consistent with the short-term and long-term
10 goals for the child, as identified in the permanency planning.

11 d. Whether the judge or court commissioner approves or disapproves the
12 placement.

13 **SECTION 837.** 48.21 (5) (cm) of the statutes is created to read:

14 48.21 (5) (cm) If the results of the standardized assessment and
15 recommendation of the qualified individual who conducted the standardized
16 assessment are required under sub. (1) (c) but not available at the time of the custody
17 order, the judge or court commissioner shall defer making the findings under par. (b)
18 2g. as provided in this paragraph. No later than 60 days after the date on which the
19 placement is made, the judge or court commissioner shall issue an order making the
20 findings under par. (b) 2g.

21 **SECTION 838.** 48.21 (6) of the statutes is renumbered 48.21 (6) (a).

22 **SECTION 839.** 48.21 (6) (b) of the statutes is created to read:

23 48.21 (6) (b) If under par. (a) a child is transferred to a residential care center
24 for children and youth, group home, or shelter care facility certified under s. 48.675,
25 the qualified individual shall conduct a standardized assessment and the intake

1 worker or agency primarily responsible for providing services under the custody
2 order shall include it and the recommendation of the qualified individual who
3 conducted the standardized assessment, including all of the information specified
4 under sub. (1) (c) with the notice under par. (a) or, if not available at that time, submit
5 it to the court and all persons who received the notice no later than 30 days after the
6 date on which the transfer is made. No later than 60 days after the date on which
7 the transfer is made the judge or court commissioner shall issue an order making the
8 findings under sub. (5) (b) 2g.

9 **SECTION 840.** 48.217 (1) (b) 2. of the statutes is amended to read:

10 48.217 (1) (b) 2. The notice shall contain the name and address of the new
11 placement, the reasons for the change in placement, whether the new placement is
12 certified under s. 48.675, and a statement describing why the new placement is
13 preferable to the present placement. The person sending the notice shall file the
14 notice with the court on the same day that the notice is sent.

15 **SECTION 841.** 48.217 (1) (b) 3. of the statutes is created to read:

16 48.217 (1) (b) 3. If the proposed change in placement would place the child in
17 a residential care center for children and youth, group home, or shelter care facility
18 certified under s. 48.675, the qualified individual shall conduct a standardized
19 assessment and the intake worker or agency primarily responsible for providing
20 services under a temporary physical custody order shall submit it and the
21 recommendation of the qualified individual who conducted the standardized
22 assessment, including all of the following, to the court and all persons who are
23 required to receive the notice under subd. 1. a. no later than the filing of that notice
24 or, if not available by that time, and except as provided under subd. 4., no later than
25 10 days after the notice is filed:

1 a. Whether the proposed placement will provide the child with the most
2 effective and appropriate level of care in the least restrictive environment.

3 b. How the placement is consistent with the short-term and long-term goals
4 for the child, as specified in the permanency plan.

5 c. The reasons why the child's needs can or cannot be met by the child's family
6 or in a foster home. A shortage or lack of foster homes is not an acceptable reason
7 for determining that the child's needs cannot be met in a foster home.

8 d. The placement preference of the family permanency team under s. 48.38
9 (3m) and, if that preference is not the placement recommended by the qualified
10 individual, why that recommended placement is not preferred.

11 **SECTION 842.** 48.217 (1) (b) 4. of the statutes is created to read:

12 48.217 (1) (b) 4. If, for good cause shown, the information required to be
13 submitted under subd. 3. is not available by the deadline under that subdivision, the
14 intake worker or agency primarily responsible for providing services under a
15 temporary physical custody order shall submit it no later than 30 days after the date
16 on which the placement is made.

17 **SECTION 843.** 48.217 (2) of the statutes is renumbered 48.217 (2) (a).

18 **SECTION 844.** 48.217 (2) (b) and (c) of the statutes are created to read:

19 48.217 (2) (b) 1. If the emergency change in placement under par. (a) results
20 in a child being placed in a residential care center for children and youth, group
21 home, or shelter care facility certified under s. 48.675, the qualified individual shall
22 conduct a standardized assessment and the intake worker or agency primarily
23 responsible for providing services under a temporary physical custody order shall
24 submit it and the recommendation of the qualified individual who conducted the
25 standardized assessment, including the information specified under sub. (1) (b) 3.

1 with the notice under par. (a) or, if not available at that time, and except as provided
2 under subd. 2., no later than 10 days after the filing of that notice.

3 2. If, for good cause shown, the information required to be submitted under
4 subd. 1. is not available by the deadline under that subdivision, the intake worker
5 or agency primarily responsible for providing services under a temporary physical
6 custody order shall submit it no later than 30 days after the date on which the
7 placement was made.

8 (c) If the emergency change in placement under par. (a) results in a child being
9 placed in a residential care center for children and youth, group home, or shelter care
10 facility certified under s. 48.675, the court shall, no later than 60 days after the
11 placement is made, issue an order making all of the findings required under sub. (2v)
12 (d) 1., the answers to which do not affect whether the placement may be made, after
13 considering the standardized assessment and the recommendation of the qualified
14 individual who conducted the standardized assessment.

15 **SECTION 845.** 48.217 (2m) (b) 3. of the statutes is created to read:

16 48.217 (2m) (b) 3. If the change in placement results in a child being placed in
17 a residential care center for children and youth, group home, or shelter care facility
18 certified under s. 48.675, the qualified individual shall conduct a standardized
19 assessment and the intake worker or agency primarily responsible for providing
20 services under a temporary physical custody order shall submit it and the
21 recommendation of the qualified individual who conducted the standardized
22 assessment, including the information under sub. (1) (b) 3., to the court and to all
23 persons who are required to receive the notice under subd. 2., no later than the
24 hearing or, if not available by that time, no later than 30 days after the date on which
25 the placement is made.

1 **SECTION 846.** 48.217 (2m) (c) of the statutes is renumbered 48.217 (2m) (c) 1.

2 **SECTION 847.** 48.217 (2m) (c) 2. and 3. of the statutes are created to read:

3 48.217 **(2m)** (c) 2. Except as provided in subd. 3., if the court changes the
4 placement to a residential care center for children and youth, group home, or shelter
5 care facility certified under s. 48.675, the change-in-placement order shall contain
6 the findings under sub. (2v) (d) 1., the answers to which do not affect whether the
7 placement may be made, after considering the standardized assessment and the
8 recommendation of the qualified individual who conducted the standardized
9 assessment.

10 3. If the results of the standardized assessment and recommendation of the
11 qualified individual who conducted the standardized assessment are not available
12 at the time of the order, the court shall defer making the findings under sub. (2v) (d)
13 1. as provided in this subdivision. No later than 60 days after the date on which the
14 placement was made, the court shall issue an order making the findings under sub.
15 (2v) (d) 1.

16 **SECTION 848.** 48.217 (2v) (d) 1. and 2. of the statutes are created to read:

17 48.217 **(2v)** (d) 1. Except as provided in subd. 2., if the court changes the
18 placement to a residential care center for children and youth, group home, or shelter
19 care facility certified under s. 48.675, the change-in-placement order shall contain
20 a finding as to each of the following, the answers to which do not affect whether the
21 placement may be made, after considering the standardized assessment and the
22 recommendation of the qualified individual who conducted the standardized
23 assessment:

24 a. Whether the needs of the child can be met through placement in a foster
25 home.

1 b. Whether placement of the child in a residential care center for children and
2 youth, group home, or shelter care facility certified under s. 48.675 provides the most
3 effective and appropriate level of care for the child in the least restrictive
4 environment.

5 c. Whether the placement is consistent with the short-term and long-term
6 goals for the child, as specified in the permanency plan.

7 d. Whether the court approves or disapproves the placement.

8 2. If the results of the standardized assessment and recommendation of the
9 qualified individual who conducted the standardized assessment are not available
10 at the time of the order, the court shall defer making the findings under subd. 1. as
11 provided in this subdivision. No later than 60 days after the date on which the
12 placement was made, the court shall issue an order making the findings under subd.
13 1.

14 **SECTION 849.** 48.233 (2) of the statutes is amended to read:

15 48.233 (2) This section does not apply to a proceeding commenced under s.
16 48.13 after June 30, ~~2021~~ 2023.

17 **SECTION 850.** 48.233 (3) of the statutes is amended to read:

18 48.233 (3) The state public defender may promulgate rules necessary to
19 implement the pilot program established under sub. (1). The state public defender
20 may promulgate the rules under this subsection as emergency rules under s. 227.24.
21 Notwithstanding s. 227.24 (1) (a) and (3), the state public defender is not required
22 to provide evidence that promulgating a rule under this subsection as an emergency
23 rule is necessary for the preservation of the public peace, health, safety, or welfare
24 and is not required to provide a finding of emergency for a rule promulgated under

1 this subsection. Notwithstanding s. 227.24 (1) (c) and (2), emergency rules
2 promulgated under this subsection remain in effect until June 30, ~~2021~~ 2023.

3 **SECTION 851.** 48.233 (4) of the statutes is amended to read:

4 48.233 (4) By January 1, 2021, and by January 1, 2023, the department and
5 the state public defender shall each submit a report to the joint committee on finance,
6 and to the chief clerk of each house of the legislature for distribution to the
7 appropriate standing committees under s. 13.172 (3), regarding costs and data from
8 implementing the pilot program under sub. (1).

9 **SECTION 852.** 48.27 (3) (b) 1. a. of the statutes is amended to read:

10 48.27 (3) (b) 1. a. A person who has filed a declaration of ~~paternal~~ parental
11 interest under s. 48.025.

12 **SECTION 853.** 48.27 (3) (b) 1. b. of the statutes is amended to read:

13 48.27 (3) (b) 1. b. A person alleged to the court to be ~~the father~~ a parent of the
14 child or who may, based on the statements of the ~~mother~~ parent who gave birth to
15 the child or other information presented to the court, be ~~the father~~ a parent of the
16 child.

17 **SECTION 854.** 48.27 (5) of the statutes is amended to read:

18 48.27 (5) Subject to sub. (3) (b), the court shall make every reasonable effort
19 to identify and notify any person who has filed a declaration of ~~paternal~~ parental
20 interest under s. 48.025, any person conclusively determined from genetic test
21 results to be the father under s. 767.804 (1), any person who has acknowledged
22 ~~paternity~~ parentage of the child under s. 767.805 (1), and any person who has been
23 adjudged to be the ~~father~~ parent of the child in a judicial proceeding unless the
24 person's parental rights have been terminated.

25 **SECTION 855.** 48.299 (2) of the statutes is created to read:

1 48.299 (2) (a) Except as provided in par. (b), instruments of restraint such as
2 handcuffs, chains, irons, or straitjackets, cloth and leather restraints, or other
3 similar items may not be used on a child during a court proceeding under this chapter
4 and shall be removed prior to the child being brought into the courtroom to appear
5 before the court.

6 (b) A court may order a child to be restrained during a court proceeding upon
7 request of the district attorney, corporation counsel, or other appropriate official
8 specified under s. 48.09 if the court finds all of the following:

9 1. That the use of restraints is necessary due to one of the following factors:

10 a. Instruments of restraint are necessary to prevent physical harm to the child
11 or another person.

12 b. The child has a history of disruptive courtroom behavior that has placed
13 others in potentially harmful situations or the child presents a substantial risk of
14 inflicting physical harm on himself or herself or others as evidenced by recent
15 behavior.

16 c. There is a reasonable belief that the child presents a substantial risk of flight
17 from the courtroom.

18 2. That there are no less restrictive alternatives to restraints that will prevent
19 flight or physical harm to the child or another person, including the presence of court
20 personnel, law enforcement officers, or bailiffs.

21 (c) The court shall provide the child's attorney an opportunity to be heard before
22 the court orders the use of restraints under par. (b). The court shall make written
23 findings of fact in support of any order to use restraints under par. (b).

1 (d) If the court orders a child to be restrained under par. (b), the restraints shall
2 allow the child limited movement of the hands to read and handle documents and
3 writings necessary to the hearing.

4 (e) No child may be restrained during a court proceeding under this chapter
5 using fixed restraints attached to a wall, floor, or furniture.

6 **SECTION 856.** 48.299 (6) (intro.) of the statutes is amended to read:

7 48.299 (6) (intro.) If a man person who has been given notice under s. 48.27 (3)
8 (b) 1., 48.977 (4) (c) 1., 48.978 (2) (c) 1., or 48.9795 (4) (c) 1. appears at any hearing
9 for which he or she received the notice, alleges that he or she is ~~the father~~ a parent
10 of the child, and states that he or she wishes to establish the paternity parentage of
11 the child, all of the following apply:

12 **SECTION 857.** 48.299 (6) (e) 1. of the statutes is amended to read:

13 48.299 (6) (e) 1. In this paragraph, “genetic test” means a test that examines
14 genetic markers present on blood cells, skin cells, tissue cells, bodily fluid cells or
15 cells of another body material for the purpose of determining the statistical
16 probability that a man person who is alleged to be a child’s ~~father~~ parent is the child’s
17 biological ~~father~~ parent.

18 **SECTION 858.** 48.299 (6) (e) 2. of the statutes is amended to read:

19 48.299 (6) (e) 2. The court shall, at the hearing, orally inform any man person
20 specified in sub. (6) (intro.) that he or she may be required to pay for any testing
21 ordered by the court under this paragraph or under s. 885.23.

22 **SECTION 859.** 48.299 (6) (e) 3. of the statutes is amended to read:

23 48.299 (6) (e) 3. In addition to ordering testing as provided under s. 885.23, if
24 the court determines that it would be in the best interests of the child, the court may
25 order any man person specified in sub. (6) (intro.) to submit to one or more genetic

1 tests which shall be performed by an expert qualified as an examiner of genetic
2 markers present on the cells and of the specific body material to be used for the tests,
3 as appointed by the court. A report completed and certified by the court-appointed
4 expert stating genetic test results and the statistical probability that the man person
5 alleged to be the child's father parent is the child's biological father parent based
6 upon the genetic tests is admissible as evidence without expert testimony and may
7 be entered into the record at any hearing. The court, upon request by a party, may
8 order that independent tests be performed by other experts qualified as examiners
9 of genetic markers present on the cells of the specific body materials to be used for
10 the tests.

11 **SECTION 860.** 48.299 (6) (e) 4. of the statutes is amended to read:

12 48.299 (6) (e) 4. If the genetic tests show that an alleged father parent is not
13 excluded and that the statistical probability that the alleged father parent is the
14 child's biological father parent is 99.0 percent or higher, the court may determine
15 that for purposes of a proceeding under this chapter, other than a proceeding under
16 subch. VIII, the man person is the child's biological parent.

17 **SECTION 861.** 48.299 (7) of the statutes is amended to read:

18 48.299 (7) If a man person who has been given notice under s. 48.27 (3) (b) 1.,
19 48.977 (4) (c) 1., 48.978 (2) (c) 1., or 48.9795 (4) (c) 1. appears at any hearing for which
20 he or she received the notice but does not allege that he or she is ~~the father~~ a parent
21 of the child and state that he or she wishes to establish the paternity parentage of
22 the child or if no man person to whom such notice was given appears at a hearing,
23 the court may refer the matter to the state or to the attorney responsible for support
24 enforcement under s. 59.53 (6) (a) for a determination, under s. 767.80, of whether

1 an action should be brought for the purpose of determining the ~~paternity~~ parentage
2 of the child.

3 **SECTION 862.** 48.32 (1) (ar) of the statutes is created to read:

4 48.32 (1) (ar) If the consent decree places a child in a residential care center
5 for children and youth, group home, or shelter care facility certified under s. 48.675,
6 the qualified individual shall conduct a standardized assessment and the agency
7 primarily responsible for providing services to the child shall submit it and the
8 recommendation of the qualified individual who completed the assessment,
9 including all of the following, to the court and to all persons who are parties to the
10 consent decree, no later than the time the consent decree is entered or, if not available
11 by that time, no later than 30 days after the date on which the placement is made:

12 1. Whether the proposed placement will provide the child with the most
13 effective and appropriate level of care in the least restrictive environment.

14 2. How the placement is consistent with the short-term and long-term goals
15 for the child, as specified in the permanency plan.

16 3. The reasons why the child's needs can or cannot be met by the child's family
17 or in a foster home. A shortage or lack of foster homes is not an acceptable reason
18 for determining that the child's needs cannot be met in a foster home.

19 4. The placement preference of the family permanency team under s. 48.38
20 (3m) and, if that preference is not the placement recommended by the qualified
21 individual, why that recommended placement is not preferred.

22 **SECTION 863.** 48.32 (1) (b) 1r. of the statutes is created to read:

23 48.32 (1) (b) 1r. Except as provided in par. (cd), if the child is placed in a
24 residential care center for children and youth, group home, or shelter care facility
25 certified under s. 48.675, a finding as to each of the following, the answers to which

1 do not affect whether the placement may be made, after considering the
2 standardized assessment and the recommendation of the qualified individual who
3 conducted the standardized assessment under par. (ar):

4 a. Whether the needs of the child can be met through placement in a foster
5 home.

6 b. Whether placement of the child in a residential care center for children and
7 youth, group home, or shelter care facility certified under s. 48.675 provides the most
8 effective and appropriate level of care for the child in the least restrictive
9 environment.

10 c. Whether the placement is consistent with the short-term and long-term
11 goals for the child, as specified in the permanency plan.

12 d. Whether the court approves or disapproves the placement.

13 **SECTION 864.** 48.32 (1) (cd) of the statutes is created to read:

14 48.32 (1) (cd) If the results of the standardized assessment and
15 recommendation of the qualified individual who conducted the standardized
16 assessment are required but not available at the time of the order, the court shall
17 defer making the findings under par. (b) 1r. as provided in this paragraph. No later
18 than 60 days after the date on which the placement was made, the court shall issue
19 an order making the findings under par. (b) 1r.

20 **SECTION 865.** 48.33 (4) (cm) of the statutes is created to read:

21 48.33 (4) (cm) A statement indicating whether the recommended placement is
22 certified under s. 48.675.

23 **SECTION 866.** 48.33 (4) (cr) of the statutes is created to read:

24 48.33 (4) (cr) 1. If the report recommends placement of a child in a residential
25 care center for children and youth, group home, or shelter care facility certified under

1 s. 48.675, except as provided in subd. 2., the report shall contain the results of the
2 standardized assessment and the recommendation of the qualified individual who
3 conducted the standardized assessment, including all of the following:

4 a. Whether the proposed placement will provide the child with the most
5 effective and appropriate level of care in the least restrictive environment.

6 b. How the placement is consistent with the short-term and long-term goals
7 for the child, as specified in the permanency plan.

8 c. The reasons why the child's needs can or cannot be met by the child's family
9 or in a foster home. A shortage or lack of foster homes is not an acceptable reason
10 for determining that the child's needs cannot be met in a foster home.

11 d. The placement preference of the family permanency team under s. 48.38
12 (3m) and, if that preference is not the placement recommended by the qualified
13 individual, why that recommended placement is not preferred.

14 2. If the information under subd. 1. is not available at the time of the report,
15 the agency shall submit it by the date of the dispositional hearing or, if it is not
16 available on that date, no later than 30 days after the date on which the placement
17 was made.

18 **SECTION 867.** 48.355 (2) (b) 6d. of the statutes is created to read:

19 48.355 (2) (b) 6d. Except as provided in par. (cd), if the child is placed in a
20 residential care center for children and youth, group home, or shelter care facility
21 certified under s. 48.675, a finding as to each of the following, the answers to which
22 do not affect whether the placement may be made, after considering the
23 standardized assessment and the recommendation of the qualified individual who
24 conducted the standardized assessment:

1 a. Whether the needs of the child can be met through placement in a foster
2 home.

3 b. Whether placement of the child in a residential care center for children and
4 youth, group home, or shelter care facility certified under s. 48.675 provides the most
5 effective and appropriate level of care for the child in the least restrictive
6 environment.

7 c. Whether the placement is consistent with the short-term and long-term
8 goals for the child, as specified in the permanency plan.

9 d. Whether the court approves or disapproves the placement.

10 **SECTION 868.** 48.355 (2) (cd) of the statutes is created to read:

11 48.355 (2) (cd) If the results of the standardized assessment and
12 recommendation of the qualified individual who conducted the standardized
13 assessment are required but not available at the time of the order, the court shall
14 defer making the findings under par. (b) 6d. as provided in this paragraph. No later
15 than 60 days after the date on which the placement was made, the court shall issue
16 an order making the findings under par. (b) 6d.

17 **SECTION 869.** 48.355 (4g) (a) 1. of the statutes is amended to read:

18 48.355 (4g) (a) 1. The child's parents are parties to a pending action for divorce,
19 annulment, or legal separation, a ~~man~~ person determined under s. 48.299 (6) (e) 4.
20 to be the biological ~~father~~ parent of the child for purposes of a proceeding under this
21 chapter is a party to a pending action to determine paternity of the child under ch.
22 767, or the child is the subject of a pending independent action under s. 767.41 or
23 767.43 to determine legal custody of the child or visitation rights with respect to the
24 child.

25 **SECTION 870.** 48.357 (1) (am) 1. c. of the statutes is amended to read:

1 48.357 (1) (am) 1. c. The notice shall contain the name and address of the new
2 placement, the reasons for the change in placement, whether the new placement is
3 certified under s. 48.675, a statement describing why the new placement is
4 preferable to the present placement, and a statement of how the new placement
5 satisfies the objectives of the treatment plan or permanency plan ordered by the
6 court. The person sending the notice shall file the notice with the court on the same
7 day that the notice is sent.

8 **SECTION 871.** 48.357 (1) (am) 1m. and 1r. of the statutes are created to read:

9 48.357 (1) (am) 1m. If the proposed change in placement would place the child
10 in a residential care center for children and youth, group home, or shelter care facility
11 certified under s. 48.675, the qualified individual shall conduct a standardized
12 assessment and the person or agency primarily responsible for implementing the
13 dispositional order shall submit it and the recommendation of the qualified
14 individual who conducted the standardized assessment, including all of the
15 following, to the court and all persons who are required to receive the notice under
16 subd. 1. no later than time of filing that notice or, if not available by that time, and
17 except as provided under subd. 1r., no later than 10 days after the notice is filed:

18 a. Whether the proposed placement will provide the child with the most
19 effective and appropriate level of care in the least restrictive environment.

20 b. How the placement is consistent with the short-term and long-term goals
21 for the child, as specified in the permanency plan.

22 c. The reasons why the child's needs can or cannot be met by the child's family
23 or in a foster home. A shortage or lack of foster homes is not an acceptable reason
24 for determining that the child's needs cannot be met in a foster home.

1 d. The placement preference of the family permanency team under s. 48.38
2 (3m) and, if that preference is not the placement recommended by the qualified
3 individual, why that recommended placement is not preferred.

4 1r. If, for good cause shown, the information required to be submitted under
5 subd. 1m. is not available by the deadline under that subdivision, the person or
6 agency primarily responsible for implementing the dispositional order shall submit
7 it no later than 30 days after the date on which the placement is made.

8 **SECTION 872.** 48.357 (1) (c) 1r. of the statutes is created to read:

9 48.357 (1) (c) 1r. If the proposed change in placement would place the child in
10 a residential care center for children and youth, group home, or shelter care facility
11 certified under s. 48.675, the qualified individual shall conduct a standardized
12 assessment and the person or agency primarily responsible for implementing the
13 dispositional order shall submit it and the recommendation of the qualified
14 individual who conducted the standardized assessment, including the information
15 under par. (am) 1m., to the court and to all persons who are required to receive the
16 notice under par. (am) 1. a. no later than the filing of that request or, if not available
17 by that time, no later than 30 days after the date on which the placement was made.

18 **SECTION 873.** 48.357 (2) (a) of the statutes is renumbered 48.357 (2) (a) 1.

19 **SECTION 874.** 48.357 (2) (a) 2., 3. and 4. of the statutes are created to read:

20 48.357 (2) (a) 2. If the emergency change in placement under subd. 1. results
21 in a child being placed in a residential care center for children and youth, group
22 home, or shelter care facility certified under s. 48.675, the qualified individual shall
23 conduct a standardized assessment and the person or agency primarily responsible
24 for implementing the dispositional order shall submit it and the recommendation of
25 the qualified individual who conducted the standardized assessment, including the

1 information specified under sub. (1) (am) 1m. with the notice under subd. 1. or, if not
2 available at that time, and except as provided under subd. 3., no later than 10 days
3 after the filing of that notice.

4 3. If, for good cause shown, the information required to be submitted under
5 subd. 2. is not available by the deadline under that subdivision, the person or agency
6 primarily responsible for implementing the dispositional order shall submit it no
7 later than 30 days after the date on which the placement was made.

8 4. If the emergency change in placement under subd. 1. results in a child being
9 placed in a residential care center for children and youth, group home, or shelter care
10 facility certified under s. 48.675, the court shall, no later than 60 days after the
11 placement is made, issue an order making the findings under sub. (2v) (a) 5., the
12 answers to which do not affect whether the placement may be made, after
13 considering the standardized assessment and the recommendation of the qualified
14 individual who conducted the standardized assessment.

15 **SECTION 875.** 48.357 (2) (b) 5. and 6. of the statutes are created to read:

16 48.357 (2) (b) 5. If the emergency change in placement under this paragraph
17 results in a child being placed in a residential care center for children and youth,
18 group home, or shelter care facility certified under s. 48.675, the qualified individual
19 shall conduct a standardized assessment and the person or agency primarily
20 responsible for implementing the dispositional order shall submit it and the
21 recommendation of the qualified individual who conducted the standardized
22 assessment, including the information specified under sub. (1) (am) 1m., to the court
23 and all persons who are required to receive the notice under subd. 2. no later than
24 the filing of that request or, if not available by that time, no later than 30 days after
25 the date on which the placement was made.

1 6. If the emergency change in placement under this paragraph results in a child
2 being placed in a residential care center for children and youth, group home, or
3 shelter care facility certified under s. 48.675, the court shall, no later than 60 days
4 after the placement is made, issue an order making the findings under sub. (2v) (a)
5 5., the answers to which do not affect whether the placement may be made, after
6 considering the standardized assessment and the recommendation of the qualified
7 individual who conducted the standardized assessment.

8 **SECTION 876.** 48.357 (2m) (a) of the statutes is renumbered 48.357 (2m) (a) 1.

9 **SECTION 877.** 48.357 (2m) (a) 2. of the statutes is created to read:

10 48.357 **(2m)** (a) 2. If the change in placement results in the child being placed
11 in a residential care center for children and youth, group home, or shelter care facility
12 certified under s. 48.675, the qualified individual shall conduct a standardized
13 assessment and the person or agency primarily responsible for implementing the
14 dispositional order shall submit it and the recommendation of the qualified
15 individual who conducted the standardized assessment, including the information
16 specified under sub. (1) (am) 1m., to the court and to all persons who are required to
17 receive the notice under par. (b) 2., no later than the filing of that request or, if not
18 available by that time, no later than 30 days after the date on which the placement
19 was made.

20 **SECTION 878.** 48.357 (2v) (a) 5. and 6. of the statutes are created to read:

21 48.357 **(2v)** (a) 5. Except as provided in subd. 6., if the court changes the
22 placement to a residential care center for children and youth, group home, or shelter
23 care facility certified under s. 48.675, the change-in-placement order shall contain
24 a finding as to each of the following, the answers to which do not affect whether the
25 placement may be made, after considering the standardized assessment and the

1 recommendation of the qualified individual who conducted the standardized
2 assessment:

3 a. Whether the needs of the child can be met through placement in a foster
4 home.

5 b. Whether placement of the child in a residential care center for children and
6 youth, group home, or shelter care facility certified under s. 48.675 provides the most
7 effective and appropriate level of care for the child in the least restrictive
8 environment.

9 c. Whether the placement is consistent with the short-term and long-term
10 goals for the child, as specified in the permanency plan.

11 d. Whether the court approves or disapproves the placement.

12 6. If the results of the standardized assessment and recommendation of the
13 qualified individual who conducted the standardized assessment are not available
14 at the time of the order, the court shall defer making the findings under subd. 5. as
15 provided in this paragraph. No later than 60 days after the date on which the
16 placement was made, the court shall issue an order making the findings under subd.
17 5.

18 **SECTION 879.** 48.38 (1) (ag) of the statutes is created to read:

19 48.38 (1) (ag) “Family permanency team” means the team of individuals
20 assembled under sub. (3m) to participate in a child’s permanency planning.

21 **SECTION 880.** 48.38 (1) (ap) of the statutes is created to read:

22 48.38 (1) (ap) “Like-kin” means a person who has a significant emotional
23 relationship with a child or the child’s family and to whom any of the following
24 applies:

1 1. Prior to the child’s placement in out-of-home care, the person had an
2 existing relationship with the child or the child’s family that is similar to a familial
3 relationship.

4 2. During the child’s placement in out-of-home care, the person developed a
5 relationship with the child or the child’s family that is similar to a familial
6 relationship.

7 **SECTION 881.** 48.38 (1) (c) of the statutes is created to read:

8 48.38 (1) (c) “Qualified residential treatment program” means a residential
9 care center for children and youth, group home, or shelter care facility certified under
10 s. 48.675.

11 **SECTION 882.** 48.38 (3m) of the statutes is created to read:

12 48.38 (3m) FAMILY PERMANENCY TEAM. If a child is placed in a qualified
13 residential treatment program, the agency that placed the child or arranged the
14 placement or the agency assigned primary responsibility for providing services to the
15 child under s. 48.355 (2) (b) 6g. shall invite all of the following to participate in
16 permanency planning and may invite others at the agency’s discretion:

17 (a) All appropriate biological family members, relatives, and like-kin of the
18 child, as determined by the agency.

19 (b) Appropriate professionals who serve as a resource for the family of the child,
20 such as teachers, medical or mental health providers who have treated the child, or
21 clergy.

22 (c) Others identified by a child over the age of 14 as provided under sub. (2m).

23 **SECTION 883.** 48.38 (4) (k) of the statutes is created to read:

24 48.38 (4) (k) If the child is placed in a qualified residential treatment program,
25 all of the following:

1 1. Documentation of reasonable and good faith efforts to identify and include
2 all required individuals on the family permanency team.

3 2. The contact information for the members of the family permanency team.

4 3. Information showing that meetings of the family permanency team are held
5 at a time and place convenient for the family to the extent possible.

6 4. If reunification is the child's permanency goal, information demonstrating
7 that the parent from whom the child was removed provided input on the members
8 of the family permanency team or why that input was not obtained.

9 5. Information showing that the standardized assessment, as determined by
10 the department, was used to determine the appropriateness of the placement in a
11 qualified residential treatment program

12 6. The placement preferences of the family permanency team, including a
13 recognition that a child should be placed with his or her siblings unless the court
14 determines that a joint placement would be contrary to the safety or well-being of
15 the child or any of those siblings.

16 7. If placement preferences of the family permanency team are not the
17 placement recommended by the qualified individual who conducted the
18 standardized assessment, the reasons why these preferences were not
19 recommended.

20 8. The recommendations of the qualified individual who conducted the
21 standardized assessment, including all of the following:

22 a. Whether the recommended placement in a qualified residential treatment
23 program is the placement that will provide the child with the most effective and
24 appropriate level of care in the least restrictive environment and how that placement

1 is consistent with the short-term and long-term goals for the child, as specified in
2 the permanency plan.

3 b. Whether and why the child's needs can or cannot be met by the child's family
4 or in a foster home. A shortage or lack of foster homes is not an acceptable reason
5 for determining that the child's needs cannot be met in a foster home.

6 9. Documentation of the approval or disapproval of the placement in a qualified
7 residential treatment program by a court, if such a determination has been made.

8 **SECTION 884.** 48.38 (4) (L) of the statutes is created to read:

9 48.38 (4) (L) If the child is a parent or is pregnant, all of the following:

10 1. A list of the services or programs to be provided to or on behalf of the child
11 to ensure that the child, if pregnant, is prepared and, if a parent, is able to be a
12 parent.

13 2. The out-of-home care prevention strategy for any child born to the parenting
14 or pregnant child.

15 **SECTION 885.** 48.38 (5) (bm) 4. of the statutes is created to read:

16 48.38 (5) (bm) 4. If the child is placed in a qualified residential treatment
17 program, the agency that prepared the permanency plan shall submit to the court
18 or panel specific information showing all of the following, which the court or panel
19 shall consider when determining the continuing necessity for and the safety and
20 appropriateness of the placement:

21 a. Whether ongoing assessment of the strengths and needs of the child
22 continues to support the determination that the needs of the child cannot be met
23 through placement in a foster home, whether the placement in a qualified residential
24 treatment program provides the most effective and appropriate level of care for the
25 child in the least restrictive environment, and how the placement is consistent with

1 the short-term and long-term goals for the child, as specified in the child's
2 permanency plan.

3 b. The specific treatment or service needs that will be met for the child in the
4 placement and the length of the time the child is expected to need the treatment or
5 services.

6 c. The efforts made by the agency to prepare the child to return home or to be
7 placed with a fit and willing relative, a guardian, or an adoptive parent or in a foster
8 home.

9 **SECTION 886.** 48.38 (5) (c) 1. of the statutes is amended to read:

10 48.38 (5) (c) 1. The continuing necessity for and the safety and appropriateness
11 of the placement, subject to par. (bm) 4. and sub. (5m) (c) 4. If the permanency goal
12 of the child's permanency plan is placement of the child in a planned permanent
13 living arrangement described in sub. (4) (fg) 5., the determination under this
14 subdivision shall include an explanation of why the planned permanent living
15 arrangement is the best permanency goal for the child and why, supported by
16 compelling reasons, it continues not to be in the best interests of the child to be
17 returned to his or her home or to be placed for adoption, with a guardian, or with a
18 fit and willing relative.

19 **SECTION 887.** 48.38 (5) (d) of the statutes is amended to read:

20 48.38 (5) (d) Notwithstanding s. 48.78 (2) (a), the agency that prepared the
21 permanency plan shall, at least 5 days before a review by a review panel, provide to
22 each person appointed to the review panel, the child's parent, guardian, and legal
23 custodian, the person representing the interests of the public, the child's counsel, the
24 child's guardian ad litem, the child's court-appointed special advocate, and, if the
25 child is an Indian child who is placed outside the home of his or her parent or Indian

1 custodian, the Indian child's Indian custodian and tribe a copy of the permanency
2 plan, any information submitted under par. (bm) 4., and any written comments
3 submitted under par. (bm) 1. Notwithstanding s. 48.78 (2) (a), a person appointed
4 to a review panel, the person representing the interests of the public, the child's
5 counsel, the child's guardian ad litem, the child's court-appointed special advocate,
6 and, if the child is an Indian child who is placed outside the home of his or her parent
7 or Indian custodian, the Indian child's Indian custodian and tribe may have access
8 to any other records concerning the child for the purpose of participating in the
9 review. A person permitted access to a child's records under this paragraph may not
10 disclose any information from the records to any other person.

11 **SECTION 888.** 48.38 (5m) (c) 4. of the statutes is created to read:

12 48.38 **(5m)** (c) 4. If the child is placed in a qualified residential treatment
13 program, the agency that prepared the permanency plan shall present to the court
14 specific information showing all of the following, which the court shall consider when
15 determining the continuing necessity for and the safety and appropriateness of the
16 placement under sub. (5) (c) 1.:

17 a. Whether ongoing assessment of the strengths and needs of the child
18 continues to support the determination that the needs of the child cannot be met
19 through placement in a foster home, whether the placement in a qualified residential
20 treatment program provides the most effective and appropriate level of care for the
21 child in the least restrictive environment, and how the placement is consistent with
22 the short-term and long-term goals for the child, as specified in the child's
23 permanency plan.

1 b. The specific treatment or service needs that will be met for the child in the
2 placement and the length of the time the child is expected to need the treatment or
3 services.

4 c. The efforts made by the agency to prepare the child to return home or to be
5 placed with a fit and willing relative, a guardian, or an adoptive parent or in a foster
6 home.

7 **SECTION 889.** 48.38 (5m) (d) of the statutes is amended to read:

8 48.38 **(5m)** (d) At least 5 days before the date of the hearing the agency that
9 prepared the permanency plan shall provide a copy of the permanency plan, any
10 information submitted under par. (bm) 4., and any written comments submitted
11 under par. (c) 1. to the court, to the child's parent, guardian, and legal custodian, to
12 the person representing the interests of the public, to the child's counsel or guardian
13 ad litem, to the child's court-appointed special advocate, and, if the child is an Indian
14 child who is placed outside the home of his or her parent or Indian custodian, to the
15 Indian child's Indian custodian and tribe. Notwithstanding s. 48.78 (2) (a), the
16 person representing the interests of the public, the child's counsel or guardian ad
17 litem, the child's court-appointed special advocate, and, if the child is an Indian child
18 who is placed outside of the home of his or her parent or Indian custodian, the Indian
19 child's Indian custodian and tribe may have access to any other records concerning
20 the child for the purpose of participating in the review. A person permitted access
21 to a child's records under this paragraph may not disclose any information from the
22 records to any other person.

23 **SECTION 890.** 48.396 (1) of the statutes is amended to read:

24 48.396 **(1)** Law enforcement officers' records of children shall be kept separate
25 from records of adults. Law enforcement officers' records of the adult expectant

1 mothers of unborn children shall be kept separate from records of other adults. Law
2 enforcement officers' records of children and the adult expectant mothers of unborn
3 children shall not be open to inspection or their contents disclosed except under sub.
4 (1b), (1d), (5), or (6) or s. 48.293 or 938.396 (2m) (c) 1p. or by order of the court. This
5 subsection does not apply to the representatives of newspapers or other reporters of
6 news who wish to obtain information for the purpose of reporting news without
7 revealing the identity of the child or adult expectant mother involved, to the
8 confidential exchange of information between the police and officials of the public or
9 private school attended by the child or other law enforcement or social welfare
10 agencies, or to children ~~10~~ 12 years of age or older who are subject to the jurisdiction
11 of the court of criminal jurisdiction. A public school official who obtains information
12 under this subsection shall keep the information confidential as required under s.
13 118.125, and a private school official who obtains information under this subsection
14 shall keep the information confidential in the same manner as is required of a public
15 school official under s. 118.125. This subsection does not apply to the confidential
16 exchange of information between the police and officials of the tribal school attended
17 by the child if the police determine that enforceable protections are provided by a
18 tribal school policy or tribal law that requires tribal school officials to keep the
19 information confidential in a manner at least as stringent as is required of a public
20 school official under s. 118.125. A law enforcement agency that obtains information
21 under this subsection shall keep the information confidential as required under this
22 subsection and s. 938.396 (1) (a). A social welfare agency that obtains information
23 under this subsection shall keep the information confidential as required under ss.
24 48.78 and 938.78.

25 **SECTION 891.** 48.396 (2) (dm) of the statutes is amended to read:

1 48.396 (2) (dm) Upon request of a court having jurisdiction over actions
2 affecting the family, an attorney responsible for support enforcement under s. 59.53
3 (6) (a) or a party to a paternity proceeding under subch. IX of ch. 767, the party's
4 attorney or the guardian ad litem for the child who is the subject of that proceeding
5 to review or be provided with information from the records of the court assigned to
6 exercise jurisdiction under this chapter and ch. 938 relating to the paternity of a child
7 for the purpose of determining the paternity of the child or for the purpose of
8 rebutting the presumption of ~~paternity~~ parentage under s. 891.405, 891.407, or
9 891.41 (1), the court assigned to exercise jurisdiction under this chapter and ch. 938
10 shall open for inspection by the requester its records relating to the paternity of the
11 child or disclose to the requester those records.

12 **SECTION 892.** 48.42 (1g) (a) 4. of the statutes is amended to read:

13 48.42 (1g) (a) 4. A statement identifying any ~~man~~ person who has lived in a
14 familial relationship with the child and who may be ~~the father~~ a parent of the child.

15 **SECTION 893.** 48.42 (1g) (b) of the statutes is amended to read:

16 48.42 (1g) (b) The petitioner shall notify any ~~man~~ person identified in the
17 affidavit under par. (a) as an alleged ~~father~~ parent of ~~his~~ the right to file a declaration
18 of ~~paternal~~ parental interest under s. 48.025 before the birth of the child, within 14
19 days after the birth of the child, or within 21 days after the date on which the notice
20 is mailed, whichever is later; of the birth date or anticipated birth date of the child;
21 and of the consequences of filing or not filing a declaration of ~~paternal~~ parental
22 interest. The petitioner shall include with the notice a copy of the form required to
23 file a declaration of ~~paternal~~ parental interest under s. 48.025. The notice shall be
24 sent by certified mail to the last-known address of the alleged ~~father~~ parent.

25 **SECTION 894.** 48.42 (1g) (c) of the statutes is amended to read:

1 48.42 (1g) (c) If an affidavit under par. (a) is not filed with the petition, notice
2 shall be given to an alleged ~~father~~ parent under sub. (2).

3 **SECTION 895.** 48.42 (2) (b) 1. of the statutes is amended to read:

4 48.42 (2) (b) 1. A person who has filed an unrevoked declaration of ~~paternal~~
5 parental interest under s. 48.025 before the birth of the child or within 14 days after
6 the birth of the child.

7 **SECTION 896.** 48.42 (2) (b) 2. of the statutes is amended to read:

8 48.42 (2) (b) 2. A person or persons alleged to the court to be ~~the father~~ a parent
9 of the child or who may, based upon the statements of the ~~mother~~ parent who gave
10 birth to the child or other information presented to the court, be the ~~father~~ parent
11 of the child unless that person has waived the right to notice under s. 48.41 (2) (c).

12 **SECTION 897.** 48.42 (2) (bm) 1. of the statutes is amended to read:

13 48.42 (2) (bm) 1. A person who has filed an unrevoked declaration of ~~paternal~~
14 parental interest under s. 48.025 before the birth of the child, within 14 days after
15 the birth of the child, or within 21 days after a notice under sub. (1g) (b) is mailed,
16 whichever is later.

17 **SECTION 898.** 48.422 (6) (a) of the statutes is amended to read:

18 48.422 (6) (a) In the case of a nonmarital child who is not adopted or whose
19 parents do not subsequently intermarry under s. 767.803 and for whom paternity
20 has not been established, or for whom a declaration of ~~paternal~~ parental interest has
21 not been filed under s. 48.025 within 14 days after the date of birth of the child or,
22 if s. 48.42 (1g) (b) applies, within 21 days after the date on which the notice under
23 s. 48.42 (1g) (b) is mailed, the court shall hear testimony concerning the paternity
24 parentage of the child. Based on the testimony, the court shall determine whether
25 all interested parties who are known have been notified under s. 48.42 (2) and (2g)

1 (ag). If not, the court shall adjourn the hearing and order appropriate notice to be
2 given.

3 **SECTION 899.** 48.422 (7) (bm) of the statutes is amended to read:

4 48.422 (7) (bm) Establish whether a proposed adoptive parent of the child has
5 been identified. If a proposed adoptive parent of the child has been identified and
6 the proposed adoptive parent is not a relative of the child, the court shall order the
7 petitioner to submit a report to the court containing the information specified in s.
8 48.913 (7). The court shall review the report to determine whether any payments or
9 agreement to make payments set forth in the report are coercive to the birth parent
10 of the child or to an alleged ~~to~~ or presumed father parent of the child or are
11 impermissible under s. 48.913 (4). Making any payment to or on behalf of the any
12 ~~birth parent of the child, an, alleged or presumed father parent~~ parent of the child, or the
13 child conditional in any part upon transfer or surrender of the child or the
14 termination of parental rights or the finalization of the adoption creates a rebuttable
15 presumption of coercion. Upon a finding of coercion, the court shall dismiss the
16 petition or amend the agreement to delete any coercive conditions, if the parties
17 agree to the amendment. Upon a finding that payments ~~which~~ that are
18 impermissible under s. 48.913 (4) have been made, the court may dismiss the petition
19 and may refer the matter to the district attorney for prosecution under s. 948.24 (1).
20 This paragraph does not apply if the petition was filed with a petition for adoptive
21 placement under s. 48.837 (2).

22 **SECTION 900.** 48.422 (7) (br) of the statutes is amended to read:

23 48.422 (7) (br) Establish whether any person has coerced a birth parent or ~~any~~
24 alleged or presumed ~~father parent~~ parent of the child in violation of s. 48.63 (3) (b) 5. Upon
25 a finding of coercion, the court shall dismiss the petition.

1 **SECTION 901.** 48.423 (2) (d) of the statutes is amended to read:

2 48.423 (2) (d) That the person has complied with the requirements of the state
3 where the ~~mother~~ birth parent previously resided or was located to protect and
4 preserve his ~~paternal~~ or her parental interests in matters affecting the child.

5 **SECTION 902.** 48.432 (1) (am) 2. b. of the statutes is amended to read:

6 48.432 (1) (am) 2. b. If there is no adjudicated father, the ~~husband~~ spouse of the
7 mother at the time the individual or adoptee is conceived or born, or when the parents
8 intermarry under s. 767.803.

9 **SECTION 903.** 48.437 (1) (a) 2. of the statutes is amended to read:

10 48.437 (1) (a) 2. The notice shall contain the name and address of the new
11 placement, the reasons for the change in placement, whether the new placement is
12 certified under s. 48.675, a statement describing why the new placement is
13 preferable to the present placement, a statement of how the new placement satisfies
14 the objectives of the treatment plan or permanency plan ordered by the court, and,
15 if the child is an Indian child who has been removed from the home of his or her
16 parent or Indian custodian, a statement as to whether the new placement is in
17 compliance with the order of placement preference under s. 48.028 (7) (b) or, if
18 applicable, s. 48.028 (7) (c) and, if the new placement is not in compliance with that
19 order, specific information showing good cause, as described in s. 48.028 (7) (e), for
20 departing from that order. The person sending the notice shall file the notice with
21 the court on the same day the notice is sent.

22 **SECTION 904.** 48.437 (1) (a) 3. and 4. of the statutes are created to read:

23 48.437 (1) (a) 3. If the proposed change in placement would place the child in
24 a residential care center for children and youth, group home, or shelter care facility
25 certified under s. 48.675, the qualified individual shall conduct a standardized

1 assessment and the agency appointed as the guardian of the child shall submit it and
2 the recommendation of the qualified individual who conducted the standardized
3 assessment, including all of the following, to the court and all persons who are
4 required to receive the notice under subd. 1. no later than time of filing of that notice,
5 or, if not available by that time, and except as provided under subd. 4., no later than
6 10 days after the notice is filed:

7 a. Whether the proposed placement will provide the child with the most
8 effective and appropriate level of care in the least restrictive environment.

9 b. How the placement is consistent with the short-term and long-term goals
10 for the child, as specified in the permanency plan.

11 c. The reasons why the child's needs can or cannot be met by the child's family
12 or in a foster home. A shortage or lack of foster homes is not an acceptable reason
13 for determining that the child's needs cannot be met in a foster home.

14 d. The placement preference of the family permanency team under s. 48.38
15 (3m) and, if that preference is not the placement recommended by the qualified
16 individual, why that recommended placement is not preferred.

17 4. If, for good cause shown, the information required to be submitted under
18 subd. 3. is not available by the deadline under that subdivision, the agency appointed
19 as the guardian of the child shall submit it no later than 30 days after the date on
20 which the placement is made.

21 **SECTION 905.** 48.437 (1) (c) of the statutes is amended to read:

22 48.437 (1) (c) *Contents of order.* The change-in-placement order shall contain
23 the applicable order under sub. (2v) (a), the applicable statement under sub. (2v) (b),
24 and the finding applicable findings under sub. (2v) (c) and (d). If the court changes
25 the placement of an Indian child who has been removed from the home of his or her

1 parent or Indian custodian, the change-in-placement order shall, in addition,
2 comply with the order of placement preference under s. 48.028 (7) (b) or, if applicable,
3 s. 48.028 (7) (c), unless the court finds good cause, as described in s. 48.028 (7) (e),
4 for departing from that order.

5 **SECTION 906.** 48.437 (2) of the statutes is renumbered 48.437 (2) (a).

6 **SECTION 907.** 48.437 (2) (b) and (c) of the statutes are created to read:

7 48.437 (2) (b) 1. If the emergency change in placement under par. (a) results
8 in a child being placed in a residential care center for children and youth, group
9 home, or shelter care facility certified under s. 48.675, the qualified individual shall
10 conduct a standardized assessment and the agency appointed as the guardian of the
11 child shall submit it and the recommendation of the qualified individual who
12 conducted the standardized assessment, including the information specified under
13 sub. (1) (a) 3. with the notice under par. (a) or, if not available at that time, and except
14 as provided under subd. 2., no later than 10 days after the filing of that notice.

15 2. If, for good cause shown, the information required to be submitted under
16 subd. 1. is not available by the deadline under that subdivision, the agency appointed
17 as the guardian of the child shall submit it no later than 30 days after the date on
18 which the placement was made.

19 (c) If the emergency change in placement under par. (a) results in a child being
20 placed in a residential care center for children and youth, group home, or shelter care
21 facility certified under s. 48.675, the court shall, no later than 60 days after the
22 placement is made, issue an order making the findings under sub. (2v) (d) 1., the
23 answers to which do not affect whether the placement may be made, after
24 considering the standardized assessment and the recommendation of the qualified
25 individual who conducted the standardized assessment.

1 **SECTION 908.** 48.437 (2v) (d) of the statutes is created to read:

2 48.437 (2v) (d) 1. Except as provided in subd. 2., if the court changes the
3 placement to a residential care center for children and youth, group home, or shelter
4 care facility certified under s. 48.675, the change-in-placement order shall contain
5 a finding as to each of the following, the answers to which do not affect whether the
6 placement may be made, after considering the standardized assessment and the
7 recommendation of the qualified individual who conducted the standardized
8 assessment:

9 a. Whether the needs of the child can be met through placement in a foster
10 home.

11 b. Whether placement of the child in a residential care center for children and
12 youth, group home, or shelter care facility certified under s. 48.675 provides the most
13 effective and appropriate level of care for the child in the least restrictive
14 environment.

15 c. Whether the placement is consistent with the short-term and long-term
16 goals for the child, as specified in the permanency plan.

17 d. Whether the court approves or disapproves the placement.

18 2. If the results of the standardized assessment and recommendation of the
19 qualified individual who conducted the standardized assessment are not available
20 at the time of the order, the court shall defer making the findings under that subd.

21 1. as provided in this paragraph. No later than 60 days after the date on which the
22 placement was made, the court shall issue an order making the findings under subd.
23 1.

24 **SECTION 909.** Subchapter IX (title) of chapter 48 [precedes 48.44] of the
25 statutes is amended to read:

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CHAPTER 48

SUBCHAPTER IX

JURISDICTION OVER PERSON ~~17~~

OR OLDER ADULTS

SECTION 910. 48.44 of the statutes is amended to read:

48.44 Jurisdiction over persons ~~17 or older~~ adults. The court has jurisdiction over persons ~~17 years of age or older~~ adults as provided under ss. 48.133, 48.355 (4), 48.357 (6), 48.365 (5), and 48.45 and as otherwise specifically provided in this chapter.

SECTION 911. 48.45 (1) (a) of the statutes is amended to read:

48.45 (1) (a) If in the hearing of a case of a child alleged to be in a condition described in s. 48.13 it appears that any person ~~17 years of age or older~~ adult has been guilty of contributing to, encouraging, or tending to cause by any act or omission, such that condition of the child, the judge may make orders with respect to the conduct of such that person in his or her relationship to the child, including orders determining the ability of the person to provide for the maintenance or care of the child and directing when, how, and from where funds for the maintenance or care shall be paid.

SECTION 912. 48.45 (1) (am) of the statutes is amended to read:

48.45 (1) (am) If in the hearing of a case of an unborn child and the unborn child's expectant mother alleged to be in a condition described in s. 48.133 it appears that any person ~~17 years of age or over~~ adult has been guilty of contributing to, encouraging, or tending to cause by any act or omission, such that condition of the unborn child and expectant mother, the judge may make orders with respect to the

1 conduct of such ~~that~~ that person in his or her relationship to the unborn child and
2 expectant mother.

3 **SECTION 913.** 48.45 (3) of the statutes is amended to read:

4 48.45 (3) If it appears at a court hearing that any person ~~17 years of age or older~~
5 adult has violated s. 948.40, the judge shall refer the record to the district attorney
6 for criminal proceedings as may be warranted in the district attorney's judgment.
7 This subsection does not prevent prosecution of violations of s. 948.40 without the
8 prior reference by the judge to the district attorney, as in other criminal cases.

9 **SECTION 914.** 48.47 (20) of the statutes is created to read:

10 48.47 (20) DIVERSITY, EQUITY, AND INCLUSION GRANTS. From the appropriation
11 account under s. 20.437 (3) (r), award grants to public, private, or nonprofit entities
12 that promote diversity and advance equity and inclusion.

13 **SECTION 915.** 48.47 (30) of the statutes is created to read:

14 48.47 (30) DIVERSITY, EQUITY, AND INCLUSION GRANTS. From the appropriation
15 account under s. 20.437 (3) (f), award grants to public, private, or non-profit entities
16 that promote diversity and advance equity and inclusion.

17 **SECTION 916.** 48.48 (17m) of the statutes is created to read:

18 48.48 (17m) (a) To provide funding to county departments, nonprofit
19 corporations, Indian tribes, or licensed child welfare agencies under contract with
20 the department or a county department for services to prevent the removal of
21 children from the home under this chapter or chapter 938 or to promote the safety
22 of children in the home.

23 (b) To provide direct support for evidence-based services provided by the
24 department, county departments, Indian tribes, or licensed child welfare agencies
25 that seek to prevent the removal of children from the home under this chapter or

1 chapter 938 or to promote the safety of children in the home on a statewide, regional,
2 or local level, including any of the following:

3 1. Training, coaching, quality assurance, and funding for certification or
4 licensing for implementation of the evidence-based services.

5 2. Purchasing or subsidizing the purchase of the evidence-based services.

6 (c) To develop criteria, standards, and review procedures for the administration
7 of this subsection. The department may promulgate rules relating to eligibility to
8 receive support under this subsection.

9 **SECTION 917.** 48.48 (19) of the statutes is repealed.

10 **SECTION 918.** 48.48 (20) of the statutes is created to read:

11 48.48 (20) To certify a residential care center for children and youth, group
12 home, or shelter care facility to operate a qualified residential treatment program as
13 provided under s. 48.675 and monitor compliance with certification requirements.

14 **SECTION 919.** 48.48 (21) of the statutes is created to read:

15 48.48 (21) To provide training for staff, including contractors, of a child welfare
16 agency or a congregate care facility, as defined in s. 48.685 (1) (ao).

17 **SECTION 920.** 48.481 (title) of the statutes is amended to read:

18 **48.481 (title) Grants for children's community programs youth**
19 **services.**

20 **SECTION 921.** 48.481 (intro.) of the statutes is renumbered 48.481 (2m) (intro.)
21 and amended to read:

22 48.481 (2m) (intro.) ~~From the appropriation under s. 20.437 (1) (bc), the~~ The
23 department shall distribute the following grants for children's community programs
24 youth services to public agencies, nonprofit corporations, and Indian tribes to
25 provide programs that accomplish one or more of the following purposes:

1 **SECTION 922.** 48.481 (1) of the statutes is repealed.

2 **SECTION 923.** 48.481 (1m) of the statutes is created to read:

3 48.481 (**1m**) In this section:

4 (a) “Nonprofit corporation” means a nonstock, nonprofit corporation organized
5 under ch. 181.

6 (b) “Public agency” means a county, city, village, town, or school district or an
7 agency of this state or of a county, city, village, town, or school district.

8 **SECTION 924.** 48.481 (2) of the statutes is repealed.

9 **SECTION 925.** 48.481 (2m) (a), (b), (c), (d), (e), (f), (g), (h) and (i) and (3) of the
10 statutes are created to read:

11 48.481 (**2m**) (a) Increasing youth access to housing.

12 (b) Increasing youth self-sufficiency through employment, education, and
13 training.

14 (c) Increasing youth social and emotional health by promoting healthy and
15 stable adult connections, social engagement, and connection with necessary
16 services.

17 (d) Preventing sex trafficking of children and youth.

18 (e) Providing treatment and services for documented and suspected victims of
19 child and youth sex trafficking.

20 (f) Preventing and reducing the incidence of youth violence and other
21 delinquent behavior.

22 (g) Preventing and reducing the incidence of youth alcohol and other drug use
23 and abuse.

24 (h) Preventing and reducing the incidence of child abuse and neglect.

25 (i) Preventing and reducing the incidence of teen pregnancy.

1 **(3)** From the appropriations under s. 20.437 (1) (bc) and (kb), the department
2 shall distribute \$55,000 in each fiscal year to Diverse and Resilient, Inc., to provide
3 programs that accomplish one or more of the purposes under sub. (2m).

4 **SECTION 926.** 48.481 (4) of the statutes is created to read:

5 48.481 **(4)** DRIVER EDUCATION PROGRAM. The department shall establish or
6 contract for a driver education program for individuals who are 15 years of age or
7 older and in out-of-home care. The program shall provide assistance with
8 identifying and enrolling in an appropriate driver education course and obtaining an
9 operator's license. From the appropriation under s. 20.437 (1) (a), the department
10 may pay all of the following expenses that apply to an individual in the program:

11 (a) Fees required to enroll in a driver education course.

12 (b) Fees required to obtain an operator's license under ch. 343.

13 **SECTION 927.** 48.526 (3) (e) of the statutes is amended to read:

14 48.526 **(3)** (e) The department may carry forward \$500,000 or transfer to the
15 appropriation account under s. 20.437 (1) (kp) 10 percent of its funds allocated under
16 this subsection and not ~~encumbered~~ expended or carried forward under par. (dm) by
17 counties by December 31, ~~whichever is greater, to the next 2 calendar years.~~ The
18 department may transfer moneys from or within s. 20.437 (1) (cj) to accomplish this
19 purpose. The department may allocate these transferred moneys to counties with
20 persistently high rates of juvenile arrests for serious offenses during the next 2
21 calendar years to improve community-based juvenile delinquency-related services,
22 as defined in s. 46.011 (1c). ~~The allocation does not affect a county's base allocation.~~

23 **SECTION 928.** 48.526 (3) (em) of the statutes is repealed.

24 **SECTION 929.** 48.526 (7) (intro.) of the statutes is amended to read:

1 48.526 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
2 of the appropriations under s. 20.437 (1) (cj) and (o), the department shall allocate
3 funds for community youth and family aids for the period beginning on July 1, 2019
4 2021, and ending on June 30, ~~2021~~ 2023, as provided in this subsection to county
5 departments under ss. 46.215, 46.22, and 46.23 as follows:

6 **SECTION 930.** 48.526 (7) (a) of the statutes is amended to read:

7 48.526 (7) (a) For community youth and family aids under this section,
8 amounts not to exceed ~~\$45,383,600~~ \$48,396,000 for the last 6 months of ~~2019~~ 2021,
9 ~~\$90,767,200~~ \$100,893,000 for ~~2020~~ 2022, and ~~\$45,383,600~~ \$52,497,100 for the first
10 6 months of ~~2021~~ 2023.

11 **SECTION 931.** 48.526 (7) (b) (intro.) of the statutes is amended to read:

12 48.526 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall
13 allocate \$2,000,000 for the last 6 months of ~~2019~~ 2021, \$4,000,000 for ~~2020~~ 2022, and
14 \$2,000,000 for the first 6 months of ~~2021~~ 2023 to counties based on each of the
15 following factors weighted equally:

16 **SECTION 932.** 48.526 (7) (bm) of the statutes is amended to read:

17 48.526 (7) (bm) Of the amounts specified in par. (a), the department shall
18 allocate \$6,250,000 for the last 6 months of ~~2019~~ 2021, \$12,500,000 for ~~2020~~ 2022,
19 and \$6,250,000 for the first 6 months of ~~2021~~ 2023 to counties based on each county's
20 proportion of the number of juveniles statewide who are placed in a juvenile
21 correctional facility or a secured residential care center for children and youth during
22 the most recent 3-year period for which that information is available.

23 **SECTION 933.** 48.526 (7) (c) of the statutes is amended to read:

24 48.526 (7) (c) Of the amounts specified in par. (a), the department shall allocate
25 \$1,053,200 for the last 6 months of ~~2019~~ 2021, \$2,106,500 for ~~2020~~ 2022, and

1 \$1,053,300 for the first 6 months of ~~2021~~ 2023 to counties based on each of the factors
2 specified in par. (b) 1. to 3. weighted equally, except that no county may receive an
3 allocation under this paragraph that is less than 93 percent nor more than 115
4 percent of the amount that the county would have received under this paragraph if
5 the allocation had been distributed only on the basis of the factor specified in par. (b)
6 3.

7 **SECTION 934.** 48.526 (7) (d) of the statutes is created to read:

8 48.526 (7) (d) Of the amounts specified in par. (a), the department shall allocate
9 an amount not to exceed \$2,663,800 for the last 6 months of 2021, \$9,428,600 for
10 2022, and \$6,764,900 for the first 6 months of 2023 for costs incurred by a county for
11 the care and maintenance of a juvenile placed under the supervision of a county
12 department or the department of corrections in a juvenile detention facility under
13 s. 938.22 (2) (d) 1., a juvenile correctional facility, or a secured residential care center
14 for children and youth.

15 **SECTION 935.** 48.526 (7) (d) of the statutes, as created by 2021 Wisconsin Act
16 (this act), is amended to read:

17 48.526 (7) (d) Of the amounts specified in par. (a), the department shall allocate
18 an amount not to exceed \$2,663,800 for the last 6 months of 2021, \$9,428,600 for
19 2022, and \$6,764,900 for the first 6 months of 2023 for costs incurred by a county for
20 the care and maintenance of a juvenile placed under the supervision of a county
21 department or the department of corrections in ~~a juvenile detention facility under~~
22 ~~s. 938.22 (2) (d) 1.,~~ a juvenile correctional facility, or a secured residential care center
23 for children and youth.

24 **SECTION 936.** 48.526 (7) (e) of the statutes is repealed.

25 **SECTION 937.** 48.526 (7) (h) of the statutes is repealed.

1 **SECTION 938.** 48.526 (8) of the statutes is repealed.

2 **SECTION 939.** 48.5275 of the statutes is created to read:

3 **48.5275 Seventeen-year-old juvenile justice aids.** Notwithstanding s.
4 48.526, from the appropriation under s. 20.437 (1) (cL), the department shall
5 reimburse counties for the costs under s. 48.526 (2) (c) associated with juveniles who
6 were alleged to have violated a state or federal criminal law or any civil law or
7 municipal ordinance at age 17.

8 **SECTION 940.** 48.528 of the statutes is repealed and recreated to read:

9 **48.528 Youth justice system improvements program.** From the
10 appropriations under s. 20.437 (1) (cm), (cn), and (kp), in each fiscal year the
11 department may expend funds for the following purposes:

12 **(1)** To fund programs that enhance diversion, prevention, or early intervention
13 to reduce the number of justice-involved youth or promote successful outcomes for
14 all youth. To determine eligibility for a payment under this subsection, the
15 department shall require a county or other provider to submit a plan for the
16 expenditure of the payment.

17 **(2)** To address emergencies related to community youth and family aids under
18 s. 48.526.

19 **(3)** To fund activities required of the department under s. 48.526 (1).

20 **SECTION 941.** 48.53 of the statutes is created to read:

21 **48.53 Grants to support foster parents and children.** From the
22 appropriation account under s. 20.437 (1) (bg), the department shall distribute
23 grants to counties, nonprofit organizations, or tribes for the purpose of supporting
24 foster parents and providing normalcy for children in out-of-home care, including
25 for the purpose of sibling reconnection.

1 **SECTION 942.** 48.545 of the statutes is repealed.

2 **SECTION 943.** 48.551 of the statutes is created to read:

3 **48.551 Adoption recruitment services for children with special needs.**

4 From the appropriation accounts under s. 20.437 (1) (cx) and (mx), the department
5 shall provide \$300,000 annually to the Wendy's Wonderful Kids program at the
6 Children's Hospital of Wisconsin to recruit adoptive placements for children with
7 special needs in a county with a population of 750,000 or more.

8 **SECTION 944.** 48.563 (2) of the statutes is amended to read:

9 48.563 (2) COUNTY ALLOCATION. For children and family services under s. 48.569
10 (1) (d), the department shall distribute not more than ~~\$80,125,200~~ \$106,389,600 in
11 fiscal year ~~2019-20~~ 2021-22 and ~~\$101,145,500~~ \$111,868,900 in fiscal year ~~2020-21~~
12 2022-23.

13 **SECTION 945.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

14 48.57 (3m) (am) (intro.) From the appropriations under s. 20.437 (2) (dz), (md),
15 (me), and (s), the department shall reimburse counties having populations of less
16 than 750,000 for payments made under this subsection and shall make payments
17 under this subsection in a county having a population of 750,000 or more. Subject
18 to par. (ap), a county department and, in a county having a population of 750,000 or
19 more, the department shall make payments in the amount of ~~\$254~~ \$300 per month
20 beginning on January 1, ~~2020~~ 2022, to a kinship care relative who is providing care
21 and maintenance for a child if all of the following conditions are met:

22 **SECTION 946.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

23 48.57 (3n) (am) (intro.) From the appropriations under s. 20.437 (2) (dz), (md),
24 (me), and (s), the department shall reimburse counties having populations of less
25 than 750,000 for payments made under this subsection and shall make payments

1 under this subsection in a county having a population of 750,000 or more. Subject
2 to par. (ap), a county department and, in a county having a population of 750,000 or
3 more, the department shall make monthly payments for each child in the amount of
4 ~~\$254~~ \$300 per month beginning on January 1, ~~2020~~ 2022, to a long-term kinship care
5 relative who is providing care and maintenance for that child if all of the following
6 conditions are met:

7 **SECTION 947.** 48.62 (4) of the statutes is amended to read:

8 48.62 (4) Monthly payments in foster care shall be provided according to the
9 rates specified in this subsection. Beginning on January 1, ~~2020~~ 2022, the rates are
10 ~~\$254~~ \$300 for care and maintenance provided for a child of any age by a foster home
11 that is certified to provide level one care, as defined in the rules promulgated under
12 sub. (8) (a) and, for care and maintenance provided by a foster home that is certified
13 to provide care at a level of care that is higher than level one care, ~~\$420~~ \$431 for a
14 child under 5 years of age; ~~\$460~~ \$472 for a child 5 to 11 years of age; ~~\$522~~ \$535 for
15 a child 12 to 14 years of age; and ~~\$545~~ \$559 for a child 15 years of age or over.
16 Beginning on January 1, 2023, the rates for care and maintenance provided by a
17 foster home that is certified to provide care at a level of care that is higher than level
18 one care are \$442 for a child under 5 years of age; \$484 for a child 5 to 11 years of age;
19 \$548 for a child 12 to 14 years of age; and \$573 for a child 15 years of age or over. In
20 addition to these grants for basic maintenance, the department, county department,
21 or licensed child welfare agency shall make supplemental payments for foster care
22 to a foster home that is receiving an age-related rate under this subsection that are
23 commensurate with the level of care that the foster home is certified to provide and
24 the needs of the child who is placed in the foster home according to the rules
25 promulgated by the department under sub. (8) (c).

1 **SECTION 948.** 48.63 (3) (b) 4. of the statutes is amended to read:

2 48.63 (3) (b) 4. Before a child may be placed under subd. 1., the department,
3 county department, or child welfare agency making the placement and the proposed
4 adoptive parent or parents shall enter into a written agreement that specifies who
5 is financially responsible for the cost of providing care for the child prior to the
6 finalization of the adoption and for the cost of returning the child to the parent who
7 has custody of the child if the adoption is not finalized. Under the agreement, the
8 department, county department, or child welfare agency or the proposed adoptive
9 parent or parents, but not the any birth parent of the child or any alleged or
10 presumed ~~father~~ parent of the child, shall be financially responsible for those costs.

11 **SECTION 949.** 48.63 (3) (b) 5. of the statutes is amended to read:

12 48.63 (3) (b) 5. Prior to termination of parental rights to the child, no person
13 may coerce a birth parent of the child or any alleged or presumed ~~father~~ parent of the
14 child into refraining from exercising his or her right to withdraw consent to the
15 transfer or surrender of the child or to termination of his or her parental rights to the
16 child, to have reasonable visitation or contact with the child, or to otherwise exercise
17 his or her parental rights to the child.

18 **SECTION 950.** 48.66 (1) (b) of the statutes is amended to read:

19 48.66 (1) (b) Except as provided in s. 48.715 (6), the department of corrections
20 may license a child welfare agency to operate a secured residential care center for
21 children and youth for holding in secure custody juveniles who have been convicted
22 under s. 938.183 or adjudicated delinquent under s. 938.183 or 938.34 (4d), ~~(4h)~~, or
23 (4m) and referred to the child welfare agency by the court, the tribal court, the county
24 department, or the department of corrections and to provide supervision, care, and
25 maintenance for those juveniles.

1 **SECTION 951.** 48.66 (1) (b) of the statutes, as affected by 2021 Wisconsin Act ...
2 (this act), is amended to read:

3 48.66 (1) (b) Except as provided in s. 48.715 (6), the department of corrections
4 may license a child welfare agency to operate a secured residential care center for
5 children and youth for holding in secure custody juveniles who have been convicted
6 under s. 938.183 or adjudicated delinquent under s. 938.183 or 938.34 ~~(4d)~~ or (4m)
7 and referred to the child welfare agency by the court, the tribal court, the county
8 department, or the department of corrections and to provide supervision, care, and
9 maintenance for those juveniles.

10 **SECTION 952.** 48.675 of the statutes is created to read:

11 **48.675 Qualified residential treatment programs.** (1) The department
12 may certify a residential care center for children and youth, group home, or shelter
13 care facility to operate a qualified residential treatment program if it determines
14 that the program meets the requirements of 42 USC 672 (k) (4) and any other
15 requirements established by the department under this section. A residential care
16 center for children and youth, group home, or shelter care facility certified under this
17 section shall comply with all other requirements applicable to the residential care
18 center for children and youth, group home, or shelter care facility.

19 (2) The department may promulgate rules for the establishment, certification,
20 operation, and monitoring of, and the placement of a child in, a qualified residential
21 treatment program under sub. (1).

22 **SECTION 953.** 48.685 (1) (bm) of the statutes is amended to read:

23 48.685 (1) (bm) “Nonclient resident” means a person, including a person who
24 is under 18 years of age, but not under ~~10~~ 12 years of age, who resides, or is expected
25 to reside, at an entity or with a caregiver specified in par. (ag) 1. am., who is not a

1 client of the entity or caregiver, and who has, or is expected to have, regular, direct
2 contact with clients of the entity or caregiver.

3 **SECTION 954.** 48.686 (1) (bm) of the statutes is amended to read:

4 48.686 (1) (bm) "Household member" means a person who is age ~~10~~ 12 or older,
5 who resides, or is expected to reside, at a child care program, and who is not a client
6 of the child care program or caregiver.

7 **SECTION 955.** 48.715 (8) of the statutes is created to read:

8 48.715 (8) The department may deny, suspend, restrict, refuse to renew, or
9 otherwise withhold a certification under s. 48.675 based on a failure to comply with
10 certification requirements established by administrative rule under that section.

11 **SECTION 956.** 48.73 of the statutes is amended to read:

12 **48.73 Inspection of licensees and school district child care programs.**

13 The department may visit and inspect each child welfare agency, foster home, group
14 home, and child care center licensed by the department and each entity certified by
15 the department under s. 48.675, and for that purpose shall be given unrestricted
16 access to the premises described in the license or certification. The department may
17 visit and inspect each child care program established or contracted for under s.
18 120.13 (14) that receives payment under s. 49.155 for the child care provided, and for
19 that purpose shall be given unrestricted access to the premises used for the child care
20 program.

21 **SECTION 957.** 48.82 (1) (a) of the statutes is amended to read:

22 48.82 (1) (a) ~~A husband and wife~~ Spouses jointly, or ~~either the husband or wife~~
23 ~~if the other spouse is~~ of a parent of the minor.

24 **SECTION 958.** 48.837 (1r) (d) of the statutes is amended to read:

1 48.837 (1r) (d) Before a child may be placed under par. (a), the department,
2 county department, or child welfare agency making the placement and the proposed
3 adoptive parent or parents shall enter into a written agreement that specifies who
4 is financially responsible for the cost of providing care for the child prior to the
5 finalization of the adoption and for the cost of returning the child to the parent who
6 has custody of the child if the adoption is not finalized. Under the agreement, the
7 department, county department, or child welfare agency or the proposed adoptive
8 parent or parents, but not the any birth parent of the child or any alleged or
9 presumed father parent of the child, shall be financially responsible for those costs.

10 **SECTION 959.** 48.837 (1r) (e) of the statutes is amended to read:

11 48.837 (1r) (e) Prior to termination of parental rights to the child, no person
12 may coerce a birth parent of the child or any alleged or presumed father parent of the
13 child into refraining from exercising his or her right to withdraw consent to the
14 transfer or surrender of the child or to termination of his or her parental rights to the
15 child, to have reasonable visitation or contact with the child, or to otherwise exercise
16 his or her parental rights to the child.

17 **SECTION 960.** 48.837 (6) (b) of the statutes is amended to read:

18 48.837 (6) (b) At the beginning of the hearing held under sub. (2), the court shall
19 review the report that is submitted under s. 48.913 (6). The court shall determine
20 whether any payments or the conditions specified in any agreement to make
21 payments are coercive to the any birth parent of the child or to an alleged or
22 presumed father parent of the child or are impermissible under s. 48.913 (4). Making
23 any payment to or on behalf of the a birth parent of the child, an, alleged or presumed
24 father parent of the child, or the child conditional in any part upon transfer or
25 surrender of the child or the termination of parental rights or the finalization of the

1 adoption creates a rebuttable presumption of coercion. Upon a finding of coercion,
2 the court shall dismiss the petitions under subs. (2) and (3) or amend the agreement
3 to delete any coercive conditions, if the parties agree to the amendment. Upon a
4 finding that payments ~~which~~ that are impermissible under s. 48.913 (4) have been
5 made, the court may dismiss the petition and may refer the matter to the district
6 attorney for prosecution under s. 948.24 (1).

7 **SECTION 961.** 48.837 (6) (br) of the statutes is amended to read:

8 48.837 (6) (br) At the hearing on the petition under sub. (2), the court shall
9 determine whether any person has coerced a birth parent or ~~any~~ alleged or presumed
10 ~~father~~ parent of the child in violation of sub. (1r) (e). Upon a finding of coercion, the
11 court shall dismiss the petitions under subs. (2) and (3).

12 **SECTION 962.** 48.913 (1) (a) of the statutes is amended to read:

13 48.913 (1) (a) Preadoptive counseling for a birth parent ~~of the child or an~~
14 alleged or presumed ~~father~~ parent of the child.

15 **SECTION 963.** 48.913 (1) (b) of the statutes is amended to read:

16 48.913 (1) (b) Post-adoptive counseling for a birth parent ~~of the child or an~~
17 alleged or presumed ~~father~~ parent of the child.

18 **SECTION 964.** 48.913 (1) (h) of the statutes is amended to read:

19 48.913 (1) (h) Legal and other services received by a birth parent of the child,
20 an alleged or presumed ~~father~~ parent of the child, or the child in connection with the
21 adoption.

22 **SECTION 965.** 48.913 (2) (intro.) of the statutes is amended to read:

23 48.913 (2) PAYMENT OF EXPENSES WHEN BIRTH PARENT IS RESIDING IN ANOTHER
24 STATE. (intro.) Notwithstanding sub. (1), the proposed adoptive parents of a child or
25 a person acting on behalf of the proposed adoptive parents of a child may pay for an

1 expense of a birth parent of the child or an alleged or presumed ~~father~~ parent of the
2 child if the birth parent or ~~the~~ alleged or presumed ~~father~~ parent was residing in
3 another state when the payment was made and when the expense was incurred and
4 if all of the following apply:

5 **SECTION 966.** 48.913 (2) (b) of the statutes is amended to read:

6 48.913 (2) (b) The state in which the birth parent or ~~the~~ alleged or presumed
7 ~~father~~ parent was residing when the payment was made permits the payment of that
8 expense by the proposed adoptive parents of the child.

9 **SECTION 967.** 48.913 (2) (c) (intro.) of the statutes is amended to read:

10 48.913 (2) (c) (intro.) A listing of all payments made under this subsection, a
11 copy of the statutory provisions of the state in which the birth parent or ~~the~~ alleged
12 or presumed ~~father~~ parent was residing when the payments were made that permit
13 those payments to be made by the proposed adoptive parents of the child, and a copy
14 of all orders entered in the state in which the birth parent or ~~the~~ alleged or presumed
15 ~~father~~ parent was residing when the payments were made that relate to the payment
16 of expenses of the birth parent or ~~the~~ alleged or presumed ~~father~~ parent by the
17 proposed adoptive parents of the child is submitted to the court as follows:

18 **SECTION 968.** 48.913 (3) of the statutes is amended to read:

19 48.913 (3) METHOD OF PAYMENT. Any payment under sub. (1) or (2) shall be made
20 directly to the provider of a good or service except that a payment under sub. (1) or
21 (2) may be made to a birth parent ~~of the child~~ or ~~to an~~ alleged or presumed ~~father~~
22 parent of the child as reimbursement of an amount previously paid by the birth
23 parent or ~~by the~~ alleged or presumed ~~father~~ parent if documentation is provided
24 showing that the birth parent or alleged or presumed ~~father~~ parent has made the
25 previous payment.

1 **SECTION 969.** 48.913 (4) of the statutes is amended to read:

2 48.913 (4) OTHER PAYMENTS PROHIBITED. The proposed adoptive parents of a
3 child or a person acting on behalf of the proposed adoptive parents may not make any
4 payments to or on behalf of a birth parent of the child, an alleged or presumed father
5 parent of the child, or the child except as provided in subs. (1) and (2).

6 **SECTION 970.** 48.913 (7) of the statutes is amended to read:

7 48.913 (7) REPORT TO THE COURT; CONTENTS REQUIRED. The report required under
8 sub. (6) shall include a list of all transfers of anything of value made or agreed to be
9 made by the proposed adoptive parents or by a person acting on their behalf to a birth
10 parent of the child, an alleged or presumed father parent of the child, or the child,
11 on behalf of a birth parent of the child, an alleged or presumed father parent of the
12 child, or the child, or to any other person in connection with the pregnancy, the birth
13 of the child, the placement of the child with the proposed adoptive parents, or the
14 adoption of the child by the proposed adoptive parents. The report shall be itemized
15 and shall show the goods or services for which payment was made or agreed to be
16 made. The report shall include the dates of each payment, the names and addresses
17 of each attorney, doctor, hospital, agency, or other person or organization receiving
18 any payment from the proposed adoptive parents or a person acting on behalf of the
19 proposed adoptive parents in connection with the pregnancy, the birth of the child,
20 the placement of the child with the proposed adoptive parents, or the adoption of the
21 child by the proposed adoptive parents.

22 **SECTION 971.** 48.9795 (1) (a) 1. c. of the statutes is amended to read:

23 48.9795 (1) (a) 1. c. Any person who has filed a declaration of paternal parental
24 interest under s. 48.025, who is alleged to the court to be ~~the father~~ a parent of the

1 child, or who may, based on the statements of the ~~mother~~ parent who gave birth to
2 the child or other information presented to the court, be the ~~father~~ parent of the child.

3 **SECTION 972.** 48.9795 (1) (b) of the statutes is amended to read:

4 48.9795 (1) (b) "Party" means the person petitioning for the appointment of a
5 guardian for a child or any interested person other than a person who is alleged to
6 the court to be ~~the father~~ a parent of the child or who may, based on the statements
7 of the ~~mother~~ parent who gave birth to the child or other information presented to
8 the court, be the ~~father~~ parent of the child.

9 **SECTION 973.** 48.981 (1) (b) of the statutes is amended to read:

10 48.981 (1) (b) "Community placement" means probation; extended supervision;
11 parole; aftercare; conditional transfer into the community under s. 51.35 (1);
12 conditional transfer or discharge under s. 51.37 (9); ~~placement in a Type 2 residential~~
13 ~~care center for children and youth or a Type 2 juvenile correctional facility~~
14 ~~authorized under s. 938.539 (5);~~ conditional release under s. 971.17; supervised
15 release under s. 980.06 or 980.08; participation in the community residential
16 confinement program under s. 301.046, the intensive sanctions program under s.
17 301.048, ~~community supervision under s. 938.533,~~ the intensive supervision
18 program under s. 938.534, or the serious juvenile offender program under s. 938.538;
19 or any other placement of an adult or juvenile offender in the community under the
20 custody or supervision of the department of corrections, the department of health
21 services, a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437 or any
22 other person under contract with the department of corrections, the department of
23 health services or a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437
24 to exercise custody or supervision over the offender.

25 **SECTION 974.** 49.11 (1c) of the statutes is amended to read:

1 49.11 (1c) “Community-based juvenile delinquency-related services” means
2 juvenile delinquency-related services provided under ch. 938 other than services
3 provided for a juvenile who is under the supervision of the department of corrections
4 under s. 938.183, 938.34 (2), ~~(4h)~~, (4m), (4n), or (7g), or 938.357 (3) or (4).

5 **SECTION 975.** 49.11 (1c) of the statutes, as affected by 2019 Wisconsin Act 8 and
6 2021 Wisconsin Act (this act), is repealed and recreated to read:

7 49.11 (1c) “Community-based juvenile delinquency-related services” means
8 juvenile delinquency-related services provided under ch. 938 other than services
9 provided for a juvenile who is under the supervision of the department of corrections
10 under s. 938.183, 938.34 (4m) or (7g), or 938.357 (3) or (4).

11 **SECTION 976.** 49.133 of the statutes is created to read:

12 **49.133 Child care quality improvement program.** (1) The department
13 may establish a program under which it may, from the appropriation under s. 20.437
14 (2) (c) and under s. 49.175 (1) (qm), make monthly payments and monthly per-child
15 payments to child care providers certified under s. 48.651, child care centers licensed
16 under s. 48.65, and child care programs established or contracted for by a school
17 board under s. 120.13 (14). Of the amounts from the appropriation under s. 20.437
18 (2) (c), the department may award 10 percent to child care providers, child care
19 centers, and child care programs located in child care deserts, as defined by the
20 department.

21 (2) The department may promulgate rules to implement the program under
22 this section, including establishing eligibility requirements and payment amounts
23 and setting requirements for how recipients may use the payments.

24 **SECTION 977.** 49.138 (title) of the statutes is amended to read:

1 **49.138** (title) **Emergency assistance for needy families with ~~needy~~**
2 **children.**

3 **SECTION 978.** 49.138 (1d) (am) of the statutes is created to read:

4 49.138 (**1d**) (am) “Family” means one of the following:

5 1. An individual who has attained the age of 18 years but has not yet attained
6 the age of 25 years.

7 2. One or more dependent children and a qualified caretaker relative, as
8 defined by the department, with whom the child is living or was living at the time
9 the emergency occurred.

10 **SECTION 979.** 49.138 (1m) (intro.) of the statutes is amended to read:

11 49.138 (**1m**) (intro.) The department shall implement a program of emergency
12 assistance to needy persons in cases of fire, flood, natural disaster, homelessness or
13 impending homelessness, or energy crisis. The department shall establish the
14 maximum amounts of aid to be granted. The department need not establish the
15 maximum amounts by rule under ch. 227. The department shall publish the
16 maximum amounts in the Wisconsin administrative register if the department does
17 not establish the maximum amounts by rule. Emergency assistance provided to
18 needy persons under this section may only be provided to a needy person once in a
19 ~~12-month~~ 6-month period. Emergency assistance provided to needy persons under
20 this section in cases of homelessness or impending homelessness may be used only
21 to obtain or retain a permanent living accommodation. For the purposes of this
22 section, a family is considered to be homeless, or to be facing impending
23 homelessness, if any of the following applies:

24 **SECTION 980.** 49.138 (1m) (c) of the statutes is amended to read:

1 49.138 (1m) (c) A member of the family was a victim of domestic abuse, as
2 defined in s. 968.075 (1) (a). Evidence specified under rules promulgated under s.
3 49.1473 (1) (a) as sufficient to establish that an individual is or has been a victim of
4 domestic abuse is also sufficient for purposes of this paragraph.

5 **SECTION 981.** 49.138 (1m) (f) of the statutes is created to read:

6 49.138 (1m) (f) During a national emergency declared by the U.S. president
7 under 50 USC 1621 or a state of emergency declared by the governor under s. 323.10,
8 the family is delinquent on a rent payment, a mortgage payment, or a property tax
9 payment.

10 **SECTION 982.** 49.1385 of the statutes, as affected by 2019 Wisconsin Act 9, is
11 repealed.

12 **SECTION 983.** 49.141 (1) (j) 1. of the statutes is amended to read:

13 49.141 (1) (j) 1. A ~~biological~~ natural parent.

14 **SECTION 984.** 49.141 (1) (j) 2. of the statutes is repealed.

15 **SECTION 985.** 49.148 (4) (a) of the statutes is amended to read:

16 49.148 (4) (a) A Wisconsin ~~works~~ Works agency shall require a participant in
17 a community service job or transitional placement who, after August 22, 1996, was
18 convicted in any state or federal court of a felony that had as an element possession,
19 use or distribution of a controlled substance to submit to a test for use of a controlled
20 substance as a condition of continued eligibility. If the test results are positive, the
21 Wisconsin ~~works~~ Works agency shall decrease the presanction benefit amount for
22 that participant by not more than 15 percent for not fewer than 12 months, or for the
23 remainder of the participant's period of participation in a community service job or
24 transitional placement, if less than 12 months. If, at the end of 12 months, the
25 individual is still a participant in a community service job or transitional placement

1 and submits to another test for use of a controlled substance and if the results of the
2 test are negative, the Wisconsin ~~works~~ Works agency shall discontinue the reduction
3 under this paragraph. In this subsection, “controlled substance” does not include
4 tetrahydrocannabinols in any form, including tetrahydrocannabinols contained in
5 marijuana, obtained from marijuana, or chemically synthesized.

6 **SECTION 986.** 49.155 (1m) (c) 1g. of the statutes is amended to read:

7 49.155 (1m) (c) 1g. If the individual is a foster parent of the child or a subsidized
8 guardian or interim caretaker of the child under s. 48.623, the child’s ~~biological~~
9 natural or adoptive family has a gross income that is at or below 200 percent of the
10 poverty line. In calculating the gross income of the child’s ~~biological~~ natural or
11 adoptive family, the department or county department or agency determining
12 eligibility shall include court-ordered child or family support payments received by
13 the individual, if those support payments exceed \$1,250 per month, and income
14 described under s. 49.145 (3) (b) 1. and 3.

15 **SECTION 987.** 49.155 (1m) (c) 1h. of the statutes is amended to read:

16 49.155 (1m) (c) 1h. If the individual is a relative of the child, is providing care
17 for the child under a court order, and is receiving payments under s. 48.57 (3m) or
18 (3n) on behalf of the child, the child’s ~~biological~~ natural or adoptive family has a gross
19 income that is at or below 200 percent of the poverty line. In calculating the gross
20 income of the child’s ~~biological~~ natural or adoptive family, the department or county
21 department or agency determining eligibility shall include court-ordered child or
22 family support payments received by the individual, if those support payments
23 exceed \$1,250 per month, and income described under s. 49.145 (3) (b) 1. and 3.

24 **SECTION 988.** 49.155 (6) (e) of the statutes is repealed.

25 **SECTION 989.** 49.163 (2) (am) 2. of the statutes is amended to read:

1 49.163 (2) (am) 2. If over 25 years of age, be a ~~biological~~ natural or adoptive
2 parent of a child under 18 years of age whose parental rights to the child have not
3 been terminated or be a relative and primary caregiver of a child under 18 years of
4 age.

5 **SECTION 990.** 49.1635 (1) of the statutes is repealed.

6 **SECTION 991.** 49.1635 (2) of the statutes is repealed.

7 **SECTION 992.** 49.1635 (3) of the statutes is repealed.

8 **SECTION 993.** 49.1635 (4) of the statutes is repealed.

9 **SECTION 994.** 49.1635 (5) (a) of the statutes is renumbered 49.1635 (1m) and
10 amended to read:

11 49.1635 (1m) From the allocation under s. 49.175 (1) (j), the department shall
12 make a grant of ~~\$500,000~~ \$1,000,000 in each fiscal year to Wisconsin Trust Account
13 Foundation, Inc., for distribution of annual awards of ~~not more than \$75,000 per year~~
14 ~~per program~~ to programs that provide legal services to persons who are eligible under
15 ~~par. (b) 2.~~ sub. (2m) (b) if all of the following apply:

16 (a) Wisconsin Trust Account Foundation, Inc., submits a plan to the
17 department detailing the proposed use of the grant; the proposed use of the grant
18 conforms to the requirements under ~~par. (b)~~ sub. (2m); and the secretary of the
19 department, or his or her designee, approves the plan.

20 (b) Wisconsin Trust Account Foundation, Inc., enters into an agreement with
21 the department that specifies the conditions for the use of the grant proceeds, and
22 the conditions conform to the requirements under ~~par. (b)~~ sub. (2m) and include
23 training, reporting, and auditing requirements.

1 (c) Wisconsin Trust Account Foundation, Inc., agrees in writing to submit to the
2 department the reports required under ~~par. (e) sub. (3m)~~ by the times required under
3 ~~par. (e) sub. (3m)~~.

4 **SECTION 995.** 49.1635 (5) (b) of the statutes is renumbered 49.1635 (2m), and
5 49.1635 (2m) (a), as renumbered, is amended to read:

6 49.1635 (2m) (a) Subject to ~~subd. 3. par. (c)~~, the grant may be used only to
7 provide legal services in civil matters related to eviction, domestic abuse, or sexual
8 abuse, or to restraining orders or injunctions for individuals at risk under s. 813.123.

9 **SECTION 996.** 49.1635 (5) (c) of the statutes is renumbered 49.1635 (3m) and
10 amended to read:

11 49.1635 (3m) For each fiscal year in which the department makes a grant
12 under this subsection, Wisconsin Trust Account Foundation, Inc., shall submit to the
13 department, within 3 months after spending the full amount of that grant, a report
14 detailing how the grant proceeds were used. The department may not make a grant
15 in a subsequent fiscal year unless Wisconsin Trust Account Foundation, Inc.,
16 submits the report under this paragraph within the time required and the
17 department determines that the grant proceeds were used in accordance with the
18 approved plan under ~~par. (a) 1. sub. (1m) (a)~~, the agreement under ~~par. (a) 2. sub. (1m)~~
19 ~~(b)~~, and the requirements under ~~par. (b) sub. (2m)~~.

20 **SECTION 997.** 49.168 of the statutes is created to read:

21 **49.168 Internet assistance program. (1)** The department shall establish
22 an Internet assistance program under which it shall, from the appropriation under
23 s. 20.437 (2) (eg) and the allocation under s. 49.175 (1) (x), make payments to internet
24 service providers on behalf of low-income individuals to assist with paying for
25 Internet service. Assistance under this program may be provided only after other

1 assistance program options have been exhausted. The department may contract
2 with community action agencies for the administration of the program.

3 (2) The department shall promulgate rules to implement the program under
4 this section and shall include a financial eligibility requirement that the family
5 income of a recipient not exceed 200 percent of the poverty line.

6 **SECTION 998.** 49.175 (1) (intro.) of the statutes is amended to read:

7 49.175 (1) ALLOCATION OF FUNDS. (intro.) In this section, with respect to any
8 of the following that fund a contract for services, “allocation” means the amount
9 under the contract that the department is obligated to pay. Except as provided in sub.
10 (2), within the limits of the appropriations under s. 20.437 (2) (a), (cm), (dz), (k), (kx),
11 (L), (mc), (md), (me), and (s) and (3) (kp), the department shall allocate the following
12 amounts for the following purposes:

13 **SECTION 999.** 49.175 (1) (a) of the statutes is amended to read:

14 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,
15 \$31,110,000 ~~\$38,335,100~~ in fiscal year 2019-20 2021-22 and \$31,732,200
16 \$45,703,200 in fiscal year ~~2020-21~~ 2022-23.

17 **SECTION 1000.** 49.175 (1) (b) of the statutes is amended to read:

18 49.175 (1) (b) *Wisconsin Works agency contracts; job access loans.* For contracts
19 with Wisconsin Works agencies under s. 49.143 and for job access loans under s.
20 49.147 (6), \$50,000,000 ~~\$54,009,700~~ in fiscal year 2019-20 2021-22 and \$50,000,000
21 \$57,071,200 in fiscal year ~~2020-21~~ 2022-23.

22 **SECTION 1001.** 49.175 (1) (c) of the statutes is amended to read:

23 49.175 (1) (c) *Case management incentive payments.* For supplement
24 payments to individuals under s. 49.255, \$2,700,000 in each fiscal year 2019-20 and
25 ~~\$2,700,000 in fiscal year 2020-21~~.

1 **SECTION 1002.** 49.175 (1) (f) of the statutes is amended to read:

2 49.175 (1) (f) *Homeless case management services grants.* For grants to shelter
3 facilities under s. 16.3085, ~~\$500,000~~ \$1,000,000 in each fiscal year. All moneys
4 allocated under this paragraph shall be credited to the appropriation account under
5 s. 20.505 (7) (kg).

6 **SECTION 1003.** 49.175 (1) (fa) of the statutes is repealed.

7 **SECTION 1004.** 49.175 (1) (g) of the statutes is amended to read:

8 49.175 (1) (g) *State administration of public assistance programs and*
9 *overpayment collections.* For state administration of public assistance programs and
10 the collection of public assistance overpayments, ~~\$16,671,200~~ \$17,363,300 in fiscal
11 year ~~2019-20~~ 2021-22 and ~~\$17,268,300~~ \$17,625,100 in fiscal year ~~2020-21~~ 2022-23.

12 **SECTION 1005.** 49.175 (1) (i) of the statutes is amended to read:

13 49.175 (1) (i) *Emergency assistance.* For emergency assistance under s. 49.138
14 and for transfer to the department of administration for low-income energy or
15 weatherization assistance programs, ~~\$6,000,000 in each fiscal year~~ \$10,829,500 in
16 fiscal year 2021-22 and \$9,936,400 in fiscal year 2022-23.

17 **SECTION 1006.** 49.175 (1) (j) of the statutes is amended to read:

18 49.175 (1) (j) *Grants for providing civil legal services.* For the grants under s.
19 49.1635 (5) to Wisconsin Trust Account Foundation, Inc., for distribution to
20 programs that provide civil legal services to low-income families, ~~\$500,000~~
21 \$1,000,000 in each fiscal year.

22 **SECTION 1007.** 49.175 (1) (k) of the statutes is amended to read:

23 49.175 (1) (k) *Transform Milwaukee and Transitional Jobs programs.* For
24 contract costs under the Transform Milwaukee Jobs program and the Transitional

1 Jobs program under s. 49.163, ~~\$8,500,000~~ \$12,100,000 in fiscal year 2019-20
2 2021-22 and ~~\$9,500,000~~ \$14,700,000 in fiscal year ~~2020-21~~ 2022-23.

3 **SECTION 1008.** 49.175 (1) (Lm) of the statutes is created to read:

4 49.175 (1) (Lm) *Jobs for America's Graduates*. For grants to the Jobs for
5 America's Graduates to fund programs that improve social, academic, and
6 employment skills of youth who are eligible to receive temporary assistance for needy
7 families under 42 USC 601 et seq., \$500,000 in each fiscal year.

8 **SECTION 1009.** 49.175 (1) (o) of the statutes is amended to read:

9 49.175 (1) (o) ~~Evidence-based substance abuse prevention grants~~ Grants for
10 youth services. For grants awarded under s. ~~48.545 (2) (e)~~ 48.481, \$500,000 in each
11 fiscal year.

12 **SECTION 1010.** 49.175 (1) (p) of the statutes is amended to read:

13 49.175 (1) (p) *Direct child care services*. For direct child care services under s.
14 49.155 or 49.257, ~~\$357,097,500~~ in fiscal year ~~2019-20~~ and ~~\$365,700,400~~
15 \$311,236,600 in each fiscal year ~~2020-21~~.

16 **SECTION 1011.** 49.175 (1) (q) of the statutes is amended to read:

17 49.175 (1) (q) *Child care state administration and licensing activities*. For state
18 administration of child care programs under s. 49.155 and for child care licensing
19 activities, ~~\$40,152,100~~ \$42,678,900 in fiscal year ~~2019-20~~ 2021-22 and ~~\$41,555,200~~
20 \$41,922,600 in fiscal year ~~2020-21~~ 2022-23.

21 **SECTION 1012.** 49.175 (1) (qm) of the statutes is amended to read:

22 49.175 (1) (qm) *Quality care for quality kids*. For the child care quality
23 improvement activities specified in ss. 49.133, 49.155 (1g), and 49.257, ~~\$16,532,900~~
24 \$33,847,900 in fiscal year ~~2019-20~~ 2021-22 and ~~\$16,683,700~~ \$34,484,700 in fiscal
25 year ~~2020-21~~ 2022-23.

1 **SECTION 1013.** 49.175 (1) (r) of the statutes is amended to read:

2 49.175 (1) (r) *Children of recipients of supplemental security income.* For
3 payments made under s. 49.775 for the support of the dependent children of
4 recipients of supplemental security income, ~~\$25,013,300 in each fiscal year~~
5 \$18,564,700 in fiscal year 2021-22 and \$18,145,000 in fiscal year 2022-23.

6 **SECTION 1014.** 49.175 (1) (s) of the statutes is amended to read:

7 49.175 (1) (s) *Kinship care and long-term kinship care assistance.* For kinship
8 care and long-term kinship care payments under s. 48.57 (3m) (am) and (3n) (am),
9 for assessments to determine eligibility for those payments, and for agreements
10 under s. 48.57 (3t) with the governing bodies of Indian tribes for the administration
11 of the kinship care and long-term kinship care programs within the boundaries of
12 the reservations of those tribes, ~~\$26,640,000~~ \$28,727,100 in fiscal year ~~2019-20~~
13 2021-22 and ~~\$28,159,200~~ \$31,441,800 in fiscal year ~~2020-21~~ 2022-23.

14 **SECTION 1015.** 49.175 (1) (t) of the statutes is amended to read:

15 49.175 (1) (t) *Safety and out-of-home placement services.* For services provided
16 to ensure the safety of children who the department or a county determines may
17 remain at home if appropriate services are provided, and for services provided to
18 families with children placed in out-of-home care, ~~\$8,314,300 in fiscal year 2019-20~~
19 and \$9,314,300 in each fiscal year ~~2020-21~~. To receive funding under this paragraph,
20 a county shall match a percentage of the amount received that is equal to the
21 percentage the county is required to match for a distribution under s. 48.563 (2) as
22 specified by the schedule established by the department under s. 48.569 (1) (d).

23 **SECTION 1016.** 49.175 (1) (u) of the statutes is amended to read:

1 49.175 (1) (u) *Prevention services.* For services to prevent child abuse or
2 neglect, \$5,789,600 in fiscal year ~~2019-20~~ and ~~\$6,789,600~~ \$7,289,600 in each fiscal
3 year ~~2020-21~~.

4 **SECTION 1017.** 49.175 (1) (x) of the statutes is created to read:

5 49.175 (1) (x) *Internet assistance program.* For the Internet assistance
6 program under s. 49.168, \$10,000,000 in each fiscal year.

7 **SECTION 1018.** 49.175 (1) (z) of the statutes is amended to read:

8 49.175 (1) (z) *Grants to the Boys and Girls Clubs of America.* For grants to the
9 Wisconsin Chapter of the Boys and Girls Clubs of America to fund programs that
10 improve social, academic, and employment skills of youth who are eligible to receive
11 temporary assistance for needy families under 42 USC 601 et seq., focusing on study
12 habits, intensive tutoring in math and English, and exposure to career options and
13 role models, ~~\$2,675,000~~ \$2,807,000 in each fiscal year. Grants provided under this
14 paragraph may not be used by the grant recipient to replace funding for programs
15 that are being funded, when the grant proceeds are received, with moneys other than
16 those from the appropriations specified in sub. (1) (intro.). The total amount of the
17 grants includes funds for the BE GREAT: Graduate program in the amount of
18 matching funds that the program provides, up to ~~\$1,400,000~~ \$1,532,000 in each fiscal
19 year, to be used only for activities for which federal Temporary Assistance for Needy
20 Families block grant moneys may be used.

21 **SECTION 1019.** 49.175 (1) (zh) of the statutes is amended to read:

22 49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of
23 moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation
24 account under s. 20.835 (2) (kf) for the earned income tax credit, \$116,716,400 in
25 fiscal year 2021-22 and ~~\$69,700,000 in each~~ fiscal year 2022-23.

1 **SECTION 1020.** 49.19 (1) (a) 2. a. of the statutes is amended to read:

2 49.19 (1) (a) 2. a. Is living with a parent; a blood relative, including those of
3 half-blood, and including first cousins, nephews or nieces and persons of preceding
4 generations as denoted by prefixes of grand, great or great-great; a ~~stepfather,~~
5 ~~stepmother~~ stepparent, stepbrother, or stepsister; a person who legally adopts the
6 child or is the adoptive parent of the child's parent, a natural or legally adopted child
7 of such person or a relative of an adoptive parent; or a spouse of any person named
8 in this ~~subparagraph~~ subd. 2. a. even if the marriage is terminated by death or
9 divorce; and is living in a residence maintained by one or more of these relatives as
10 the child's or their own home, or living in a residence maintained by one or more of
11 these relatives as the child's or their own home because the parents of the child have
12 been found unfit to have care and custody of the child; or

13 **SECTION 1021.** 49.19 (4) (d) (intro.) of the statutes is amended to read:

14 49.19 (4) (d) (intro.) Aid may be granted to the ~~mother or stepmother~~ parent
15 or stepparent of a dependent child if he or she is without a husband spouse or if he
16 or she:

17 **SECTION 1022.** 49.19 (4) (d) 1. of the statutes is amended to read:

18 49.19 (4) (d) 1. Is the ~~wife~~ spouse of a husband person who is incapacitated for
19 gainful work by mental or physical disability; or

20 **SECTION 1023.** 49.19 (4) (d) 2. of the statutes is amended to read:

21 49.19 (4) (d) 2. Is the ~~wife~~ spouse of a husband person who is incarcerated or
22 who is a convicted offender permitted to live at home but precluded from earning a
23 wage because the husband person is required by a court imposed sentence to perform
24 unpaid public work or unpaid community service; or

25 **SECTION 1024.** 49.19 (4) (d) 3. of the statutes is amended to read:

1 49.19 (4) (d) 3. Is the wife spouse of a husband person who has been committed
2 to the department pursuant to ch. 975, irrespective of the probable period of such
3 commitment; or

4 **SECTION 1025.** 49.19 (4) (d) 4. of the statutes is amended to read:

5 49.19 (4) (d) 4. Is the wife spouse of a husband person who has continuously
6 abandoned or failed to support him or her, if proceedings have been commenced
7 against the husband person under ch. 769; or

8 **SECTION 1026.** 49.19 (4) (d) 5. of the statutes is amended to read:

9 49.19 (4) (d) 5. Has been divorced and is without a husband spouse or legally
10 separated from his or her husband spouse and is unable through use of the provisions
11 of law to compel his or her former husband spouse to adequately support the child
12 for whom aid is sought; or

13 **SECTION 1027.** 49.343 (1g) of the statutes is amended to read:

14 49.343 (1g) ESTABLISHMENT OF RATES. For services provided beginning on
15 January 1, 2011, the department shall establish the per client rate that a residential
16 care center for children and youth or a group home may charge for its services, and
17 the per client administrative rate that a child welfare agency may charge for the
18 administrative portion of its foster care services, as provided in this section. In
19 establishing rates for a placement specified in s. 938.357 (4) (c) 1. or 2., 2019 stats.,
20 the department shall consult with the department of corrections. A residential care
21 center for children and youth and a group home shall charge all purchasers the same
22 rate for the same services and a child welfare agency shall charge all purchasers the
23 same administrative rate for the same foster care services. The department shall
24 determine the levels of care created under the rules promulgated under s. 48.62 (8)
25 to which this section applies.

1 **SECTION 1028.** 49.345 (2) of the statutes is amended to read:

2 49.345 (2) Except as provided in sub. (14) (b) and (c), any person, including a
3 person placed under s. 48.32 (1) (am) or (b), 48.345 (3), 48.357 (1) or (2m), 938.183,
4 938.34 (3) or (4d), or 938.357 (1), (2m), (4), or (5) (e), receiving care, maintenance,
5 services, and supplies provided by any institution in this state, in which the state is
6 chargeable with all or part of the person's care, maintenance, services, and supplies,
7 and the person's property and estate, including the homestead, and the spouse of the
8 person, and the spouse's property and estate, including the homestead, and, in the
9 case of a minor child, the parents of the person, and their property and estates,
10 including their homestead, and, in the case of a foreign child described in s. 48.839
11 (1) who became dependent on public funds for his or her primary support before an
12 order granting his or her adoption, the resident of this state appointed guardian of
13 the child by a foreign court who brought the child into this state for the purpose of
14 adoption, and his or her property and estate, including his or her homestead, shall
15 be liable for the cost of the care, maintenance, services, and supplies in accordance
16 with the fee schedule established by the department under s. 49.32 (1). If a spouse,
17 ~~widow~~ surviving spouse, or minor, or an incapacitated person may be lawfully
18 dependent upon the property for his or her support, the court shall release all or such
19 part of the property and estate from the charges that may be necessary to provide for
20 the person. The department shall make every reasonable effort to notify the liable
21 persons as soon as possible after the beginning of the maintenance, but the notice or
22 the receipt of the notice is not a condition of liability.

23 **SECTION 1029.** 49.345 (2) of the statutes, as affected by 2021 Wisconsin Act
24 (this act), is amended to read:

1 49.345 (2) Except as provided in sub. (14) (b) and (c), any person, including a
2 person placed under s. 48.32 (1) (am) or (b), 48.345 (3), 48.357 (1) or (2m), 938.183,
3 938.34 (3) ~~or (4d)~~, or 938.357 (1), (2m), (4), or (5) (e), receiving care, maintenance,
4 services, and supplies provided by any institution in this state, in which the state is
5 chargeable with all or part of the person's care, maintenance, services, and supplies,
6 and the person's property and estate, including the homestead, and the spouse of the
7 person, and the spouse's property and estate, including the homestead, and, in the
8 case of a minor child, the parents of the person, and their property and estates,
9 including their homestead, and, in the case of a foreign child described in s. 48.839
10 (1) who became dependent on public funds for his or her primary support before an
11 order granting his or her adoption, the resident of this state appointed guardian of
12 the child by a foreign court who brought the child into this state for the purpose of
13 adoption, and his or her property and estate, including his or her homestead, shall
14 be liable for the cost of the care, maintenance, services, and supplies in accordance
15 with the fee schedule established by the department under s. 49.32 (1). If a spouse,
16 surviving spouse, or minor, or an incapacitated person may be lawfully dependent
17 upon the property for his or her support, the court shall release all or such part of the
18 property and estate from the charges that may be necessary to provide for the person.
19 The department shall make every reasonable effort to notify the liable persons as
20 soon as possible after the beginning of the maintenance, but the notice or the receipt
21 of the notice is not a condition of liability.

22 **SECTION 1030.** 49.37 (1) of the statutes is amended to read:

23 49.37 (1) Beginning in fiscal year 2017-18, the department of children and
24 families shall establish a ~~5-year~~ 6-year offender reentry demonstration project
25 focused on noncustodial fathers in a 1st class city.

1 **SECTION 1031.** 49.37 (2) of the statutes is amended to read:

2 49.37 (2) Upon completion of the demonstration project under sub. (1) and by
3 June 30, ~~2023~~ 2024, the department of children and families shall conduct an
4 evaluation of the demonstration project.

5 **SECTION 1032.** 49.43 (12) of the statutes is amended to read:

6 49.43 (12) "Spouse" means the legal husband or wife of person to whom the
7 beneficiary is legally married, whether or not the person is eligible for medical
8 assistance.

9 **SECTION 1033.** 49.45 (2p) of the statutes is repealed.

10 **SECTION 1034.** 49.45 (2t) of the statutes is repealed.

11 **SECTION 1035.** 49.45 (3) (e) 11. of the statutes is amended to read:

12 49.45 (3) (e) 11. The department shall use a portion of the moneys collected
13 under s. 50.38 (2) (a) to pay for services provided by eligible hospitals, as defined in
14 s. 50.38 (1), other than critical access hospitals, under the Medical Assistance
15 Program under this subchapter, including services reimbursed on a fee-for-service
16 basis and services provided under a managed care system. For state fiscal year
17 2008-09, total payments required under this subdivision, including both the federal
18 and state share of Medical Assistance, shall equal the amount collected under s.
19 50.38 (2) (a) for fiscal year 2008-09 divided by 57.75 percent. For each state fiscal
20 year after state fiscal year 2008-09, total payments required under this subdivision,
21 including both the federal and state share of Medical Assistance, shall equal the
22 amount collected under s. 50.38 (2) (a) for the fiscal year divided by 61.68 percent,
23 except that if the department has expanded eligibility under section 2001 (a) (1) (C)
24 of the Patient Protection and Affordable Care Act, P.L. 111-148, for the Medical

1 Assistance program under this subchapter, the amount collected for the fiscal year
2 shall be divided by 53.69 percent.

3 **SECTION 1036.** 49.45 (3) (e) 12. of the statutes is amended to read:

4 49.45 (3) (e) 12. The department shall use a portion of the moneys collected
5 under s. 50.38 (2) (b) to pay for services provided by critical access hospitals under
6 the Medical Assistance Program under this subchapter, including services
7 reimbursed on a fee-for-service basis and services provided under a managed care
8 system. For each state fiscal year, total payments required under this subdivision,
9 including both the federal and state share of Medical Assistance, shall equal the
10 amount collected under s. 50.38 (2) (b) for the fiscal year divided by 61.68 percent,
11 except that if the department has expanded eligibility under section 2001 (a) (1) (C)
12 of the Patient Protection and Affordable Care Act, P.L. 111-148, for the Medical
13 Assistance program under this subchapter, the amount collected for the fiscal year
14 shall be divided by 53.69 percent.

15 **SECTION 1037.** 49.45 (3m) (a) (intro.) of the statutes is amended to read:

16 49.45 (3m) (a) (intro.) Subject to par. (e) ~~(d)~~ and notwithstanding sub. (3) (e),
17 from the appropriations under s. 20.435 (4) (b) and (o), in each fiscal year, the
18 department shall pay to hospitals that serve a disproportionate share of low-income
19 patients an amount equal to the sum of \$27,500,000, as the state share of payments,
20 and the matching federal share of payments. The department may make a payment
21 to a hospital under this subsection under the calculation method described in par. (b)
22 if the hospital meets all of the following criteria:

23 **SECTION 1038.** 49.45 (3m) (cm) of the statutes is created to read:

24 49.45 (3m) (cm) Notwithstanding the total amount of state share paid to
25 hospitals under par. (a) and the limit paid to a single hospital under par. (b) 3. a., if

1 the department has expanded eligibility under section 2001 (a) (1) (C) of the Patient
2 Protection and Affordable Care Act, P.L. 111-148, for the Medical Assistance
3 program under this subchapter, the department shall pay as the state share to
4 hospitals \$47,500,000 under par. (a) and pay no single hospital more than \$7,950,000
5 under par. (b) 3. a.

6 **SECTION 1039.** 49.45 (5g) of the statutes is created to read:

7 49.45 (5g) PAYMENTS TO TRIBES. (a) *Tribal care coordination agreements.* A
8 tribal health care provider's care coordination agreement with a nontribal health
9 care provider shall meet federal requirements, including that a service provided by
10 the nontribal health care provider be at the request of the tribal health care provider
11 on behalf of a tribal member who remains in the tribal health care provider's care
12 according to the care coordination agreement; that both the tribal health care
13 provider and nontribal health care provider are providers, as defined in s. 49.43 (10);
14 that an established relationship exists between the tribal health care provider and
15 the tribal member; and that the care be provided pursuant to a written care
16 coordination agreement.

17 (b) *Amount and distribution of payments.* 1. From the appropriation account
18 under s. 20.435 (4) (b), the department shall make payments to eligible governing
19 bodies of federally recognized American Indian tribes or bands or tribal health care
20 providers in an amount and manner determined by the department. The
21 department shall determine payment amounts on the basis of the difference between
22 the state share of medical assistance payments paid for services rendered to tribal
23 members for whom a care coordination agreement with nontribal health care
24 providers is in place and the state share of medical assistance payments that would

1 have been paid for those services absent a care coordination agreement with
2 nontribal partners.

3 2. The department shall withhold from the payments under subd. 1. the state
4 share of administrative costs associated with carrying out this subsection, not to
5 exceed 10 percent of the amounts calculated in subd. 1.

6 3. Federally recognized American Indian tribes or bands may use funds paid
7 under this subsection for health-related purposes. The department shall consult
8 biennially with tribes to determine the timing and distribution of payments.

9 **SECTION 1040.** 49.45 (6m) (a) 6. of the statutes is repealed.

10 **SECTION 1041.** 49.45 (6m) (ag) 3p. a. to c. of the statutes are amended to read:

11 49.45 (6m) (ag) 3p. a. The system may incorporate acuity measurements ~~under~~
12 ~~the most recent Resource Utilization Groupings methodology~~ to determine factors
13 for case-mix adjustment.

14 b. ~~Four times annually, for~~ For each facility resident who is a Medical
15 Assistance recipient ~~on March 31, June 30, September 30, or December 31, as~~
16 applicable, the system shall determine the average case-mix index by use of the
17 factors specified under subd. 3p. a.

18 c. The system shall may incorporate payment adjustments for dementia,
19 behavioral needs, or other complex medical conditions.

20 **SECTION 1042.** 49.45 (6xm) of the statutes is created to read:

21 49.45 (6xm) PEDIATRIC INPATIENT SUPPLEMENT. (a) From the appropriations
22 under s. 20.435 (4) (b), (o), and (w), the department shall, using a method determined
23 by the department, distribute a total sum of \$2,000,000 each state fiscal year to
24 hospitals that meet all of the following criteria:

25 1. The hospital is an acute care hospital located in this state.

1 2. During the hospital's fiscal year, the inpatient days in the hospital's acute
2 care pediatric units and intensive care pediatric units totaled more than 12,000 days,
3 not including neonatal intensive care units. For purposes of this subsection, the
4 hospital's fiscal year is the hospital's fiscal year that ended in the 2nd calendar year
5 preceding the beginning of the state fiscal year.

6 (b) Notwithstanding par. (a), from the appropriations under s. 20.435 (4) (b),
7 (o), and (w), if the department has expanded eligibility under section 2001 (a) (1) (C)
8 of the Patient Protection and Affordable Care Act, P.L. 111-148, for the Medical
9 Assistance program under this subchapter, then the department may, using a
10 method determined by the department, distribute an additional total sum of
11 \$7,500,000 in each state fiscal year to hospitals that are free-standing pediatric
12 teaching hospitals located in Wisconsin that have a percentage calculated under s.
13 49.45 (3m) (b) 1. a. greater than 45 percent.

14 **SECTION 1043.** 49.45 (18) (ac) of the statutes is amended to read:

15 49.45 (18) (ac) Except as provided in pars. (am) to (d), and subject to par. (ag)
16 (c), any person eligible for medical assistance under s. 49.46, 49.468, or 49.47, or for
17 the benefits under s. 49.46 (2) (a) and (b) under s. 49.471 shall pay up to the maximum
18 amounts allowable under 42 CFR 447.53 to 447.58 for purchases of services provided
19 under s. 49.46 (2). The service provider shall collect the specified or allowable
20 copayment, coinsurance, or deductible, unless the service provider determines that
21 the cost of collecting the copayment, coinsurance, or deductible exceeds the amount
22 to be collected. The department shall reduce payments to each provider by the
23 amount of the specified or allowable copayment, coinsurance, or deductible. No
24 provider may deny care or services because the recipient is unable to share costs, but

1 an inability to share costs specified in this subsection does not relieve the recipient
2 of liability for these costs.

3 **SECTION 1044.** 49.45 (18) (ag) of the statutes is repealed.

4 **SECTION 1045.** 49.45 (18) (b) 8. of the statutes is created to read:
5 49.45 (18) (b) 8. Prescription drugs.

6 **SECTION 1046.** 49.45 (18) (d) of the statutes is repealed.

7 **SECTION 1047.** 49.45 (23) of the statutes is repealed.

8 **SECTION 1048.** 49.45 (23b) of the statutes is repealed.

9 **SECTION 1049.** 49.45 (24L) of the statutes is created to read:
10 49.45 (24L) CRITICAL ACCESS REIMBURSEMENT PAYMENTS TO DENTAL PROVIDERS. (a)
11 Based on the criteria in pars. (b) and (c), the department shall increase
12 reimbursements to dental providers that meet quality of care standards, as
13 established by the department.

14 (b) In order to be eligible for enhanced reimbursement under this subsection,
15 the provider must meet one of the following qualifications:

16 1. For a nonprofit or public provider, 50 percent or more of the individuals
17 served by the provider are individuals who are without dental insurance or are
18 enrolled in the Medical Assistance program.

19 2. For a for-profit provider, 5 percent or more of the individuals served by the
20 provider are enrolled in the Medical Assistance program.

21 (c) For dental services rendered on or after January 1, 2022, by a qualified
22 nonprofit or public dental provider, the department shall increase reimbursement by
23 50 percent above the reimbursement rate that would otherwise be paid to that
24 provider. For dental services rendered on or after January 1, 2022, by a qualified
25 for-profit dental provider, the department shall increase reimbursement by 30

1 percent above the reimbursement rate that would otherwise be paid to that provider.
2 For dental providers rendering services to individuals in managed care under the
3 Medical Assistance program, for services rendered on or after January 1, 2022, the
4 department shall increase reimbursement to pay an additional amount on the basis
5 of the rate that would have been paid to the dental provider had the individual not
6 been enrolled in managed care.

7 (d) If a provider has more than one service location, the thresholds described
8 under par. (b) apply to each location, and the department will determine the payment
9 for each separate service location.

10 (e) Any provider that receives reimbursement through the pilot project under
11 sub. (24k) is not eligible for reimbursement under this subsection.

12 **SECTION 1050.** 49.45 (25) (bj) of the statutes is amended to read:

13 49.45 (25) (bj) The department of corrections may elect to provide case
14 management services under this subsection to persons who are under the
15 supervision of that department under s. 938.183, 938.34 (4h), (4m), or (4n), or
16 938.357 (3) or (4), who are Medical Assistance beneficiaries, and who meet one or
17 more of the conditions specified in par. (am). The amount of the allowable charges
18 for those services under the Medical Assistance program that is not provided by the
19 federal government shall be paid from the appropriation account under s. 20.410 (3)
20 (hm), (ho), or (hr).

21 **SECTION 1051.** 49.45 (25) (bj) of the statutes, as affected by 2019 Wisconsin Act
22 8 and 2021 Wisconsin Act ... (this act), is repealed and recreated to read:

23 49.45 (25) (bj) The department of corrections may elect to provide case
24 management services under this subsection to persons who are under the
25 supervision of that department under s. 938.183, 938.34 (4m), or 938.357 (3) or (4),

1 who are Medical Assistance beneficiaries, and who meet one or more of the conditions
2 specified in par. (am). The amount of the allowable charges for those services under
3 the Medical Assistance program that is not provided by the federal government shall
4 be paid from the appropriation account under s. 20.410 (3) (hm), (ho), or (hr).

5 **SECTION 1052.** 49.45 (25r) of the statutes is created to read:

6 49.45 (25r) COMMUNITY HEALTH WORKER SERVICES. (a) In this subsection:

7 1. “Community health services” means services provided by a community
8 health worker.

9 2. “Community health worker” means a frontline public health worker who is
10 a trusted member of or has a close understanding of the community served, enabling
11 the worker to serve as a liaison, link, or intermediary between health and social
12 services and the community to facilitate access to services and improve the quality
13 and cultural competence of service delivery, and who builds individual and
14 community capacity by increasing health knowledge and self-sufficiency through a
15 range of activities such as outreach, community education, informal counseling,
16 social support, and advocacy.

17 (b) The department shall request any necessary waiver from, or submit any
18 necessary amendments to the state Medical Assistance plan to, the secretary of the
19 federal department of health and human services to provide community health
20 services to eligible Medical Assistance recipients. If the waiver or state plan
21 amendment is granted, the department shall reimburse certified providers for those
22 community health services approved by the federal department of health and human
23 services for Medical Assistance coverage and as provided to Medical Assistance
24 recipients under s. 49.46 (2) (b) 9m.

25 **SECTION 1053.** 49.45 (30e) (a) 2. of the statutes is repealed.

1 **SECTION 1054.** 49.45 (30e) (b) 3. of the statutes is amended to read:

2 49.45 (30e) (b) 3. Requirements for certification of community-based
3 psychosocial service programs. The department may certify county-based providers
4 and providers that are not county-based providers.

5 **SECTION 1055.** 49.45 (30e) (c) of the statutes is renumbered 49.45 (30e) (c) 1.
6 and amended to read:

7 49.45 (30e) (c) 1. ~~A~~ The department shall reimburse a county that elects to
8 make the provide services under s. 49.46 (2) (b) 6. Lm. ~~available shall reimburse a~~
9 ~~provider of the services~~ for the amount of the allowable charges for those services
10 under the medical assistance Medical Assistance program that is not provided by the
11 federal government. ~~The department shall reimburse the provider only for~~ and the
12 amount of the allowable charges for those services under the ~~medical assistance~~
13 Medical Assistance program that is provided by the federal government.

14 **SECTION 1056.** 49.45 (30e) (c) 2. of the statutes is created to read:

15 49.45 (30e) (c) 2. The department shall reimburse to a provider that is not a
16 county-based provider for services under s. 49.46 (2) (b) 6. Lm. for both the federal
17 and nonfederal share of a fee schedule that is determined by the department.

18 **SECTION 1057.** 49.45 (30e) (d) of the statutes is amended to read:

19 49.45 (30e) (d) *Provision of services on regional basis.* Notwithstanding par.
20 (c) 1. and subject to par. (e), in counties that elect to ~~deliver~~ provide the services under
21 s. 49.46 (2) (b) 6. Lm. through the Medical Assistance program on a regional basis
22 according to criteria established by the department, the department shall reimburse
23 a provider of the services for the amount of the allowable charges for those services
24 under the Medical Assistance program that is provided by the federal government

1 and for the amount of the allowable charges that is not provided by the federal
2 government.

3 **SECTION 1058.** 49.45 (30t) of the statutes is created to read:

4 49.45 (30t) DOULA SERVICES. (a) In this subsection:

5 1. “Certified doula” means an individual who has received certification from a
6 doula certifying organization recognized by the department.

7 2. “Doula services” means childbirth education and support services, including
8 emotional and physical support provided during pregnancy, labor, birth, and the
9 postpartum period.

10 (b) The department shall request from the secretary of the federal department
11 of health and human services any required waiver or any required amendment to the
12 state plan for Medical Assistance to allow reimbursement for doula services provided
13 by a certified doula. If the waiver or state plan amendment is granted, the
14 department shall reimburse a certified doula under s. 49.46 (2) (b) 12p. for the
15 allowable charges for doula services provided to Medical Assistance recipients.

16 **SECTION 1059.** 49.46 (1) (a) 1m. of the statutes is amended to read:

17 49.46 (1) (a) 1m. Any pregnant woman whose income does not exceed the
18 standard of need under s. 49.19 (11) and whose pregnancy is medically verified.
19 Eligibility continues to the last day of the month in which the ~~60th~~ 365th day after
20 the last day of the pregnancy falls.

21 **SECTION 1060.** 49.46 (1) (j) of the statutes is amended to read:

22 49.46 (1) (j) An individual determined to be eligible for benefits under par. (a)
23 9. remains eligible for benefits under par. (a) 9. for the balance of the pregnancy and
24 to the last day of the month in which the ~~60th~~ 365th day after the last day of the
25 pregnancy falls without regard to any change in the individual’s family income.

1 **SECTION 1061.** 49.46 (2) (b) 8m. of the statutes is created to read:

2 49.46 (2) (b) 8m. Room and board for residential substance use disorder
3 treatment.

4 **SECTION 1062.** 49.46 (2) (b) 9m. of the statutes is created to read:

5 49.46 (2) (b) 9m. Community health services, as specified under s. 49.45 (25r).

6 **SECTION 1063.** 49.46 (2) (b) 11m. of the statutes is created to read:

7 49.46 (2) (b) 11m. Subject to par. (bx), acupuncture provided by an
8 acupuncturist who holds a certificate under ch. 451.

9 **SECTION 1064.** 49.46 (2) (b) 12p. of the statutes is created to read:

10 49.46 (2) (b) 12p. Doula services provided by a certified doula, as specified
11 under s. 49.45 (30t).

12 **SECTION 1065.** 49.46 (2) (b) 24. of the statutes is created to read:

13 49.46 (2) (b) 24. Subject to par. (bv), nonmedical services that contribute to the
14 determinants of health.

15 **SECTION 1066.** 49.46 (2) (bv) of the statutes is created to read:

16 49.46 (2) (bv) The department shall determine those services under par. (b) 24.
17 that contribute to the determinants of health. The department shall seek any
18 necessary state plan amendment or request any waiver of federal Medicaid law to
19 implement this paragraph. The department is not required to provide the services
20 under this paragraph as a benefit under the Medical Assistance program if the
21 federal department of health and human services does not provide federal financial
22 participation for the services under this paragraph.

23 **SECTION 1067.** 49.46 (2) (bx) of the statutes is created to read:

24 49.46 (2) (bx) The department shall submit to the federal department of health
25 and human services any request for a state plan amendment, waiver, or other federal

1 approval necessary to provide reimbursement for the benefit under par. (b) 11m. If
2 the federal department approves the request or if no federal approval is necessary,
3 the department shall provide the benefit and reimbursement under par. (b) 11m. If
4 the federal department disapproves the request, the department may not provide the
5 benefit or reimbursement for the benefit described under par. (b) 11m.

6 **SECTION 1068.** 49.47 (4) (ag) 2. of the statutes is amended to read:

7 49.47 (4) (ag) 2. Pregnant and the woman's pregnancy is medically verified
8 Eligibility continues to the last day of the month in which the ~~60th~~ 365th day after
9 the last day of the pregnancy falls.

10 **SECTION 1069.** 49.471 (1) (b) 2. of the statutes is amended to read:

11 49.471 (1) (b) 2. A ~~stepfather, stepmother~~ stepparent, stepbrother, or stepsister.

12 **SECTION 1070.** 49.471 (1) (cr) of the statutes is created to read:

13 49.471 (1) (cr) "Enhanced federal medical assistance percentage" means a
14 federal medical assistance percentage described under 42 USC 1396d (y) or (z).

15 **SECTION 1071.** 49.471 (4) (a) 4. b. of the statutes is amended to read:

16 49.471 (4) (a) 4. b. The individual's family income does not exceed ~~100~~ 133
17 percent of the poverty line ~~before application of the 5 percent income disregard under~~
18 ~~42 CFR 435.603 (d).~~

19 **SECTION 1072.** 49.471 (4) (a) 8. of the statutes is created to read:

20 49.471 (4) (a) 8. An individual who meets all of the following criteria:

21 a. The individual is an adult under the age of 65.

22 b. The adult has a family income that does not exceed 133 percent of the poverty
23 line, except as provided in sub. (4g).

24 c. The adult is not otherwise eligible for the Medical Assistance program under
25 this subchapter or the Medicare program under 42 USC 1395 et seq.

1 **SECTION 1073.** 49.471 (4g) of the statutes is created to read:

2 49.471 **(4g)** MEDICAID EXPANSION; FEDERAL MEDICAL ASSISTANCE PERCENTAGE. For
3 services provided to individuals described under sub. (4) (a) 8., the department shall
4 comply with all federal requirements to qualify for the highest available enhanced
5 federal medical assistance percentage. The department shall submit any
6 amendment to the state medical assistance plan, request for a waiver of federal
7 Medicaid law, or other approval request required by the federal government to
8 provide services to the individuals described under sub. (4) (a) 8. and qualify for the
9 highest available enhanced federal medical assistance percentage.

10 **SECTION 1074.** 49.471 (6) (b) of the statutes is amended to read:

11 49.471 **(6)** (b) A pregnant woman who is determined to be eligible for benefits
12 under sub. (4) remains eligible for benefits under sub. (4) for the balance of the
13 pregnancy and to the last day of the month in which the ~~60th~~ 365th day after the last
14 day of the pregnancy falls without regard to any change in the woman's family
15 income.

16 **SECTION 1075.** 49.471 (6) (L) of the statutes is created to read:

17 49.471 **(6)** (L) The department shall request from the federal department of
18 health and human services approval of a state plan amendment, a waiver of federal
19 Medicaid law, or approval of a demonstration project to maintain eligibility for
20 postpartum women to the last day of the month in which the 365th day after the last
21 day of the pregnancy falls under ss. 49.46 (1) (a) 1m. and 9. and (j), 49.47 (4) (ag) 2.,
22 and 49.471 (4) (a) 1g. and 1m., (6) (b), and (7) (b) 1. The department shall cover and
23 provide reimbursement for services under ss. 49.46 (1) (a) 1m. and 9. and (j), 49.47
24 (4) (ag) 2., and 49.471 (4) (a) 1g. and 1m., (6) (b), and (7) (b) 1. regardless of whether
25 a state plan amendment, waiver of federal Medicaid law, or approval of a

1 demonstration project related to coverage or reimbursement of these services is
2 granted by the federal department of human services.

3 **SECTION 1076.** 49.471 (7) (b) 1. of the statutes is amended to read:

4 49.471 (7) (b) 1. A pregnant woman whose family income exceeds 300 percent
5 of the poverty line may become eligible for coverage under this section if the
6 difference between the pregnant woman's family income and the applicable income
7 limit under sub. (4) (a) is obligated or expended for any member of the pregnant
8 woman's family for medical care or any other type of remedial care recognized under
9 state law or for personal health insurance premiums or for both. Eligibility obtained
10 under this subdivision continues without regard to any change in family income for
11 the balance of the pregnancy and to the last day of the month in which the ~~60th~~ 365th
12 day after the last day of the woman's pregnancy falls. Eligibility obtained by a
13 pregnant woman under this subdivision extends to all pregnant women in the
14 pregnant woman's family.

15 **SECTION 1077.** 49.485 of the statutes is renumbered 20.9315 (19) and amended
16 to read:

17 ~~20.9315 (19) Whoever knowingly presents or causes to be presented to any~~
18 ~~officer, employee, or agent of this state a false claim for medical assistance shall~~
19 ~~forfeit not less than \$5,000 nor more than \$10,000, plus 3 times the amount of the~~
20 ~~damages that were sustained by the state or would have been sustained by the state,~~
21 ~~whichever is greater, as a result of the false claim. The attorney general may bring~~
22 ~~an action on behalf of the state to recover any forfeiture incurred under this section.~~

23 **SECTION 1078.** 49.686 (3) (d) of the statutes is amended to read:

24 49.686 (3) (d) Has applied for coverage under and has been denied eligibility
25 for medical assistance within 12 months prior to application for reimbursement

1 under sub. (2). This paragraph does not apply to an individual ~~who is eligible for~~
2 ~~benefits under the demonstration project for childless adults under s. 49.45 (23) or~~
3 ~~to an individual~~ who is eligible for benefits under BadgerCare Plus under s. 49.471
4 (4) (a) 8. or (11).

5 **SECTION 1079.** 49.79 (1) (b) of the statutes is amended to read:

6 49.79 (1) (b) “Controlled substance” has the meaning given in 21 USC 802 (6),
7 except “controlled substance” does not include tetrahydrocannabinols in any form,
8 including tetrahydrocannabinols contained in marijuana, obtained from marijuana,
9 or chemically synthesized.

10 **SECTION 1080.** 49.79 (7r) (d) of the statutes is created to read:

11 49.79 (7r) (d) The department may expend from the appropriation under s.
12 20.435 (4) (bt) no more than \$425,000 per fiscal year for the pilot program under this
13 subsection.

14 **SECTION 1081.** 49.79 (9) (a) 1g. of the statutes is amended to read:

15 49.79 (9) (a) 1g. Except as provided in subs. 2. and 3., ~~beginning October 1,~~
16 ~~2019,~~ the department shall require, to the extent allowed by the federal government,
17 ~~all~~ able-bodied adults without dependents in this state to participate in the
18 employment and training program under this subsection, except for able-bodied
19 adults without dependents who are employed, as determined by the department.
20 The department may require ~~other~~ able individuals who are 18 to 60 years of age, or
21 a subset of those individuals to the extent allowed by the federal government, who
22 are not participants in a Wisconsin Works employment position to participate in the
23 employment and training program under this subsection.

24 **SECTION 1082.** 49.79 (9) (d) of the statutes is repealed.

25 **SECTION 1083.** 49.79 (9) (f) of the statutes is repealed.

1 **SECTION 1084.** 49.791 of the statutes is repealed.

2 **SECTION 1085.** 49.90 (4) of the statutes is amended to read:

3 49.90 (4) The circuit court shall in a summary way hear the allegations and
4 proofs of the parties and by order require maintenance from these relatives, if they
5 have sufficient ability, considering their own future maintenance and making
6 reasonable allowance for the protection of the property and investments from which
7 they derive their living and their care and protection in old age, in the following
8 order: First the ~~husband or wife~~ spouse; then the ~~father and the mother~~ parents; and
9 then the grandparents in the instances in which sub. (1) (a) 2. applies. The order
10 shall specify a sum ~~which~~ that will be sufficient for the support of the dependent
11 person under sub. (1) (a) 1. or the maintenance of a child of a dependent person under
12 sub. (1) (a) 2., to be paid weekly or monthly, during a period fixed by the order or until
13 the further order of the court. If the court is satisfied that any such relative is unable
14 wholly to maintain the dependent person or the child, but is able to contribute to the
15 person's support or the child's maintenance, the court may direct 2 or more of the
16 relatives to maintain the person or the child and prescribe the proportion each shall
17 contribute. If the court is satisfied that these relatives are unable together wholly
18 to maintain the dependent person or the child, but are able to contribute to the
19 person's support or the child's maintenance, the court shall direct a sum to be paid
20 weekly or monthly by each relative in proportion to ability. Contributions directed
21 by court order, if for less than full support, shall be paid to the department of health
22 services or the department of children and families, whichever is appropriate, and
23 distributed as required by state and federal law. An order under this subsection that
24 relates to maintenance required under sub. (1) (a) 2. shall specifically assign
25 responsibility for and direct the manner of payment of the child's health care

1 expenses, subject to the limitations under subs. (1) (a) 2. and (11). Upon application
2 of any party affected by the order and upon like notice and procedure, the court may
3 modify such an order. Obedience to such an order may be enforced by proceedings
4 for contempt.

5 **SECTION 1086.** 50.379 of the statutes is created to read:

6 **50.379 Designated caregivers. (1) DEFINITIONS.** In this section:

7 (a) “Aftercare assistance” means any assistance provided by a caregiver to a
8 patient under this section after the patient’s discharge and related to the patient’s
9 condition at the time of discharge, including assisting with basic activities of daily
10 living or instrumental activities of daily living, or carrying out medical or nursing
11 tasks, such as managing wound care, assisting in administering medications, or
12 operating medical equipment.

13 (b) “Caregiver” means any individual, including a relative, partner, friend,
14 neighbor, or other person who has a significant relationship with a patient, who is
15 designated as a caregiver under this section to provide aftercare assistance to that
16 patient.

17 (c) “Discharge” means a patient’s exit or release from a hospital to the patient’s
18 residence following an inpatient admission.

19 (d) “Hospital” has the meaning given in s. 50.33 (2).

20 (e) “Incapacitated” has the meaning given in s. 50.94 (1) (b).

21 (f) “Residence” means a dwelling that the patient considers to be his or her
22 home. “Residence” does not include any rehabilitation facility, hospital, nursing
23 home, assisted living facility, or group home licensed by the department.

24 **(2) CAREGIVER DESIGNATION.** (a) A hospital shall provide a patient or, if
25 applicable, a patient’s legal guardian at least one opportunity to designate at least

1 one caregiver no later than 24 hours following the patient's admission to a hospital
2 and before the patient's discharge or transfer to another hospital or facility licensed
3 by the department.

4 (b) If a patient is unconscious or otherwise incapacitated upon admission to the
5 hospital, the hospital shall provide the patient or, if applicable, the patient's legal
6 guardian with an opportunity to designate a caregiver within 24 hours following the
7 patient's recovery of his or her consciousness or capacity.

8 (c) If a patient or a patient's legal guardian declines to designate a caregiver
9 under this section, the hospital shall promptly document that information in the
10 patient's medical record.

11 (d) If a patient or the patient's legal guardian designates a caregiver under this
12 section, the hospital shall promptly record the designation of the caregiver, the
13 relationship of the caregiver to the patient, and the name, telephone number, and
14 address of the caregiver in the patient's medical record.

15 (e) Nothing in this section requires a patient or a patient's legal guardian to
16 designate a caregiver.

17 (f) A patient may elect to change a designated caregiver at any time. The
18 hospital shall, within 24 hours, record in the patient's medical record any
19 designation change and any new information required under par. (d).

20 (g) Designation of a caregiver under the provisions of this section does not
21 obligate any individual to perform aftercare assistance for the patient.

22 **(3) RELEASE OF MEDICAL INFORMATION.** (a) If a patient or a patient's legal
23 guardian designates an individual as a caregiver under this section, the hospital
24 shall promptly request the written consent of the patient or the patient's legal
25 guardian to release medical information to the patient's designated caregiver

1 following the hospital's established procedures for releasing personal health
2 information and in accordance with applicable federal and state law.

3 (b) If a patient or the patient's legal guardian declines to consent to the release
4 of medical information to the patient's designated caregiver, the hospital is not
5 required to provide notice to the caregiver or provide information contained in the
6 patient's discharge plan as required under subs. (4) and (5).

7 **(4) NOTIFICATION AND INSTRUCTION TO DESIGNATED CAREGIVER.** Subject to sub. (3),
8 if a patient or a patient's legal guardian designates a caregiver under this section,
9 a hospital shall do all of the following:

10 (a) Notify the patient's designated caregiver of the patient's discharge or
11 transfer to another hospital or facility licensed by the department as soon as possible,
12 which may be after the patient's physician issues a discharge order, but not less than
13 4 hours before the patient's actual discharge or transfer to the other hospital or
14 facility.

15 (b) No less than 24 hours before a patient's discharge from a hospital, consult
16 with the designated caregiver along with the patient regarding the caregiver's
17 capabilities and limitations and issue a written discharge plan that describes a
18 patient's aftercare assistance needs at the patient's residence.

19 **(5) DISCHARGE PLAN.** (a) For purposes of this section, a hospital shall include
20 in a discharge plan at least all of the following:

21 1. The name and contact information of the caregiver designated under this
22 section.

23 2. A description of all aftercare assistance tasks necessary to maintain the
24 patient's ability to reside at home, taking into account the capabilities of the
25 caregiver.

1 3. Contact information for any health care, community resources, and
2 long-term services and supports necessary to successfully carry out the patient's
3 discharge plan.

4 (b) A hospital issuing a discharge plan under this section shall provide
5 caregivers with instruction in all aftercare assistance tasks described in the
6 discharge plan, and must include at least all of the following:

7 1. A live demonstration of the tasks performed by a hospital employee or
8 individual with whom the hospital has a contractual relationship authorized to
9 perform the aftercare assistance task, provided in a culturally competent manner
10 and in accordance with the hospital's requirements to provide language access
11 services under state and federal law.

12 2. An opportunity for the caregiver and patient to ask questions about the
13 aftercare assistance tasks.

14 3. Answers to the caregiver's and patient's questions provided in a culturally
15 competent manner and in accordance with the hospital's requirements to provide
16 language access services under state and federal law.

17 **(6) NO INTERFERENCE WITH AUTHORIZED DECISION MAKING.** Nothing in this section
18 shall be construed to interfere with the rights of a person authorized by law to make
19 health care decisions on behalf of a patient.

20 **(7) NO RIGHT OF ACTION.** Nothing in this section shall be construed to create a
21 private right of action against a hospital, a hospital employee, or any authorized
22 agent of the hospital, or to otherwise supercede or replace existing rights or remedies.

23 **SECTION 1087.** 51.035 of the statutes is created to read:

24 **51.035 Crisis response system; grants. (1)** From the appropriation under
25 s. 20.435 (5) (ch), the department shall award grants under this section to entities

1 to provide a continuum of crisis response services, including mental health crisis
2 urgent care and observation centers, crisis stabilization and inpatient psychiatric
3 beds, and crisis stabilization facilities.

4 (2) From the appropriation under s. 20.435 (5) (ch), the department shall award
5 no more than 5 grants to fund services at facilities providing crisis stabilization
6 services, based on criteria established by the department.

7 **SECTION 1088.** 51.036 of the statutes is created to read:

8 **51.036 Crisis urgent care and observation centers.** (1) In this section,
9 “crisis” has the meaning given in s. 51.042 (1) (a).

10 (2) The department may certify crisis urgent care and observation centers and
11 may establish criteria by rule for the certification of crisis urgent care and
12 observation centers. If the department establishes a certification process for crisis
13 urgent care and observation centers, no person may operate a crisis urgent care and
14 observation center without having a certification. The department may limit the
15 number of certifications it grants to operate crisis urgent care and observation
16 centers.

17 **SECTION 1089.** 51.045 of the statutes is amended to read:

18 **51.045 Availability of inpatient psychiatric and other beds.** From the
19 appropriation under s. 20.435 (2) (cm), the department shall award a grant in the
20 amount of ~~\$80,000~~ \$100,000 in fiscal year ~~2015-16~~ 2021-22 and ~~\$30,000~~ \$50,000 in
21 each fiscal year thereafter ~~to the entity under contract under s. 153.05 (2m) (a) to~~
22 develop and operate an Internet site and system to show the availability of inpatient
23 psychiatric beds, peer run respite beds, and crisis stabilization beds statewide. To
24 receive the grant, the entity shall use a password protected Internet site to allow an
25 inpatient psychiatric unit or hospital or a facility, center, or program that has

1 inpatient psychiatric, peer run respite, or crisis stabilization beds to enter all of the
2 following information and to enable any hospital emergency department, county
3 department, or other entity involved in identifying placement options in the state to
4 view all of the following information reported to the system:

5 (1) The number of available child, adolescent, adult, and geriatric ~~inpatient~~
6 ~~psychiatric~~ beds, as applicable, that are inpatient psychiatric, peer run respite, or
7 crisis stabilization beds and that are currently available at the hospital, unit, facility,
8 center, or program at the time of reporting ~~by the hospital or unit~~.

9 (2) Any special information that the hospital ~~or~~, unit, facility, center, or
10 program reports regarding the available beds under sub. (1).

11 (3) The date the hospital ~~or~~, unit, facility, center, or program reports the
12 information under subs. (1) and (2).

13 (4) The location of the hospital ~~or~~, unit, facility, center, or program that is
14 reporting.

15 (5) The contact information for admission coordination for the hospital ~~or~~, unit,
16 facility, center, or program.

17 **SECTION 1090.** 51.44 (5) (bm) of the statutes is created to read:

18 51.44 (5) (bm) Ensure that any child with a level of lead in his or her blood that
19 is 5 or more micrograms per 100 milliliters of blood, as confirmed by one venous blood
20 test, is eligible for services under the program under this section.

21 **SECTION 1091.** 51.72 of the statutes is created to read:

22 **51.72 Suicide prevention programming grants.** (1) From the
23 appropriation under s. 20.435 (5) (ef), the department shall award grants to
24 organizations or coalitions of organizations, which may include a city, village, town,

1 county, or federally recognized American Indian tribe or band in this state, for suicide
2 prevention programming.

3 (2) The department may not award a grant under sub. (1) unless the recipient
4 contributes matching funds or in-kind services having a value equal to at least 20
5 percent of the grant.

6 (3) The department may award a grant to a recipient under sub. (1) for an
7 amount up to \$25,000 in a particular fiscal year.

8 **SECTION 1092.** 51.73 of the statutes is created to read:

9 **51.73 Grants to prevent suicide by firearm.** (1) From the appropriation
10 under s. 20.435 (5) (ef), the department shall award grants to organizations or
11 coalitions of organizations, which may include a city, village, town, county, or
12 federally recognized American Indian tribe or band in this state for any of the
13 following purposes:

14 (a) To train staff at a firearm retailer or firearm range on how to recognize a
15 person who may be considering suicide.

16 (b) To provide suicide prevention materials for distribution at a firearm retailer
17 or firearm range.

18 (c) To provide voluntary, temporary firearm storage.

19 (2) The department may not award a grant under sub. (1) unless the recipient
20 contributes matching funds or in-kind services having a value equal to at least 20
21 percent of the grant.

22 (3) The department may not award a grant to a recipient under sub. (1) for an
23 amount that exceeds \$5,000. The department may not award a grant under sub. (1)
24 having a duration of more than one year and may not automatically renew a grant
25 awarded under sub. (1). This subsection shall not be construed to prevent an

1 organization or coalition of organizations from reapplying for a grant in consecutive
2 years. In awarding grants under sub. (1), the department shall give preference to
3 organizations or coalitions of organizations that have not previously received a grant
4 under this section.

5 **SECTION 1093.** 54.01 (36) (a) of the statutes is amended to read:

6 54.01 **(36)** (a) An individual who obtains or consents to a final decree or
7 judgment of divorce from the decedent or an annulment of their marriage, if the
8 decree or judgment is not recognized as valid in this state, unless the 2 subsequently
9 participated in a marriage ceremony purporting to marry each other or they
10 subsequently held themselves out as ~~husband and wife~~ married to each other.

11 **SECTION 1094.** 54.15 (8) (a) (intro.) of the statutes is amended to read:

12 54.15 **(8)** (a) (intro.) At least 96 hours before the hearing under s. 54.44, the
13 proposed guardian shall submit to the court ~~a~~ all of the following:

14 1m. A sworn and notarized statement as to whether any of the following is true:

15 **SECTION 1095.** 54.15 (8) (a) 1. to 4. of the statutes are renumbered 54.15 (8) (a)

16 1m. a. to d.

17 **SECTION 1096.** 54.15 (8) (a) 2m. of the statutes is created to read:

18 54.15 **(8)** (a) 2m. A sworn and notarized statement that the proposed guardian
19 has completed the training requirements under s. 54.26 (1), unless exempted under
20 s. 54.26 (2) (c), (d), or (e).

21 **SECTION 1097.** 54.15 (8) (b) of the statutes is amended to read:

22 54.15 **(8)** (b) If par. (a) ~~1., 2., 3., or 4.~~ 1m. a., b., c., or d. applies to the proposed
23 guardian, he or she shall include in the sworn and notarized statement a description
24 of the circumstances surrounding the applicable event under par. (a) ~~1., 2., 3., or 4.~~
25 1m. a., b., c., or d.

1 **SECTION 1098.** 54.26 of the statutes is created to read:

2 **54.26 Guardian training requirements. (1) REQUIRED TRAINING TOPICS.** (a)

3 Every guardian of the person, unless exempted under sub. (2) (c), (d), or (e), shall
4 complete training on all of the following topics:

5 1. The duties and responsibilities of a guardian of the person under the law and
6 limits of the guardian's decision-making authority.

7 2. Alternatives to guardianship, including supported decision-making
8 agreements and powers of attorney.

9 3. Rights retained by a ward.

10 4. Best practices for a guardian to solicit and understand the wishes and
11 preferences of a ward, to involve a ward in decision making, and to take a ward's
12 wishes and preferences into account in decisions made by the guardian.

13 5. Restoration of a ward's rights and the process for removal of guardianship.

14 6. Future planning and identification of a potential standby or successor
15 guardian.

16 7. Resources and technical support for guardians.

17 (b) Every guardian of the estate shall complete training on all of the following
18 topics:

19 1. The duties and responsibilities of a guardian of the estate under the law and
20 limits of the guardian's decision-making authority.

21 2. Inventory and accounting requirements.

22 **(2) INITIAL TRAINING REQUIREMENTS.** (a) Before the final hearing for a permanent
23 guardianship, any person nominated for appointment or seeking appointment as a
24 guardian of the person is required to receive the training required under sub. (1) (a).

1 (b) Before the final hearing for permanent guardianship, any person
2 nominated for appointment or seeking appointment as a guardian of the estate is
3 required to receive at least the training required under sub. (1) (b).

4 (c) A guardian under s. 54.15 (7) who is regulated by the department is exempt
5 from pars. (a) and (b).

6 (d) A volunteer guardian who has completed the training requirements under
7 sub. (1) is exempt from pars. (a) and (b) with regard to subsequent wards.

8 (e) A guardian of the person or a guardian of the estate, or both, for a minor
9 under s. 54.10 (1) is exempt from pars. (a) and (b).

10 **SECTION 1099.** 54.960 (1) of the statutes is amended to read:

11 54.960 (1) Beneficial interests in a custodial trust created for multiple
12 beneficiaries are deemed to be separate custodial trusts of equal undivided interests
13 for each beneficiary. Except in a transfer or declaration for use and benefit of
14 ~~husband and wife~~ 2 individuals who are married to each other, for whom
15 survivorship is presumed, a right of survivorship does not exist unless the
16 instrument creating the custodial trust specifically provides for survivorship or
17 survivorship is required as to marital property.

18 **SECTION 1100.** 59.10 (intro.) of the statutes is amended to read:

19 **59.10 Boards: composition; election; terms; compensation;**
20 **compatibility.** (intro.) The boards of the several counties shall be composed of
21 representatives from within the county who are elected and compensated as
22 provided in this section. Each board shall act under sub. (2), (3) or (5), unless the
23 board enacts an ordinance, by a majority vote of the entire membership, to act under
24 sub. (1). If a board enacts such ordinance, a certified copy shall be filed with the
25 secretary of state administration.

1 **SECTION 1101.** 59.10 (2) (d) 1. of the statutes is amended to read:

2 59.10 (2) (d) 1. ‘Number of supervisors; redistricting.’ The board may, not more
3 than once prior to November 15, 2010, decrease the number of supervisors after the
4 enactment of a supervisory district plan under par. (a). In that case, the board shall
5 redistrict, readjust, and change the boundaries of supervisory districts, so that the
6 number of districts equals the number of supervisors, the districts are substantially
7 equal in population according to the most recent countywide federal census, the
8 districts are in as compact a form as possible, and the districts consist of contiguous
9 municipalities or contiguous whole wards in existence at the time at which the
10 amended redistricting plan is adopted, except as authorized in sub. (3) (b) 2. In the
11 amended plan, the board shall adhere to the requirements under sub. (3) (b) 2. with
12 regard to contiguity and shall, to the extent possible, place whole contiguous
13 municipalities or contiguous parts of the same municipality within the same district.
14 In the amended plan, the original numbers of the districts in their geographic
15 outlines, to the extent possible, shall be retained. The chairperson of the board shall
16 file a certified copy of any amended plan adopted under this subdivision with the
17 secretary of state administration.

18 **SECTION 1102.** 59.10 (3) (b) 4. of the statutes is amended to read:

19 59.10 (3) (b) 4. The chairperson of the board shall file a certified copy of the final
20 districting plan with the secretary of state administration. Unless otherwise ordered
21 under sub. (6), a plan enacted and filed under this paragraph, together with any
22 authorized amendment that is enacted and filed under this section, remains in effect
23 until the plan is superseded by a subsequent plan enacted under this subsection and
24 a certified copy of that plan is filed with the secretary of state administration.

25 **SECTION 1103.** 59.10 (3) (c) 4. of the statutes is amended to read:

1 59.10 (3) (c) 4. The chairperson of the board shall file a certified copy of any
2 amended plan under this paragraph with the secretary of state administration.

3 **SECTION 1104.** 59.10 (3) (cm) 1. of the statutes is amended to read:

4 59.10 (3) (cm) 1. ‘Number of supervisors; redistricting.’ Except as provided in
5 subd. 3., following the enactment of a decennial supervisory district plan under par.
6 (b), the board may decrease the number of supervisors. In that case, the board shall
7 redistrict, readjust, and change the boundaries of supervisory districts, so that the
8 number of districts equals the number of supervisors, the districts are substantially
9 equal in population according to the most recent countywide federal census, the
10 districts are in as compact a form as possible, and the districts consist of contiguous
11 municipalities or contiguous whole wards in existence at the time at which the
12 redistricting plan is adopted, except as authorized in par. (b) 1. In the redistricting
13 plan, the board shall adhere to the requirements under par. (b) 2. with regard to
14 contiguity and shall, to the extent possible, place whole contiguous municipalities or
15 contiguous parts of the same municipality within the same district. In redistricting
16 under this subdivision, the original numbers of the districts in their geographic
17 outlines, to the extent possible, shall be retained. No plan may be enacted under this
18 subdivision during review of the sufficiency of a petition filed under subd. 2. nor after
19 a referendum is scheduled on such a petition. However, if the electors of the county
20 reject a change in the number of supervisory districts under subd. 2., the board may
21 then take action under this subdivision except as provided in subd. 3. The county
22 clerk shall file a certified copy of any redistricting plan enacted under this
23 subdivision with the secretary of state administration.

24 **SECTION 1105.** 59.10 (3) (cm) 2. of the statutes is amended to read:

1 59.10 (3) (cm) 2. ‘Petition and referendum.’ Except as provided in subd. 3., the
2 electors of a county may, by petition and referendum, decrease the number of
3 supervisors at any time after the first election is held following enactment of a
4 decennial supervisory district plan under par. (b). A petition for a change in the
5 number of supervisors may be filed with the county clerk. Prior to circulating a
6 petition to decrease the number of supervisors in any county, a petitioner shall
7 register with the county clerk, giving the petitioner’s name and address and
8 indicating the petitioner’s intent to file such a petition. No signature on a petition
9 is valid unless the signature is obtained within the 60-day period following such
10 registration. The petition shall specify the proposed number of supervisors to be
11 elected. Within 14 days after the last day for filing an original petition, any other
12 petitioner may file an alternative petition with the county clerk proposing a different
13 number of supervisors to be elected, and, if the petition is valid, the alternative
14 proposed in the petition shall be submitted for approval at the same referendum. An
15 alternative petition is subject to the same registration and signature requirements
16 as an original petition. Each petition shall be in the form specified in s. 8.40 and shall
17 contain a number of signatures of electors of the county equal to at least 25 percent
18 of the total votes cast in the county for the office of supervisor at the most recent
19 spring election preceding the date of filing. The county clerk shall promptly
20 determine the sufficiency of a petition filed under this subdivision. Upon
21 determination that a petition is sufficient, or if one or more valid alternative
22 petitions are filed, upon determination that the petitions are sufficient, the county
23 clerk shall call a referendum concurrently with the next spring or general election
24 in the county that is held not earlier than 70 days after the determination is made.
25 The question proposed at the referendum shall be: “Shall the board of supervisors

1 of County be decreased from members to members?”. If one or more
2 alternative valid petitions are filed within 14 days after the last day that an original
3 petition may be filed, the question relating to the number of supervisors shall appear
4 separately. The first question shall be: “Shall the size of the county board of
5 supervisors of County be decreased from its current membership of members?”.
6 Any subsequent question shall be: “If so, shall the size of the board be decreased to
7 members?”. Each elector may vote in the affirmative or negative on the first
8 question and may then vote in the affirmative on one of the remaining questions. If
9 the first question is not approved by a majority of the electors voting on the question,
10 any subsequent question is of no effect. If the question is approved by a majority of
11 the electors voting on the question, or, if more than one question is submitted, if the
12 first question is approved by a majority of the electors voting on the question, the
13 board shall enact an ordinance prescribing revised boundaries for the supervisory
14 districts in the county. The ordinance shall be enacted in accordance with the
15 approved question or, if more than one question is submitted, in accordance with the
16 choice receiving a plurality of the votes cast. The districts are subject to the same
17 requirements that apply to districts in any plan enacted by the board under subd. 1.
18 If the board has determined under sub. (1) (b) to adopt staggered terms for the office
19 of supervisor, the board may change the expiration date of the term of any supervisor
20 to an earlier date than the date provided under current ordinance if required to
21 implement the redistricting or to maintain classes of members. The county clerk
22 shall file a certified copy of any redistricting plan enacted under this subdivision with
23 the secretary of state administration.

24 **SECTION 1106.** 59.17 (2) (b) 7. of the statutes is repealed.

25 **SECTION 1107.** 59.52 (4) (a) 1. of the statutes is amended to read:

1 59.52 (4) (a) 1. Notices of tax apportionment that are received from the
2 secretary of state administration, after 3 years.

3 **SECTION 1108.** 59.52 (6) (a) of the statutes is amended to read:

4 59.52 (6) (a) *How acquired; purposes.* Take and hold land acquired under ch.
5 75 and acquire, lease or rent property, real and personal, for public uses or purposes
6 of any nature, including without limitation acquisitions for county buildings,
7 airports, parks, recreation, highways, dam sites in parks, parkways and
8 playgrounds, flowages, sewage and waste disposal for county institutions, lime pits
9 for operation under s. 59.70 (24), equipment for clearing and draining land and
10 controlling weeds for operation under s. 59.70 (18), ambulances, acquisition and
11 transfer of real property to the state for new collegiate institutions or research
12 facilities, and for transfer to the state for state parks and for the uses and purposes
13 specified in s. 23.09 (2) (d). ~~The power of condemnation may not be used to acquire~~
14 ~~property for the purpose of establishing or extending a recreational trail; a bicycle~~
15 ~~way, as defined in s. 340.01 (5s); a bicycle lane, as defined in s. 340.01 (5e); or a~~
16 ~~pedestrian way, as defined in s. 346.02 (8) (a).~~

17 **SECTION 1109.** 59.52 (29) (a) of the statutes is amended to read:

18 59.52 (29) (a) All public work, including any contract for the construction,
19 repair, remodeling or improvement of any public work, building, or furnishing of
20 supplies or material of any kind where the estimated cost of such work will exceed
21 ~~\$25,000~~ \$50,000 shall be let by contract to the lowest responsible bidder. Any public
22 work, the estimated cost of which does not exceed ~~\$25,000~~ \$50,000, shall be let as the
23 board may direct. If the estimated cost of any public work is between \$5,000 and
24 ~~\$25,000~~ \$50,000, the board shall give a class 1 notice under ch. 985 before it contracts
25 for the work or shall contract with a person qualified as a bidder under s. 66.0901 (2).

1 A contract, the estimated cost of which exceeds ~~\$25,000~~ \$50,000, shall be let and
2 entered into under s. 66.0901, except that the board may by a three-fourths vote of
3 all the members entitled to a seat provide that any class of public work or any part
4 thereof may be done directly by the county without submitting the same for bids.
5 This subsection does not apply to public construction if the materials for such a
6 project are donated or if the labor for such a project is provided by volunteers. This
7 subsection does not apply to highway contracts which the county highway committee
8 or the county highway commissioner is authorized by law to let or make.

9 **SECTION 1110.** 59.54 (25) (title) of the statutes is amended to read:

10 59.54 (25) (title) ~~POSSESSION~~ REGULATION OF MARIJUANA.

11 **SECTION 1111.** 59.54 (25) (a) (intro.) of the statutes is amended to read:

12 59.54 (25) (a) (intro.) The board may enact and enforce an ordinance ~~to prohibit~~
13 ~~the possession of marijuana, as defined in s. 961.01 (14), subject to the exceptions in~~
14 ~~s. 961.41 (3g) (intro.), and provide a forfeiture for a violation of the ordinance that~~
15 is consistent with s. 961.71 or 961.72; except that if a complaint is issued regarding
16 ~~an allegation of possession of more than 25 grams of marijuana, or possession of any~~
17 ~~amount of marijuana following a conviction in this state for possession of marijuana~~
18 alleging a violation of s. 961.72 (2) (b) 2., (c) 3., or (d) 4., the subject of the complaint
19 may not be prosecuted under this subsection for the same action that is the subject
20 of the complaint unless all of the following occur:

21 **SECTION 1112.** 59.796 of the statutes is repealed.

22 **SECTION 1113.** 60.33 (10p) of the statutes is created to read:

23 60.33 (10p) CLAIMS IN TOWNS CONTAINING STATE INSTITUTIONS. Make a certified
24 claim against the state, without direction from the board, in all cases in which the
25 reimbursement is directed in s. 16.51 (7), upon forms prescribed by the department

1 of administration. The forms shall contain information required by the clerk and
2 shall be filed annually with the department of corrections on or before June 1.

3 **SECTION 1114.** 60.47 (2) (a) of the statutes is amended to read:

4 60.47 (2) (a) No town may enter into a public contract with an estimated cost
5 of more than \$5,000 but not more than ~~\$25,000~~ \$50,000 unless the town board, or a
6 town official or employee designated by the town board, gives a class 1 notice under
7 ch. 985 before execution of that public contract.

8 **SECTION 1115.** 60.47 (2) (b) of the statutes is amended to read:

9 60.47 (2) (b) No town may enter into a public contract with a value of more than
10 ~~\$25,000~~ \$50,000 unless the town board, or a town official or employee designated by
11 the town board, advertises for proposals to perform the terms of the public contract
12 by publishing a class 2 notice under ch. 985. The town board may provide for
13 additional means of advertising for bids.

14 **SECTION 1116.** 60.565 (title) of the statutes is amended to read:

15 **60.565** (title) **Ambulance Emergency medical service and ambulance**
16 **service.**

17 **SECTION 1117.** 60.565 of the statutes is renumbered 60.565 (1) (a) and amended
18 to read:

19 60.565 (1) (a) The town board shall contract for or operate and maintain
20 ambulance services unless such services are provided by another person. If the town
21 board contracts for ambulance services, it may contract with one or more providers.
22 ~~The town board may determine and charge a reasonable fee for ambulance service~~
23 ~~provided under this section.~~

24 (c) The town board may purchase equipment for medical and other emergency
25 calls.

1 **SECTION 1118.** 60.565 (1) (b) of the statutes is created to read:

2 60.565 (1) (b) The town board may contract for or maintain emergency medical
3 services for the town. If the town board contracts for emergency medical services,
4 it may contract with one or more providers.

5 **SECTION 1119.** 60.565 (2) of the statutes is created to read:

6 60.565 (2) FUNDING. (a) The town board may determine and charge a
7 reasonable fee for ambulance services provided under sub. (1) (a).

8 (b) The town board may do any of the following for the purpose of funding
9 emergency medical services under sub. (1) (b):

10 1. Appropriate money.

11 2. Charge property owners a fee for the cost of emergency medical services
12 provided to their property according to a written schedule established by the town
13 board.

14 3. Levy taxes on the entire town.

15 4. Levy taxes on property served by a particular source of emergency medical
16 services, to support the source of emergency medical services.

17 **SECTION 1120.** 60.782 (2) (d) of the statutes is amended to read:

18 60.782 (2) (d) Lease or acquire, including by condemnation, any real property
19 situated in this state that may be needed for the purposes of s. 23.09 (19), 23.094 (3g)
20 or 30.275 (4). ~~The power of condemnation may not used to acquire property for the~~
21 ~~purpose of establishing or extending a recreational trail; a bicycle way, as defined in~~
22 ~~s. 340.01 (5s); a bicycle lane, as defined in s. 340.01 (5e); or a pedestrian way, as~~
23 ~~defined in s. 346.02 (8) (a).~~

24 **SECTION 1121.** 61.187 (2) (d) of the statutes is amended to read:

1 61.187 (2) (d) If, in accordance with par. (a), the results of the election under
2 sub. (1) provide for dissolution, the village clerk shall, within 10 days after the
3 election, record the petition and determination of the village board of canvassers in
4 the office of the register of deeds of the county or counties in which the village is
5 located and file with the secretary of administration certified copies of the petition
6 and the determination of inspectors of election. The village clerk shall also record
7 in the office of the register of deeds a certificate by the village clerk showing the date
8 on which the dissolution takes effect and file with the secretary of administration
9 ~~4 copies~~ one copy of the certificate. These documents shall be recorded and indexed
10 by the register of deeds. The index shall include the document number of the original
11 documents and, if given on the original documents, the volume or reel and the page
12 or image number where the original documents are filed or recorded. The secretary
13 of administration shall forward ~~2 copies~~ one copy of the certificate to the department
14 of transportation and one to the department of revenue.

15 **SECTION 1122.** 61.189 (2) of the statutes is amended to read:

16 61.189 (2) The election shall be noticed and conducted and the result canvassed
17 and certified as in the case of regular village elections and the village clerk shall
18 immediately file with the secretary of administration ~~4 copies~~ one copy of a
19 certification certifying the fact of holding such election and the result thereof and a
20 description of the legal boundaries of such village or proposed city and ~~4~~ one certified
21 ~~copies~~ copy of a ~~plat~~ scale map thereof; and thereupon a certificate of incorporation
22 shall be issued to such city by the secretary of administration. ~~Two copies~~ One copy
23 of the certification and ~~plat~~ scale map shall be forwarded by the secretary of
24 administration to the department of transportation and one copy to the department
25 of revenue. Thereafter such city shall in all things be governed by the general city

1 charter law. All debts, obligations and liabilities existing against such village at the
2 time of such change shall continue and become like debts, obligations and liabilities
3 against such city, and such city may carry out and complete all proceedings then
4 pending for the issue of bonds for improvements therein.

5 **SECTION 1123.** 61.25 (11) of the statutes is created to read:

6 61.25 (11) To make a certified claim against the state, without direction from
7 the board, in all cases in which the reimbursement is directed in s. 16.51 (7), upon
8 forms prescribed by the department of administration. The forms shall contain
9 information required by the clerk and shall be filed annually with the department
10 of corrections on or before June 1.

11 **SECTION 1124.** 61.34 (3) (a) of the statutes is renumbered 61.34 (3) and
12 amended to read:

13 61.34 (3) ACQUISITION AND DISPOSAL OF PROPERTY. ~~Except as provided in par. (b),~~
14 the ~~The~~ village board may acquire property, real or personal, within or outside the
15 village, for parks, libraries, recreation, beautification, streets, water systems,
16 sewage or waste disposal, harbors, improvement of watercourses, public grounds,
17 vehicle parking areas, and for any other public purpose; may acquire real property
18 within or contiguous to the village, by means other than condemnation, for industrial
19 sites; may improve and beautify the same; may construct, own, lease and maintain
20 buildings on such property for instruction, recreation, amusement and other public
21 purposes; and may sell and convey such property. Condemnation shall be as
22 provided by ch. 32.

23 **SECTION 1125.** 61.34 (3) (b) of the statutes is repealed.

24 **SECTION 1126.** 62.03 (1) of the statutes is amended to read:

1 62.03 (1) This subchapter, except ss. 62.071, 62.08 (1), 62.09 (1) (e) and (11) (j)
2 and, (k), and (m), 62.175, 62.23 (7) (em) and (he) and 62.237, does not apply to 1st
3 class cities under special charter.

4 **SECTION 1127.** 62.09 (11) (m) of the statutes is created to read:

5 62.09 (11) (m) The clerk of any city that is entitled to reimbursement under s.
6 16.51 (7) shall make a certified claim against the state, without direction from the
7 council, in all cases in which the reimbursement is directed in s. 16.51 (7), upon forms
8 prescribed by the department of administration. The forms shall contain
9 information required by the clerk and shall be filed annually with the department
10 of corrections on or before June 1.

11 **SECTION 1128.** 62.15 (1) of the statutes is amended to read:

12 62.15 (1) CONTRACTS; HOW LET; EXCEPTION FOR DONATED MATERIALS AND LABOR. All
13 public construction, the estimated cost of which exceeds ~~\$25,000~~ \$50,000, shall be let
14 by contract to the lowest responsible bidder; all other public construction shall be let
15 as the council may direct. If the estimated cost of any public construction exceeds
16 \$5,000 but is not greater than ~~\$25,000~~ \$50,000, the board of public works shall give
17 a class 1 notice, under ch. 985, of the proposed construction before the contract for
18 the construction is executed. This provision does not apply to public construction if
19 the materials for such a project are donated or if the labor for such a project is
20 provided by volunteers. The council may also by a vote of three-fourths of all the
21 members-elect provide by ordinance that any class of public construction or any part
22 thereof may be done directly by the city without submitting the same for bids.

23 **SECTION 1129.** 62.22 (1) (a) of the statutes is renumbered 62.22 (1) and
24 amended to read:

1 62.22 (1) PURPOSES. ~~Except as provided in par. (b), the~~ The governing body of
2 any city may by gift, purchase or condemnation acquire property, real or personal,
3 within or outside the city, for parks, recreation, water systems, sewage or waste
4 disposal, airports or approaches thereto, cemeteries, vehicle parking areas, and for
5 any other public purpose; may acquire real property within or contiguous to the city,
6 by means other than condemnation, for industrial sites; may improve and beautify
7 the same; may construct, own, lease and maintain buildings on such property for
8 public purposes; and may sell and convey such property. The power of condemnation
9 for any such purpose shall be as provided by ch. 32.

10 **SECTION 1130.** 62.22 (1) (b) of the statutes is repealed.

11 **SECTION 1131.** 62.23 (17) (a) (intro.) of the statutes is amended to read:

12 62.23 (17) (a) (intro.) ~~Except as provided in par. (am), cities~~ Cities may acquire
13 by gift, lease, purchase, or condemnation any lands within its corporate limits for
14 establishing, laying out, widening, enlarging, extending, and maintaining memorial
15 grounds, streets, squares, parkways, boulevards, parks, playgrounds, sites for public
16 buildings, and reservations in and about and along and leading to any or all of the
17 same or any lands adjoining or near to such city for use, sublease, or sale for any of
18 the following purposes:

19 **SECTION 1132.** 62.23 (17) (am) of the statutes is repealed.

20 **SECTION 1133.** 62.53 of the statutes is repealed.

21 **SECTION 1134.** 63.23 (1) of the statutes is amended to read:

22 63.23 (1) The city service commission shall classify all offices and positions in
23 the city service, excepting those subject to the exemptions of s. 63.27 ~~and those~~
24 ~~subject to an exclusion under s. 119.33 (2) (e) 1. or 119.9002 (5) (a),~~ according to the
25 duties and responsibilities of each position. Classification shall be so arranged that

1 all positions ~~which~~ that in the judgment of the commission are substantially the
2 same with respect to authority, responsibility, and character of work are included in
3 the same class. From time to time the commission may reclassify positions upon a
4 proper showing that the position belongs to a different class.

5 **SECTION 1135.** 66.0101 (3) of the statutes is amended to read:

6 66.0101 (3) A charter ordinance shall be published as a class 1 notice, under
7 ch. 985, and shall be recorded by the clerk in a permanent book kept for that purpose,
8 with a statement of the manner of its adoption. A certified copy of the charter
9 ordinance shall be filed by the clerk with the secretary of state administration. The
10 secretary of state administration shall keep a separate index of all charter
11 ordinances, arranged alphabetically by city and village and summarizing each
12 ordinance, and annually shall issue the index of charter ordinances filed during the
13 12 months prior to July 1.

14 **SECTION 1136.** 66.0104 of the statutes is repealed.

15 **SECTION 1137.** 66.0107 (1) (bm) of the statutes is amended to read:

16 66.0107 (1) (bm) Enact and enforce an ordinance to ~~prohibit the possession of~~
17 ~~marijuana, as defined in s. 961.01 (14), subject to the exceptions in s. 961.41 (3g)~~
18 ~~(intro.), and provide a forfeiture for a violation of the ordinance that is consistent~~
19 ~~with s. 961.71 or 961.72; except that if a complaint is issued regarding an allegation~~
20 ~~of possession of more than 25 grams of marijuana, or possession of any amount of~~
21 ~~marijuana following a conviction in this state for possession of marijuana alleging~~
22 ~~a violation of s. 961.72 (2) (b) 2., (c) 3., or (d) 4., the subject of the complaint may not~~
23 be prosecuted under this paragraph for the same action that is the subject of the
24 complaint unless the charges are dismissed or the district attorney declines to
25 prosecute the case.

1 **SECTION 1138.** 66.0129 (5) of the statutes is amended to read:

2 66.0129 (5) BIDS FOR CONSTRUCTION. The nonprofit corporation shall let all
3 contracts exceeding \$1,000 for the construction, maintenance or repair of hospital
4 facilities to the lowest responsible bidder after advertising for bids by the publication
5 of a class 2 notice under ch. 985. ~~Section~~ Sections 66.0901 applies and 66.0903 apply
6 to bids and contracts under this subsection.

7 **SECTION 1139.** 66.0134 of the statutes is repealed.

8 **SECTION 1140.** 66.0137 (4) of the statutes is amended to read:

9 66.0137 (4) SELF-INSURED HEALTH PLANS. If a city, including a 1st class city, or
10 a village provides health care benefits under its home rule power, or if a town
11 provides health care benefits, to its officers and employees on a self-insured basis,
12 the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),
13 632.729, 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.798, 632.85, 632.853, 632.855,
14 632.862, 632.867, 632.87 (4) to (6), 632.871, 632.885, 632.89, 632.895 (9) to (17),
15 632.896, and 767.513 (4).

16 **SECTION 1141.** 66.0137 (4) of the statutes, as affected by 2021 Wisconsin Act
17 (this act), section 1140, is amended to read:

18 66.0137 (4) SELF-INSURED HEALTH PLANS. If a city, including a 1st class city, or
19 a village provides health care benefits under its home rule power, or if a town
20 provides health care benefits, to its officers and employees on a self-insured basis,
21 the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),
22 632.728, 632.729, 632.746 (1) and (10) (a) 2. and (b) 2., 632.747 (3), 632.798, 632.85,
23 632.853, 632.855, 632.862, 632.867, 632.87 (4) to (6), 632.871, 632.885, 632.89,
24 632.895 (9) (8) to (17), 632.896, and 767.513 (4).

25 **SECTION 1142.** 66.0211 (5) of the statutes is amended to read:

1 66.0211 (5) CERTIFICATION OF INCORPORATION. If a majority of the votes in an
2 incorporation referendum are cast in favor of a village or city, the clerk of the circuit
3 court shall certify the fact to the secretary of administration and supply the secretary
4 of administration with a copy of a description of the legal boundaries of the village
5 or city and the associated population and a copy of a ~~plat~~ scale map of the village or
6 city. Within 10 days of receipt of the description and ~~plat~~ scale map, the secretary
7 of administration shall forward ~~2 copies~~ one copy to the department of
8 transportation and one copy ~~each~~ to the department of ~~administration and the~~
9 ~~department of~~ revenue. The secretary of administration shall issue a certificate of
10 incorporation and record the certificate.

11 **SECTION 1143.** 66.0215 (5) of the statutes is amended to read:

12 66.0215 (5) CERTIFICATE OF INCORPORATION. If a majority of the votes are cast
13 in favor of a city the clerk shall certify the fact to the secretary of administration,
14 together with the result of the census, if any, and ~~4 copies~~ one copy of a description
15 of the legal boundaries of the town and ~~4 copies~~ one copy of a ~~plat~~ scale map of the
16 town. The secretary of administration shall then issue a certificate of incorporation,
17 and record the certificate in a book kept for that purpose. ~~Two copies~~ One copy of the
18 description and ~~plat~~ scale map shall be forwarded by the secretary of administration
19 to the department of transportation and one copy to the department of revenue.

20 **SECTION 1144.** 66.02162 (5) of the statutes is amended to read:

21 66.02162 (5) CERTIFICATE OF INCORPORATION. If a majority of the votes are cast
22 in favor of a village, the town clerk shall certify that fact to the secretary, together
23 with ~~4 copies~~ one copy of a description of the legal boundaries of the town, and ~~4~~
24 ~~copies~~ one copy of a ~~plat~~ scale map of the town. The town clerk shall also send the
25 secretary an incorporation fee of \$1,000. Upon receipt of the town clerk's

1 certification, the incorporation fee, and other required documents, the secretary
2 shall issue a certificate of incorporation and record the certificate in a book kept for
3 that purpose. The secretary shall provide ~~2 copies~~ one copy of the description and
4 ~~plat~~ scale map to the department of transportation and one copy to the department
5 of revenue. The town clerk shall also transmit a copy of the certification and the
6 resolution under sub. (1) to the county clerk.

7 **SECTION 1145.** 66.0217 (1) (b) of the statutes is amended to read:

8 66.0217 (1) (b) “Department” means the secretary of administration in the
9 department of administration.

10 **SECTION 1146.** 66.0217 (1) (c) 1. a. of the statutes is amended to read:

11 66.0217 (1) (c) 1. a. By government lot, section, township, and range.

12 **SECTION 1147.** 66.0217 (1) (c) 1. b. of the statutes is amended to read:

13 66.0217 (1) (c) 1. b. By recorded private claim, section, township, and range.

14 **SECTION 1148.** 66.0217 (6) (a) of the statutes is amended to read:

15 66.0217 (6) (a) ~~Annexations within populous counties.~~ No annexation
16 proceeding ~~within a county having a population of 50,000 or more~~ is valid unless the
17 person publishing a notice of annexation under sub. (4) mails a copy of the notice to
18 the clerk of each municipality affected and the department, together with any fee
19 imposed under s. 16.53 (14), within 5 days of the publication. The department shall
20 within 20 days after receipt of the notice mail to the clerk of the town within which
21 the territory lies and to the clerk of the proposed annexing village or city a notice that
22 states whether in its opinion the annexation is in the public interest or is against the
23 public interest and that advises the clerks of the reasons the annexation is in or
24 against the public interest as defined in par. (c). The annexing municipality shall
25 review the advice before final action is taken.

1 **SECTION 1149.** 66.0217 (9) (a) of the statutes is amended to read:

2 66.0217 (9) (a) The clerk of a city or village which has annexed territory shall
3 file immediately with the secretary of administration a certified copy of the
4 ordinance, certificate and ~~plat~~ scale map, and shall send one copy to each company
5 that provides any utility service in the area that is annexed. The city or village shall
6 also file with the county clerk or board of election commissioners the report required
7 by s. 5.15 (4) (b). The clerk shall record the ordinance with the register of deeds and
8 file a signed copy of the ordinance with the clerk of any affected school district.
9 Failure to file, record or send does not invalidate the annexation and the duty to file,
10 record or send is a continuing one. The ordinance that is filed, recorded or sent shall
11 describe the annexed territory and the associated population. The information filed
12 with the secretary of administration shall be utilized in making recommendations
13 for adjustments to entitlements under the federal revenue sharing program and
14 distribution of funds under ch. 79. The clerk shall certify annually, no later than
15 December 31, to the secretary of administration and record with the register of deeds
16 a legal description of the total boundaries of the municipality as those boundaries
17 existed on December 1, unless there has been no change in the 12 months preceding.

18 **SECTION 1150.** 66.0217 (9) (b) of the statutes is amended to read:

19 66.0217 (9) (b) Within 10 days of receipt of the ordinance, certificate, and ~~plat~~
20 scale map, the secretary of administration shall forward ~~2 copies~~ one copy of the
21 ordinance, certificate, and ~~plat~~ scale map to the department of transportation, ~~one~~
22 ~~copy to the department of administration~~, one copy to the department of revenue, one
23 copy to the department of public instruction, ~~one copy to the department~~, one copy
24 to the department of natural resources, one copy to the department of agriculture,

1 trade and consumer protection and 2 copies to the clerk of the municipality from
2 which the territory was annexed.

3 **SECTION 1151.** 66.0217 (9) (c) of the statutes is amended to read:

4 66.0217 (9) (c) Any city or village may direct a survey of its present boundaries
5 to be made, and when properly attested the survey and plat scale map may be filed
6 in the office of the register of deeds in the county in which the city or village is located.
7 Upon filing, the survey and plat scale map are prima facie evidence of the facts set
8 forth in the survey and plat scale map.

9 **SECTION 1152.** 66.0217 (12) of the statutes is amended to read:

10 66.0217 (12) VALIDITY OF PLATS SCALE MAPS. If an annexation is declared invalid
11 but before the declaration and subsequent to the annexation a plat scale map is
12 submitted and is approved as required in s. 236.10 (1) (a), the plat scale map is validly
13 approved despite the invalidity of the annexation.

14 **SECTION 1153.** 66.0219 (7) of the statutes is amended to read:

15 66.0219 (7) APPEAL. An appeal from the order of the circuit court is limited to
16 contested issues determined by the circuit court. An appeal shall not stay the
17 conduct of the referendum election, if one is ordered, but the statement of the election
18 results and the copies of the certificate and plat scale map may not be filed with the
19 secretary of administration until the appeal has been determined.

20 **SECTION 1154.** 66.0221 (1) of the statutes is amended to read:

21 66.0221 (1) Upon its own motion and subject to sub. (3) and ss. 66.0301 (6) (d)
22 and 66.0307 (7), a city or village, by a two-thirds vote of the entire membership of
23 its governing body, may enact an ordinance annexing territory which comprises a
24 portion of a town or towns and which was completely surrounded by territory of the
25 city or village on December 2, 1973. The ordinance shall include all surrounded town

1 areas except those that are exempt by mutual agreement of all of the governing
2 bodies involved. The annexation ordinance shall contain a legal description of the
3 territory and the name of the town or towns from which the territory is detached.
4 Upon enactment of the ordinance, the city or village clerk immediately shall file ~~6~~
5 one certified ~~copies~~ copy of the ordinance with the secretary of administration,
6 together with ~~6 copies~~ one copy of a scale map. The city or village shall also file with
7 the county clerk or board of election commissioners the report required by s. 5.15 (4)
8 (b). The secretary of administration shall forward ~~2 copies~~ one copy of the ordinance
9 and scale map to the department of transportation, one copy to the department of
10 natural resources, and one copy to the department of revenue ~~and one copy to the~~
11 ~~department of administration~~. This subsection does not apply if the town island was
12 created only by the annexation of a railroad right-of-way or drainage ditch. This
13 subsection does not apply to land owned by a town government which has existing
14 town government buildings located on the land. No town island may be annexed
15 under this subsection if the island consists of over 65 acres or contains over 100
16 residents. Section 66.0217 (11) applies to annexations under this subsection. Except
17 as provided in sub. (2), after December 2, 1973, no city or village may, by annexation,
18 create a town area which is completely surrounded by the city or village.

19 **SECTION 1155.** 66.0223 (1) of the statutes is amended to read:

20 66.0223 (1) In addition to other methods provided by law and subject to sub.
21 (2) and ss. 66.0301 (6) (d) and 66.0307 (7), territory owned by and lying near but not
22 necessarily contiguous to a village or city may be annexed to a village or city by
23 ordinance enacted by the board of trustees of the village or the common council of the
24 city, provided that in the case of noncontiguous territory the use of the territory by
25 the city or village is not contrary to any town or county zoning regulation. The

1 ordinance shall contain the exact description of the territory annexed and the names
2 of the towns from which detached, and attaches the territory to the village or city
3 upon the filing of ~~7~~ one certified ~~copies~~ copy of the ordinance with the secretary of
4 administration, together with ~~7~~ copies one copy of a plat scale map showing the
5 boundaries of the territory attached. The city or village shall also file with the county
6 clerk or board of election commissioners the report required by s. 5.15 (4) (b). ~~Two~~
7 copies One copy of the ordinance and plat scale map shall be forwarded by the
8 secretary of administration to the department of transportation, ~~one copy to the~~
9 ~~department of administration~~, one copy to the department of natural resources, one
10 copy to the department of revenue and one copy to the department of public
11 instruction. Within 10 days of filing the certified ~~copies~~ copy, a copy of the ordinance
12 and plat scale map shall be mailed or delivered to the clerk of the county in which
13 the annexed territory is located. Sections 66.0203 (8) (c) and 66.0217 (11) apply to
14 annexations under this section.

15 **SECTION 1156.** 66.0227 (5) of the statutes is amended to read:

16 66.0227 (5) The ordinance, certificate and plat scale map shall be filed and
17 recorded in the same manner as annexations under s. 66.0217 (9) (a). The
18 requirements for the secretary of administration are the same as in s. 66.0217 (9) (b).

19 **SECTION 1157.** 66.0231 of the statutes is amended to read:

20 **66.0231 Notice of certain litigation affecting municipal status or**
21 **boundaries.** If a proceeding under ss. 61.187, 61.189, 61.74, 62.075, 66.0201 to
22 66.0213, 66.0215, 66.02162, 66.0217, 66.0221, 66.0223, 66.0227, 66.0301 (6), or
23 66.0307 or other sections relating to an incorporation, annexation, consolidation,
24 dissolution or detachment of territory of a city or village is contested by instigation
25 of legal proceedings, the clerk of the city or village involved in the proceedings shall

1 file with the secretary of administration ~~4 copies~~ one copy of a notice of the
2 commencement of the action. The clerk shall file with the secretary of
3 administration ~~4 copies~~ one copy of any judgments rendered or appeals taken in such
4 cases. The notices or copies of judgments that are required under this section may
5 also be filed by an officer or attorney of any party of interest. If any judgment has
6 the effect of changing the municipal boundaries, the city or village clerk shall also
7 file with the county clerk or board of election commissioners the report required by
8 s. 5.15 (4) (b). The secretary of administration shall forward to the department of
9 transportation ~~2 copies~~ and to the department of revenue ~~and the department of~~
10 ~~administration~~ one copy each of any notice of action or judgment filed with the
11 secretary of administration under this section.

12 **SECTION 1158.** 66.0301 (1) (a) of the statutes is amended to read:

13 66.0301 (1) (a) Except as provided in pars. (b) and (c), in this section,
14 “municipality” means the state or any department or agency thereof, or any city,
15 village, town, county, or school district, ~~the opportunity schools and partnership~~
16 ~~programs under subch. IX of ch. 115 and subch. II of ch. 119, the superintendent of~~
17 ~~schools opportunity schools and partnership program under s. 119.33, or any public~~
18 library system, public inland lake protection and rehabilitation district, sanitary
19 district, farm drainage district, metropolitan sewerage district, sewer utility district,
20 solid waste management system created under s. 59.70 (2), local exposition district
21 created under subch. II of ch. 229, local professional baseball park district created
22 under subch. III of ch. 229, local professional football stadium district created under
23 subch. IV of ch. 229, local cultural arts district created under subch. V of ch. 229,
24 long-term care district under s. 46.2895, water utility district, mosquito control
25 district, municipal electric company, county or city transit commission, commission

1 created by contract under this section, taxation district, regional planning
2 commission, housing authority created under s. 66.1201, redevelopment authority
3 created under s. 66.1333, community development authority created under s.
4 66.1335, or city-county health department.

5 **SECTION 1159.** 66.0408 (2) (d) of the statutes is repealed.

6 **SECTION 1160.** 66.04185 of the statutes is created to read:

7 **66.04185 Cultivation of tetrahydrocannabinols.** No city, village, town, or
8 county may prohibit cultivating tetrahydrocannabinols outdoors if the cultivation is
9 by an individual who has no more than 6 marijuana plants at one time for his or her
10 personal use.

11 **SECTION 1161.** 66.0419 (4) of the statutes is created to read:

12 66.0419 (4) If a political subdivision has been granted an exemption under s.
13 287.16, the political subdivision is exempt from the prohibition under sub. (2) to the
14 extent authorized by the exemption.

15 **SECTION 1162.** 66.0422 (1) (cg) of the statutes is created to read:

16 66.0422 (1) (cg) “Underserved area” means an area of this state that is
17 designated as an underserved area by the public service commission under s. 196.504
18 (2) (d).

19 **SECTION 1163.** 66.0422 (1) (cr) of the statutes is created to read:

20 66.0422 (1) (cr) “Unserved area” means an area of this state that is designated
21 as an unserved area by the public service commission under s. 196.504 (2) (e).

22 **SECTION 1164.** 66.0422 (2) (c) of the statutes is amended to read:

23 66.0422 (2) (c) No less than 30 days before the public hearing, the local
24 government prepares and makes available for public inspection a report estimating
25 the total costs of, and revenues derived from, constructing, owning, or operating the

1 facility and including a cost-benefit analysis of the facility for a period of at least 3
2 years. The costs that are subject to this paragraph include personnel costs and costs
3 of acquiring, installing, maintaining, repairing, or operating any plant or
4 equipment, and include an appropriate allocated portion of costs of personnel, plant,
5 or equipment that are used to provide jointly both telecommunications services and
6 other services. This paragraph does not apply to a broadband facility that is intended
7 to serve an underserved or unserved area.

8 **SECTION 1165.** 66.0422 (3d) (intro.) of the statutes is amended to read:

9 66.0422 (3d) (intro.) Subsection (2) does not apply to a facility for providing
10 broadband service to an area within the boundaries of a local government if the local
11 government asks, in writing, each person that provides broadband service within the
12 boundaries of the local government whether the person currently provides
13 broadband service to the area and, if the area is not an underserved or unserved area,
14 whether the person intends to provide broadband service to the area within 9
15 months, or, if the area is an underserved or unserved area, whether the person
16 actively plans to provide broadband service to the area within 3 months and any of
17 the following are satisfied:

18 **SECTION 1166.** 66.0422 (3d) (a) of the statutes is amended to read:

19 66.0422 (3d) (a) ~~The local government asks, in writing, each person that~~
20 ~~provides broadband service within the boundaries of the local government whether~~
21 ~~the person currently provides broadband service to the area or intends to provide~~
22 ~~broadband service within 9 months to the area and within 60 days after receiving the~~
23 ~~written request no person responds in writing to the~~ The local government does not
24 receive a response in writing that the a person currently provides broadband service

1 to the area or intends or actively plans to provide broadband service to the area
2 within ~~9 months~~ the relevant time period.

3 **SECTION 1167.** 66.0422 (3d) (b) of the statutes is amended to read:

4 66.0422 **(3d)** (b) The local government determines that a person who responded
5 ~~to a written request under par. (a)~~ that the person currently provides broadband
6 service to the area did not actually provide broadband service to the area and no other
7 person ~~makes the response~~ responds to the local government ~~described in par. (a)~~.

8 **SECTION 1168.** 66.0422 (3d) (c) of the statutes is amended to read:

9 66.0422 **(3d)** (c) The local government determines that a person who responded
10 ~~to a written request under par. (a)~~ that the person intended or actively planned to
11 provide broadband service to the area within ~~9 months~~ the relevant time period did
12 not actually provide broadband service to the area within ~~9 months~~ the relevant time
13 period and no other person ~~makes the response~~ responds to the local government
14 described in par. (a).

15 **SECTION 1169.** 66.0422 (3m) (b) of the statutes is amended to read:

16 66.0422 **(3m)** (b) The municipality itself does not use the facility to provide
17 broadband service to end users. This paragraph does not apply to a facility that is
18 intended to serve an underserved or unserved area.

19 **SECTION 1170.** 66.0422 (3m) (c) of the statutes is amended to read:

20 66.0422 **(3m)** (c) The municipality determines that, at the time that the
21 municipality authorizes the construction, ownership, or operation of the facility,
22 whichever occurs first, the facility does not compete with more than one provider of
23 broadband service. This paragraph does not apply to a facility that is intended to
24 serve an underserved or unserved area.

1 **SECTION 1171.** 66.0501 (1) of the statutes is renumbered 66.0501 (1) (a) and
2 amended to read:

3 66.0501 (1) (a) ~~No~~ Except as provided in par. (b), no person may be appointed
4 deputy sheriff of any county or police officer for any city, village, or town unless that
5 person is a citizen of the United States. This section does not apply to common
6 carriers or to a deputy sheriff not required to take an oath of office.

7 **SECTION 1172.** 66.0501 (1) (b) of the statutes is created to read:

8 66.0501 (1) (b) The sheriff of a county or the appointing authority of a local law
9 enforcement agency that provides police service to a city, village, or town may elect
10 to authorize the appointment of noncitizens who are in receipt of valid employment
11 authorization from the federal department of homeland security as deputy sheriffs
12 for that county or as police officers for that city, village, or town.

13 **SECTION 1173.** 66.0509 (1m) (c) 1. of the statutes is amended to read:

14 66.0509 (1m) (c) 1. A grievance procedure that addresses employee
15 terminations, employee discipline, and workplace safety.

16 **SECTION 1174.** 66.0509 (1m) (c) 2. of the statutes is repealed and recreated to
17 read:

18 66.0509 (1m) (c) 2. A just cause standard of review for employee terminations,
19 including a refusal to renew a teaching contract under s. 118.22.

20 **SECTION 1175.** 66.0509 (1m) (c) 3. of the statutes is repealed.

21 **SECTION 1176.** 66.0509 (1m) (d) 2. of the statutes is amended to read:

22 66.0509 (1m) (d) 2. A hearing before an impartial hearing officer from the
23 employment relations commission.

24 **SECTION 1177.** 66.0509 (1m) (d) 4. and 5. of the statutes are created to read:

1 66.0509 **(1m)** (d) 4. A provision indicating that the grievant shall be entitled
2 to representation throughout the grievance process.

3 5. A provision indicating that the employer shall bear all fees and costs
4 associated with the grievance process, except for the grievant's representational fees
5 and costs.

6 **SECTION 1178.** 66.0511 (1) of the statutes is renumbered 66.0511 (1) (intro.) and
7 amended to read:

8 66.0511 **(1)** ~~DEFINITION~~ DEFINITIONS. (intro.) In this section, "law;

9 **(b)** "Law enforcement agency" has the meaning given under s. 165.83 (1) (b).

10 **SECTION 1179.** 66.0511 (1) (a) of the statutes is created to read:

11 66.0511 **(1)** (a) "Choke hold" means the intentional and prolonged application
12 of force to the throat or windpipe that prevents or hinders breathing or reduces the
13 intake of air.

14 **SECTION 1180.** 66.0511 (2) of the statutes is renumbered 66.0511 (2) (intro.) and
15 amended to read:

16 66.0511 **(2)** USE OF FORCE POLICY. (intro.) Each person in charge of a law
17 enforcement agency shall prepare in writing and make available for public scrutiny
18 a policy or standard regulating the use of force by law enforcement officers in the
19 performance of their duties. The law enforcement agency shall make the policy
20 publicly available on a website maintained by the law enforcement agency or, if the
21 agency does not maintain its own site, on a website maintained by the municipality
22 over which the law enforcement agency has jurisdiction. The law enforcement
23 agency shall provide in its policy the instances in which a use of force must be
24 reported, how to report a use of force, and a requirement that officers who engage in

1 or observe a reportable use of force report it. Each policy or standard shall
2 incorporate the following principles:

3 **SECTION 1181.** 66.0511 (2) (a), (b), (c), (d), (e) and (f) and (4) of the statutes are
4 created to read:

5 66.0511 (2) (a) That the primary duty of all law enforcement is to preserve the
6 life of all individuals.

7 (b) That deadly force is to be used only as a last resort.

8 (c) That the use of choke holds by law enforcement officers is prohibited.

9 (d) That officers should use skills and tactics, including de-escalation tactics,
10 that minimize the likelihood that force will become necessary.

11 (e) That, if law enforcement officers must use physical force, it should be the
12 least amount of force necessary to safely address the threat.

13 (f) That law enforcement officers shall take reasonable action to stop or prevent
14 any unreasonable use of force by their colleagues.

15 (4) WHISTLEBLOWER PROTECTIONS. No law enforcement officer may be
16 discharged, disciplined, demoted, or denied promotion, transfer, or reassignment, or
17 otherwise discriminated against in regard to employment, or threatened with any
18 such treatment, because the law enforcement officer reported, or is believed to have
19 reported, any violation of a policy under sub. (2); initiated, participated in, or testified
20 in, or is believed to have initiated, participated in, or testified in, any action or
21 proceeding regarding a violation of a policy under sub. (2); or provided any
22 information, or is believed to have provided any information, about a violation of a
23 policy under sub. (2).

24 **SECTION 1182.** 66.0602 (1) (d) of the statutes is amended to read:

1 66.0602 (1) (d) “Valuation factor” means a percentage equal to the greater of
2 either the percentage change in the political subdivision’s January 1 equalized value
3 due to new construction less improvements removed between the previous year and
4 the current or zero 2 percent.

5 **SECTION 1183.** 66.0602 (2m) (a) of the statutes is renumbered 66.0602 (2m).

6 **SECTION 1184.** 66.0602 (2m) (b) of the statutes is repealed.

7 **SECTION 1185.** 66.0602 (3) (a) of the statutes is repealed.

8 **SECTION 1186.** 66.0602 (3) (e) 10. of the statutes is created to read:

9 66.0602 (3) (e) 10. The amount that a political subdivision levies in that year
10 to pay for the political subdivision’s share of a regional planning commission’s budget
11 as charged by the commission under s. 66.0309 (14) (a) to (c).

12 **SECTION 1187.** 66.0602 (3) (p) of the statutes is created to read:

13 66.0602 (3) (p) 1. Subject to subd. 2., the limit otherwise applicable under this
14 section does not apply to the amount that a political subdivision levies in that year
15 for operating and capital costs directly related to the provision of new or enhanced
16 transit services across adjacent county borders or across adjacent municipal borders.
17 For costs to be eligible for the exception under this paragraph, the starting date for
18 the new or enhanced transit services must be on or after the effective date of this
19 subdivision [LRB inserts date], and the costs to which the levy applies must be
20 described in the agreement under subd. 2.

21 2. A political subdivision may not use the exception under this paragraph
22 unless all of the following apply:

23 a. The political subdivisions between which the new or enhanced transit routes
24 operate have entered into an intergovernmental cooperation agreement under s.

1 66.0301 to provide for the new or enhanced transit services. The agreement shall
2 describe the services and the amounts that must be levied to pay for those services.

3 b. The agreement described in subd. 2. a. is approved in a referendum, by the
4 electors in each political subdivision that is a party to the agreement, to be held at
5 the next succeeding spring primary or election or partisan primary or general
6 election to be held not earlier than 70 days after the adoption of the agreement by
7 all of the parties to the agreement. The governing body shall file the resolution to
8 be submitted to the electors as provided in s. 8.37.

9 **SECTION 1188.** 66.0615 (1m) (a) of the statutes is amended to read:

10 66.0615 **(1m)** (a) The governing body of a municipality may enact an ordinance,
11 and a district, under par. (e) or (em), may adopt a resolution, imposing a tax on the
12 privilege of furnishing, at retail, except sales for resale, rooms or lodging to
13 transients by hotelkeepers, motel operators, lodging marketplaces, owners of
14 short-term rentals, and other persons furnishing accommodations that are available
15 to the public, irrespective of whether membership is required for use of the
16 accommodations. A tax imposed under this paragraph may be collected from the
17 consumer or user, but may not be imposed on sales to the federal government and
18 persons listed under s. 77.54 (9a). A tax imposed under this paragraph by a
19 municipality shall be paid to the municipality and, with regard to any tax revenue
20 that may not be retained by the municipality, shall be forwarded to a tourism entity
21 or a commission if one is created under par. (c), as provided in par. (d). Except as
22 provided in par. (am), a tax imposed under this paragraph by a municipality may not
23 exceed 8 percent. Except as provided in par. (am), if a tax greater than 8 percent
24 under this paragraph is in effect on May 13, 1994, the municipality imposing the tax
25 shall reduce the tax to 8 percent, effective on June 1, 1994.

1 **SECTION 1189.** 66.0615 (1m) (em) of the statutes is created to read:

2 66.0615 (**1m**) (em) Notwithstanding par. (e), if a district created by the city of
3 Superior adopts a resolution imposing a room tax under par. (a), the amount of the
4 tax may not exceed 2 percent of total room charges, and the city of Superior may also
5 impose and collect a room tax under par. (a) without regard to whether the district
6 imposes a room tax as provided in this paragraph. If a district created by the city of
7 Superior adopts a resolution imposing a room tax under par. (a), it shall deliver a
8 certified copy of the resolution to the department of revenue at least 120 days before
9 its effective date.

10 **SECTION 1190.** 66.0617 (7) of the statutes is amended to read:

11 66.0617 (**7**) LOW-COST OR WORKFORCE HOUSING. An ordinance enacted under this
12 section may provide for an exemption from, or a reduction in the amount of, impact
13 fees on land development that provides low-cost housing, ~~except that no~~ or workforce
14 housing, as defined in s. 66.1105 (2) (n). Under no circumstances may the amount
15 of an impact fee for which an exemption or reduction is provided under this
16 subsection may be shifted to any other development in the land development in
17 which the low-cost housing or workforce housing is located or to any other land
18 development in the municipality.

19 **SECTION 1191.** 66.0626 (1) (b) of the statutes is amended to read:

20 66.0626 (**1**) (b) “Failing private on-site wastewater treatment system” has the
21 meaning provided in s. ~~145.245 (4)~~ 145.01 (4m).

22 **SECTION 1192.** 66.0823 (3) (b) of the statutes is amended to read:

23 66.0823 (**3**) (b) *Filing requirements.* The parties entering into a contract under
24 this subsection shall file a copy of the contract with the secretary of state
25 administration. Upon receipt, the secretary of state administration shall record the

1 contract and issue a certificate of incorporation stating the name of the authority and
2 the date and fact of incorporation. The corporate existence of the authority begins
3 upon issuance of the certificate.

4 **SECTION 1193.** 66.0825 (4) (b) of the statutes is amended to read:

5 66.0825 (4) (b) Any contract entered into under this section shall be filed with
6 the secretary of state administration. Upon receipt, the secretary shall record the
7 contract and issue a certificate of incorporation stating the name of the company and
8 the date and fact of incorporation. Upon issuance of the certificate, the existence of
9 the company shall begin.

10 **SECTION 1194.** 66.0901 (1) (ae) of the statutes is repealed.

11 **SECTION 1195.** 66.0901 (1) (am) of the statutes is repealed.

12 **SECTION 1196.** 66.0901 (6) of the statutes is amended to read:

13 66.0901 (6) SEPARATION OF CONTRACTS; CLASSIFICATION OF CONTRACTORS. In public
14 contracts for the construction, repair, remodeling or improvement of a public
15 building or structure, other than highway structures and facilities, a municipality
16 may bid projects based on a single or multiple division of the work. Public contracts
17 shall be awarded according to the division of work selected for bidding. ~~Except as~~
18 ~~provided in sub. (6m), the~~ The municipality may set out in any public contract
19 reasonable and lawful conditions as to the hours of labor, wages, residence, character
20 and classification of workers to be employed by any contractor, classify contractors
21 as to their financial responsibility, competency and ability to perform work and set
22 up a classified list of contractors. The municipality may reject the bid of any person,
23 if the person has not been classified for the kind or amount of work in the bid.

24 **SECTION 1197.** 66.0901 (6m) of the statutes is repealed.

25 **SECTION 1198.** 66.0901 (6s) of the statutes is repealed.

1 **SECTION 1199.** 66.0903 (1) (a), (am), (b), (cm), (dr), (em), (hm) and (im) of the
2 statutes are created to read:

3 66.0903 (1) (a) “Area” means the county in which a proposed project of public
4 works that is subject to this section is located or, if the department determines that
5 there is insufficient wage data in that county, “area” means those counties that are
6 contiguous to that county or, if the department determines that there is insufficient
7 wage data in those counties, “area” means those counties that are contiguous to those
8 counties or, if the department determines that there is insufficient wage data in those
9 counties, “area” means the entire state or, if the department is requested to review
10 a determination under sub. (3) (br), “area” means the city, village, or town in which
11 a proposed project of public works that is subject to this section is located.

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

13 (b) “Department” means the department of workforce development.

14 (cm) “Insufficient wage data” has the meaning given in s. 103.49 (1) (bg).

15 (dr) “Minor service or maintenance work” means a project of public works that
16 is limited to minor crack filling, chip or slurry sealing, or other minor pavement
17 patching, not including overlays, that has a projected life span of no longer than 5
18 years or that is performed for a town and is not funded under s. 86.31, regardless of
19 projected life span; the depositing of gravel on an existing gravel road applied solely
20 to maintain the road; road shoulder maintenance; cleaning of drainage or sewer
21 ditches or structures; or any other limited, minor work on public facilities or
22 equipment that is routinely performed to prevent breakdown or deterioration.

23 (em) “Multiple-trade project of public works” has the meaning given in s.
24 103.49 (1) (br).

1 (hm) “Single-trade project of public works” has the meaning given in s. 103.49
2 (1) (em).

3 (im) “Supply and installation contract” has the meaning given in s. 103.49 (1)
4 (fm).

5 **SECTION 1200.** 66.0903 (1) (c) of the statutes is amended to read:

6 66.0903 (1) (c) “Hourly basic rate of pay” has the meaning given in s. ~~16.856~~
7 103.49 (1) (b), ~~2015 stats.~~

8 **SECTION 1201.** 66.0903 (1) (f) of the statutes is amended to read:

9 66.0903 (1) (f) “Prevailing hours of labor” has the meaning given in s. ~~16.856~~
10 103.49 (1) (e), ~~2015 stats. (c).~~

11 **SECTION 1202.** 66.0903 (1) (g) of the statutes is repealed and recreated to read:

12 66.0903 (1) (g) “Prevailing wage rate” has the meaning given in s. 103.49 (1)
13 (d).

14 **SECTION 1203.** 66.0903 (1) (j) of the statutes is amended to read:

15 66.0903 (1) (j) “Truck driver” ~~includes an owner-operator of a truck~~ has the
16 meaning given in s. 103.49 (1) (g).

17 **SECTION 1204.** 66.0903 (1m) (b) of the statutes is amended to read:

18 66.0903 (1m) (b) The legislature finds that the enactment of ordinances or
19 other enactments by local governmental units requiring laborers, workers,
20 mechanics, and truck drivers employed on projects of public works or on publicly
21 funded private construction projects to be paid the prevailing wage rate and to be
22 paid at least 1.5 times their hourly basic rate of pay for hours worked in excess of the
23 prevailing hours of labor would be logically inconsistent with, would defeat the
24 purpose of, and would go against the repeals spirit of this section and the repeal of
25 s. 66.0904, 2009 stats., ~~and s. 66.0903 (2) to (12), 2013 stats.~~ Therefore, this section

1 shall be construed as an enactment of statewide concern for the purposes of
2 facilitating broader participation with respect to bidding on projects of public works,
3 ensuring that wages accurately reflect market conditions, providing local
4 governments with the flexibility to reduce costs on capital projects, and reducing
5 spending at all levels of government in this state purpose of providing uniform
6 prevailing wage rate and prevailing hours of labor requirements throughout the
7 state.

8 **SECTION 1205.** 66.0903 (2) to (12) of the statutes are created to read:

9 66.0903 (2) APPLICABILITY. Subject to sub. (5), this section applies to any project
10 of public works erected, constructed, repaired, remodeled, or demolished for a local
11 governmental unit, including all of the following:

12 (a) A highway, street, bridge, building, or other infrastructure project.

13 (b) A project erected, constructed, repaired, remodeled, or demolished by one
14 local governmental unit for another local governmental unit under a contract under
15 s. 66.0301 (2), 83.03, 83.035, or 86.31 (2) (b) or under any other statute specifically
16 authorizing cooperation between local governmental units.

17 (c) A project in which the completed facility is leased, purchased, lease
18 purchased, or otherwise acquired by, or dedicated to, a local governmental unit in lieu
19 of the local governmental unit contracting for the erection, construction, repair,
20 remodeling, or demolition of the facility.

21 (d) A road, street, bridge, sanitary sewer, or water main project in which the
22 completed road, street, bridge, sanitary sewer, or water main is acquired by, or
23 dedicated to, a local governmental unit, including under s. 236.13 (2), for ownership
24 or maintenance by the local governmental unit.

1 **(3) PREVAILING WAGE RATES AND HOURS OF LABOR.** (am) A local governmental unit,
2 before making a contract by direct negotiation or soliciting bids on a contract for the
3 erection, construction, remodeling, repairing, or demolition of any project of public
4 works, shall apply to the department to determine the prevailing wage rate for each
5 trade or occupation required in the work contemplated. The department shall
6 conduct investigations and hold public hearings as necessary to define the trades or
7 occupations that are commonly employed on projects of public works that are subject
8 to this section and to inform itself of the prevailing wage rates in all areas of the state
9 for those trades or occupations, in order to determine the prevailing wage rate for
10 each trade or occupation. The department shall issue its determination within 30
11 days after receiving the request and shall file the determination with the requesting
12 local governmental unit.

13 (ar) The department shall, by January 1 of each year, compile the prevailing
14 wage rates for each trade or occupation in each area. The compilation shall, in
15 addition to the current prevailing wage rates, include future prevailing wage rates
16 when those prevailing wage rates can be determined for any trade or occupation in
17 any area and shall specify the effective date of those future prevailing wage rates.
18 If a project of public works extends into more than one area, the department shall
19 determine only one standard of prevailing wage rates for the entire project.

20 (av) In determining prevailing wage rates under par. (am) or (ar), the
21 department may not use data from projects that are subject to this section, s. 103.49
22 or 103.50, or 40 USC 3142 unless the department determines that there is
23 insufficient wage data in the area to determine those prevailing wage rates, in which
24 case the department may use data from projects that are subject to this section, s.
25 103.49 or 103.50, or 40 USC 3142. In determining prevailing wage rates under par.

1 (am) or (ar), the department may not use data from any construction work that is
2 performed by a local governmental unit or a state agency.

3 (bm) Any person may request a recalculation of any portion of an initial
4 determination within 30 days after the initial determination date if the person
5 submits evidence with the request showing that the prevailing wage rate for any
6 given trade or occupation included in the initial determination does not represent the
7 prevailing wage rate for that trade or occupation in the area. The evidence shall
8 include wage rate information reflecting work performed by individuals working in
9 the contested trade or occupation in the area during the current survey period. The
10 department shall affirm or modify the initial determination within 15 days after the
11 date on which the department receives the request for recalculation.

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

1 (dm) A local governmental unit that is subject to this section shall include a
2 reference to the prevailing wage rates determined by the department and to the
3 prevailing hours of labor in the notice published for the purpose of securing bids for
4 the project of public works. Except as otherwise provided in this paragraph, if any
5 contract or subcontract for a project of public works is entered into, the prevailing
6 wage rates determined by the department and the prevailing hours of labor shall be
7 physically incorporated into and made a part of the contract or subcontract. For a
8 minor subcontract, as determined by the department, the department shall
9 prescribe by rule the method of notifying the minor subcontractor of the prevailing
10 wage rates and prevailing hours of labor applicable to the minor subcontract. The
11 prevailing wage rates and prevailing hours of labor applicable to a contract or
12 subcontract may not be changed during the time that the contract or subcontract is
13 in force.

14 (e) No contractor, subcontractor, or contractor or subcontractor's agent that is
15 subject to this section may do any of the following:

16 1. Pay an individual performing the work described in sub. (4) less than the
17 prevailing wage rate in the same or most similar trade or occupation determined
18 under this subsection.

19 2. Allow an individual performing the work described in sub. (4) to work a
20 greater number of hours per day or per week than the prevailing hours of labor,
21 unless the contractor, subcontractor, or contractor or subcontractor's agent pays the
22 individual for all hours worked in excess of the prevailing hours of labor at a rate of
23 at least 1.5 times the individual's hourly basic rate of pay.

24 **(4) COVERED EMPLOYEES.** (a) Subject to par. (b), any person subject to this
25 section shall pay all of the following employees the prevailing wage rate determined

1 under sub. (3) and may not allow such employees to work a greater number of hours
2 per day or per week than the prevailing hours of labor, unless the person pays the
3 employee for all hours worked in excess of the prevailing hours of labor at a rate of
4 at least 1.5 times the employee's hourly basic rate of pay:

5 1. All laborers, workers, mechanics, and truck drivers employed on the site of
6 a project of public works that is subject to this section.

7 2. All laborers, workers, mechanics, and truck drivers employed in the
8 manufacturing or furnishing of materials, articles, supplies, or equipment on the site
9 of a project of public works that is subject to this section or from a facility dedicated
10 exclusively, or nearly so, to a project of public works that is subject to this section by
11 a contractor, subcontractor, agent, or other person performing any work on the site
12 of the project.

13 (b) A laborer, worker, mechanic, or truck driver who is employed to process,
14 manufacture, pick up, or deliver materials or products from a commercial
15 establishment that has a fixed place of business from which the establishment
16 supplies processed or manufactured materials or products or from a facility that is
17 not dedicated exclusively, or nearly so, to a project of public works that is subject to
18 this section is not entitled to receive the prevailing wage rate determined under sub.
19 (3) or to receive at least 1.5 times his or her hourly basic rate of pay for all hours
20 worked in excess of the prevailing hours of labor unless any of the following applies:

21 1. The laborer, worker, mechanic, or truck driver is employed to go to the source
22 of mineral aggregate such as sand, gravel, or stone and deliver that mineral
23 aggregate to the site of a project of public works that is subject to this section by
24 depositing the material directly in final place, from the transporting vehicle or
25 through spreaders from the transporting vehicle.

1 2. The laborer, worker, mechanic, or truck driver is employed to go to the site
2 of a project of public works that is subject to this section, pick up excavated material
3 or spoil from the site of the project, and transport that excavated material or spoil
4 away from the site of the project.

5 (c) A person subject to this section shall pay a truck driver who is an
6 owner-operator of a truck separately for his or her work and for the use of his or her
7 truck.

8 **(5) NONAPPLICABILITY.** This section does not apply to any of the following:

9 (a) A single-trade project of public works for which the estimated project cost
10 of completion is less than \$48,000, a multiple-trade project of public works for which
11 the estimated project cost of completion is less than \$100,000, or, in the case of a
12 multiple-trade project of public works erected, constructed, repaired, remodeled, or
13 demolished by a private contractor for a city or village having a population of less
14 than 2,500 or for a town, a multiple-trade project of public works for which the
15 estimated project cost of completion is less than \$234,000.

16 (b) Work performed on a project of public works for which the local
17 governmental unit contracting for the project is not required to compensate any
18 contractor, subcontractor, contractor's or subcontractor's agent, or individual for
19 performing the work.

20 (c) Minor service or maintenance work, warranty work, or work under a supply
21 and installation contract.

22 (f) A project of public works involving the erection, construction, repair,
23 remodeling, or demolition of a residential property containing 2 dwelling units or
24 less.

1 (g) A road, street, bridge, sanitary sewer, or water main project that is a part
2 of a development in which not less than 90 percent of the lots contain or will contain
3 2 dwelling units or less, as determined by the local governmental unit at the time of
4 approval of the development, and that, on completion, is acquired by, or dedicated to,
5 a local governmental unit, including under s. 236.13 (2), for ownership or
6 maintenance by the local governmental unit.

7 (8) POSTING. A local governmental unit that has contracted for a project of
8 public works shall post the prevailing wage rates determined by the department, the
9 prevailing hours of labor, and the provisions of subs. (10) (a) and (11) (a) in at least
10 one conspicuous place on the site of the project that is easily accessible by employees
11 working on the project, or, if there is no common site on the project, at the place
12 normally used by the local governmental unit to post public notices.

13 (9) COMPLIANCE. (a) When the department finds that a local governmental unit
14 has not requested a determination under sub. (3) (am) or that a local governmental
15 unit, contractor, or subcontractor has not physically incorporated a determination
16 into a contract or subcontract as required under this section or has not notified a
17 minor subcontractor of a determination in the manner prescribed by the department
18 by rule promulgated under sub. (3) (dm), the department shall notify the local
19 governmental unit, contractor, or subcontractor of the noncompliance and shall file
20 the determination with the local governmental unit, contractor, or subcontractor
21 within 30 days after the notice.

22 (b) Upon completion of a project of public works and before receiving final
23 payment for his or her work on the project, each agent or subcontractor shall furnish
24 the contractor with an affidavit stating that the agent or subcontractor has complied

1 fully with the requirements of this section. A contractor may not authorize final
2 payment until the affidavit is filed in proper form and order.

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

18 **(10) RECORDS; INSPECTION; ENFORCEMENT.** (a) Each contractor, subcontractor, or
19 contractor's or subcontractor's agent that performs work on a project of public works
20 that is subject to this section shall keep full and accurate records clearly indicating
21 the name and trade or occupation of every individual performing the work described
22 in sub. (4) and an accurate record of the number of hours worked by each of those
23 individuals and the actual wages paid for the hours worked.

24 (b) The department or the contracting local governmental unit may demand
25 and examine, and every contractor, subcontractor, and contractor's or

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

8 (c) If requested by any person, the department shall inspect the payroll records
9 of any contractor, subcontractor, or agent performing work on a project of public
10 works that is subject to this section as provided in this paragraph to ensure
11 compliance with this section. On receipt of such a request, the department shall
12 request that the contractor, subcontractor, or agent submit to the department a
13 certified record of the information specified in par. (a), other than personally
14 identifiable information relating to an employee of the contractor, subcontractor, or
15 agent, for no longer than a 4-week period. The department may request that a
16 contractor, subcontractor, or agent submit those records no more than once per
17 calendar quarter for each project of public works on which the contractor,
18 subcontractor, or agent is performing work. The department may not charge a
19 requester a fee for obtaining that information. Certified records submitted to the
20 department under this paragraph are open for public inspection and copying under
21 s. 19.35 (1).

22 (d) Section 103.005 (5) (f), (11), (12), and (13) applies to this section, except that
23 s. 103.005 (12) (a) does not apply to a person who fails to provide any information to
24 the department to assist the department in determining prevailing wage rates under
25 sub. (3) (am) or (ar). Section 111.322 (2m) applies to discharge and other

1 discriminatory acts arising in connection with any proceeding under this section,
2 including proceedings under sub. (11) (a).

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

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

19 3. In addition to or in lieu of recovering the liability specified in subd. 1. as
20 provided in subd. 2., any employee for and on behalf of that employee and other
21 employees similarly situated may commence an action to recover that liability in any
22 court of competent jurisdiction. If the court finds that a contractor, subcontractor,
23 or contractor's or subcontractor's agent has failed to pay the prevailing wage rate
24 determined by the department under sub. (3) or has paid less than 1.5 times the
25 hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor,

1 the court shall order the contractor, subcontractor, or agent to pay to any affected
2 employee the amount of his or her unpaid wages or his or her unpaid overtime
3 compensation and an additional amount equal to 100 percent of the amount of those
4 unpaid wages or that unpaid overtime compensation as liquidated damages.

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

10 (b) 1. Except as provided in subds. 2., 4., and 6., any contractor, subcontractor,
11 or contractor's or subcontractor's agent who violates this section may be fined not
12 more than \$200 or imprisoned for not more than 6 months or both. Each day that
13 any violation continues is a separate offense.

14 2. Whoever induces any individual who seeks to be or is employed on any
15 project of public works that is subject to this section to give up, waive, or return any
16 part of the wages to which the individual is entitled under the contract governing the
17 project, or who reduces the hourly basic rate of pay normally paid to an individual
18 for work on a project that is not subject to this section during a week in which the
19 individual 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 3. Any individual employed on a project of public works that is subject to this
24 section who knowingly allows a contractor, subcontractor, or contractor's or
25 subcontractor's agent to pay him or her less than the prevailing wage rate set forth

1 in the contract governing the project, who gives up, waives, or returns any part of the
2 compensation to which he or she is entitled under the contract, or who gives up,
3 waives, or returns any part of the compensation to which he or she is normally
4 entitled for work on a project that is not subject to this section during a week in which
5 the individual works both on a project of public works that is subject to this section
6 and on a project that is not subject to this section, is guilty of an offense under s.
7 946.15 (2).

8 4. Whoever induces any individual who seeks to be or is employed on any
9 project of public works that is subject to this section to allow any part of the wages
10 to which the individual is entitled under the contract governing the project to be
11 deducted from the individual's pay is guilty of an offense under s. 946.15 (3), unless
12 the deduction would be allowed under 29 CFR 3.5 or 3.6 from an individual who is
13 working on a project that is subject to 40 USC 3142.

14 5. Any individual who is employed on a project of public works that is subject
15 to this section who knowingly allows any part of the wages to which he or she is
16 entitled under the contract governing the project to be deducted from his or her pay
17 is guilty of an offense under s. 946.15 (4), unless the deduction would be allowed
18 under 29 CFR 3.5 or 3.6 from an individual who is working on a project that is subject
19 to 40 USC 3142.

20 6. Subdivision 1. does not apply to any person who fails to provide any
21 information to the department to assist the department in determining prevailing
22 wage rates under sub. (3) (am) or (ar).

23 **(12) DEPARTMENT.** (a) Except as provided under pars. (b) and (c), the department
24 shall notify any local governmental unit applying for a determination under sub. (3)
25 of the names of all persons that the department has found to have failed to pay the

1 prevailing wage rate determined under sub. (3) or has found to have paid less than
2 1.5 times the hourly basic rate of pay for all hours worked in excess of the prevailing
3 hours of labor at any time in the preceding 3 years. The department shall include
4 with each name the address of the person and shall specify when the person failed
5 to pay the prevailing wage rate and when the person paid less than 1.5 times the
6 hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor.
7 A local governmental unit may not award any contract to the person unless otherwise
8 recommended by the department or unless 3 years have elapsed from the date the
9 department issued its findings or the date of final determination by a court of
10 competent jurisdiction, whichever is later.

11 (b) The department may not include in a notification under par. (a) the name
12 of any person on the basis of having subcontracted a contract for a project of public
13 works to a person that the department has found to have failed to pay the prevailing
14 wage rate determined under sub. (3) or has found to have paid less than 1.5 times
15 the hourly basic rate of pay for all hours worked in excess of the prevailing hours of
16 labor.

17 (c) This subsection does not apply to any contractor, subcontractor, or agent
18 who in good faith commits a minor violation of this section, as determined on a
19 case-by-case basis through administrative hearings with all rights to due process
20 afforded to all parties or who has not exhausted or waived all appeals.

21 (d) Any person submitting a bid or negotiating a contract on a project of public
22 works that is subject to this section shall, on the date the person submits the bid or
23 negotiates the contract, identify any construction business in which the person, or
24 a shareholder, officer, or partner of the person, if the person is a business, owns, or
25 has owned at least a 25 percent interest on the date the person submits the bid or

1 negotiates the contract or at any other time within 3 years preceding the date the
2 person submits the bid or negotiates the contract, if the business has been found to
3 have failed to pay the prevailing wage rate determined under sub. (3) or to have paid
4 less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
5 prevailing hours of labor.

6 (e) The department shall promulgate rules to administer this subsection.

7 **SECTION 1206.** 66.1001 (2g) of the statutes is created to read:

8 66.1001 (2g) CONSIDERATION OF CLIMATE CHANGE. In preparing or updating a
9 comprehensive plan, a local governmental unit shall consider, to the extent
10 practicable, the effects of climate change with regard to each of the elements under
11 sub. (2).

12 **SECTION 1207.** 66.10012 of the statutes is created to read:

13 **66.10012 Workforce housing. (1) DEFINITIONS.** In this section:

14 (a) “Housing agency” means the Wisconsin Housing and Economic
15 Development Authority, the Wisconsin Economic Development Corporation, or the
16 department of administration.

17 (b) “Housing grant” means any grant administered by a housing agency that
18 relates to housing.

19 (c) “Political subdivision” means any city, village, town, or county.

20 (d) “Workforce housing” means housing to which all of the following apply, as
21 adjusted for family size and the county in which the household is located, based on
22 the county’s 5-year average median income and housing costs as calculated by the
23 U.S. bureau of the census in its American community survey:

24 1. The housing costs a household no more than 30 percent of the household’s
25 gross median income.

1 2. The residential units are for initial occupancy by individuals whose
2 household median income is no more than 120 percent of the county's gross median
3 income.

4 **(2) HOUSING INITIATIVES.** (a) Subject to par. (b), to implement a workforce
5 housing initiative, a political subdivision may enact an ordinance, adopt a resolution,
6 or put into effect a policy to accomplish any of the following:

7 1. Reduce by at least 10 percent the processing time for all permits related to
8 workforce housing.

9 2. Reduce by at least 10 percent the cost of impact fees that a political
10 subdivision may impose on developments that include workforce housing units.

11 3. Reduce by at least 10 percent the parking requirements for developments
12 that include workforce housing units.

13 4. Increase by at least 10 percent the allowable zoning density for developments
14 that include workforce housing units.

15 5. Establish a mixed-use tax incremental financing district with at least 20
16 percent of the housing units to be used for workforce housing.

17 6. Demonstrate compliance with a housing affordability report under s.
18 66.10013.

19 7. Rehabilitate at least 5 dwelling units of existing, uninhabitable housing
20 stock into habitable workforce housing.

21 8. Modify existing zoning ordinances to allow for the development of workforce
22 housing in areas zoned for commercial or mixed-use development, or in areas near
23 employment centers or major transit corridors.

24 9. Extend the life of a tax incremental district under s. 66.1105 (6) (g) 1.

1 10. Reduce by at least 10 percent the cost of roads for developments that include
2 workforce housing units.

3 11. Implement any other initiative to address the workforce housing needs of
4 the political subdivision.

5 (b) After a political subdivision completes one of the actions specified in par. (a),
6 the initiative shall be considered in effect once the political subdivision submits to
7 the department of administration a written explanation of how the action complies
8 with the workforce housing initiative and posts the explanation on the political
9 subdivision's Internet site.

10 (c) Once a political subdivision's action takes effect under par. (b), its workforce
11 housing initiative remains in effect for 5 years. A political subdivision may put into
12 effect more than one of the workforce housing initiatives under par. (a). After June
13 30, 2021, if a political subdivision has in effect at the same time at least 3 of the
14 workforce housing initiatives under par. (a), a housing agency shall give priority to
15 housing grant applications from, or that relate to a project in, the political
16 subdivision.

17 **SECTION 1208.** 66.1010 of the statutes is repealed.

18 **SECTION 1209.** 66.1011 (1) of the statutes is amended to read:

19 66.1011 (1) DECLARATION OF POLICY. The right of all persons to have equal
20 opportunities for housing regardless of their sex, race, color, disability, as defined in
21 s. 106.50 (1m) (g), sexual orientation, as defined in s. 111.32 (13m), religion, national
22 origin, marital status, family status, as defined in s. 106.50 (1m) (k), status as a
23 victim of domestic abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u),
24 status as a holder or nonholder of a license under s. 343.03 (3r), lawful source of
25 income, age, or ancestry is a matter both of statewide concern under ss. 101.132 and

1 106.50 and also of local interest under this section and s. 66.0125. The enactment
2 of ss. 101.132 and 106.50 by the legislature does not preempt the subject matter of
3 equal opportunities in housing from consideration by political subdivisions, and does
4 not exempt political subdivisions from their duty, nor deprive them of their right, to
5 enact ordinances that prohibit discrimination in any type of housing solely on the
6 basis of an individual being a member of a protected class.

7 **SECTION 1210.** 66.1105 (2) (ab) of the statutes is renumbered 66.1105 (2) (n)
8 (intro.) and amended to read:

9 66.1105 (2) (n) (intro.) “Affordable Workforce housing” means housing that
10 ~~costs a household no more than 30 percent of the household’s gross monthly income.~~
11 to which all of the following apply, as adjusted for family size and the county in which
12 the household is located, based on the county’s 5-year average median income and
13 housing costs as calculated by the U.S. bureau of the census in its American
14 community survey:

15 **SECTION 1211.** 66.1105 (2) (cm) of the statutes is renumbered 66.1105 (2) (cm)
16 (intro.) and amended to read:

17 66.1105 (2) (cm) (intro.) “Mixed-use development” means development that
18 contains a combination of industrial, commercial, or residential uses, except that
19 lands proposed for newly platted residential use, as shown in the project plan, may
20 not exceed ~~35~~ either of the following:

21 1. Thirty-five percent, by area, of the real property within the district.

22 **SECTION 1212.** 66.1105 (2) (cm) 2. of the statutes is created to read:

23 66.1105 (2) (cm) 2. Sixty percent, by area, of the real property within the
24 district, if the newly platted residential use that exceeds 35 percent is used solely for
25 workforce housing.

1 **SECTION 1213.** 66.1105 (2) (n) 1. of the statutes is created to read:

2 66.1105 (2) (n) 1. The housing costs a household no more than 30 percent of the
3 household's gross median income.

4 **SECTION 1214.** 66.1105 (2) (n) 2. of the statutes is created to read:

5 66.1105 (2) (n) 2. The residential units are for initial occupancy by individuals
6 whose household median income is no more than 120 percent of the county's gross
7 median income.

8 **SECTION 1215.** 66.1105 (6) (am) 2. n. of the statutes is created to read:

9 66.1105 (6) (am) 2. n. Expenditures for project costs for Tax Incremental
10 District Number 2 in the city of Wisconsin Dells. Such expenditures may be made
11 through November 2026.

12 **SECTION 1216.** 66.1105 (6) (am) 2. o. of the statutes is created to read:

13 66.1105 (6) (am) 2. o. Expenditures for project costs for Tax Incremental
14 District Number 3 in the city of Wisconsin Dells. Such expenditures may be made
15 through May 2040.

16 **SECTION 1217.** 66.1105 (6) (g) 1. (intro.) of the statutes is amended to read:

17 66.1105 (6) (g) 1. (intro.) After the date on which a tax incremental district
18 created by a city pays off the aggregate of all of its project costs, and notwithstanding
19 the time at which such a district would otherwise be required to terminate under sub.
20 (7), a city may extend the life of the district for ~~one year~~ 3 years if the city does all
21 of the following:

22 **SECTION 1218.** 66.1105 (6) (g) 1. a. of the statutes is amended to read:

23 66.1105 (6) (g) 1. a. The city adopts a resolution extending the life of the district
24 for a specified number of months. The resolution shall specify how the city intends

1 to ~~improve its~~ increase the number of affordable and workforce housing stock units,
2 as required in subd. 3.

3 **SECTION 1219.** 66.1105 (6) (g) 3. of the statutes is amended to read:

4 66.1105 **(6)** (g) 3. If a city receives tax increments as described in subd. 2., the
5 city shall use ~~at least 75 percent of the increments received to benefit affordable~~
6 ~~housing in the city. The remaining portion of the increments shall be used by the city~~
7 ~~to improve the city's~~ increase the number of the city's affordable and workforce
8 housing stock units.

9 **SECTION 1220.** 66.1201 (2m) of the statutes is amended to read:

10 66.1201 **(2m)** DISCRIMINATION. Persons otherwise entitled to any right, benefit,
11 facility, or privilege under ss. 66.1201 to 66.1211 may not be denied the right, benefit,
12 facility, or privilege in any manner for any purpose nor be discriminated against
13 because of sex, race, color, creed, national origin, sexual orientation, status as a
14 victim of domestic abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u),
15 or national origin status as a holder or nonholder of a license under s. 343.03 (3r).

16 **SECTION 1221.** 66.1213 (3) of the statutes is amended to read:

17 66.1213 **(3)** DISCRIMINATION. Persons otherwise entitled to any right, benefit,
18 facility, or privilege under this section may not be denied the right, benefit, facility,
19 or privilege in any manner for any purpose nor be discriminated against because of
20 sex, race, color, creed, national origin, sexual orientation, status as a victim of
21 domestic abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u), or
22 national origin status as a holder or nonholder of a license under s. 343.03 (3r).

23 **SECTION 1222.** 66.1301 (2m) of the statutes is amended to read:

24 66.1301 **(2m)** DISCRIMINATION. Persons entitled to any right, benefit, facility,
25 or privilege under ss. 66.1301 to 66.1329 may not be denied the right, benefit, facility,

1 or privilege in any manner for any purpose nor be discriminated against because of
2 sex, race, color, creed, national origin, sexual orientation, status as a victim of
3 domestic abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u), or
4 national origin status as a holder or nonholder of a license under s. 343.03 (3r).

5 **SECTION 1223.** 66.1305 (1) (h) of the statutes is amended to read:

6 66.1305 (1) (h) Dissolve without obtaining the approval of the local governing
7 body, which may be given upon conditions deemed necessary or appropriate to the
8 protection of the interest of the city in the proceeds of the sale of the real property
9 as to any property or work turned into the development by the city. The approval
10 shall be endorsed on the certificate of dissolution and the certificate may not be filed
11 in the office of the secretary of state administration in the absence of the
12 endorsement.

13 **SECTION 1224.** 66.1333 (3) (e) 2. of the statutes is amended to read:

14 66.1333 (3) (e) 2. Persons otherwise entitled to any right, benefit, facility, or
15 privilege under this section may not be denied the right, benefit, facility, or privilege
16 in any manner for any purpose nor be discriminated against because of sex, race,
17 color, creed, national origin, sexual orientation, status as a victim of domestic abuse,
18 sexual assault, or stalking, as defined in s. 106.50 (1m) (u), or national origin status
19 as a holder or nonholder of a license under s. 343.03 (3r).

20 **SECTION 1225.** 67.04 (5) (b) 5. of the statutes is created to read:

21 67.04 (5) (b) 5. To replace revenue lost due to a disaster or public health
22 emergency declared by the governor under s. 323.10 or by the county board under s.
23 323.11.

24 **SECTION 1226.** 67.045 (1) (i) of the statutes is created to read:

1 67.045 (1) (i) The county board adopts a resolution stating that the debt is
2 issued to replace revenue lost due to a disaster or public health emergency declared
3 by the governor under s. 323.10 or by the county board under s. 323.11. The
4 resolution shall specify the amount of revenue lost, or expected to be lost, due to
5 effects related to the disaster or public health emergency, and a certified copy of the
6 resolution shall be sent to the department of administration. The county may not
7 issue the debt in an amount that exceeds the amount specified by the department of
8 administration under sub. (2) (c), and the debt may not be for a term that exceeds 10
9 years.

10 **SECTION 1227.** 67.045 (2) (c) of the statutes is created to read:

11 67.045 (2) (c) 1. Following receipt of a certified resolution under sub. (1) (i), the
12 department of administration shall determine, based on the resolution and all other
13 available information, the appropriate amount of bonding that a county may issue
14 pursuant to sub. (1) (i). The department shall notify the county of its determination
15 as soon as practicable.

16 2. The department of administration shall promulgate any administrative
17 rules it believes are necessary to administer this paragraph.

18 **SECTION 1228.** 67.10 (3) of the statutes is amended to read:

19 67.10 (3) BORROWED MONEY FUND, SOURCE AND USE. All borrowed money Each
20 municipality that issues municipal obligations under this chapter shall establish
21 and maintain, separate and distinct from all other funds, a borrowed money fund.
22 The fund may include a separate account for each municipal obligation issue. Except
23 as provided under s. 67.11, all proceeds of municipal obligations issued under this
24 chapter shall be paid into the treasury of the municipality borrowing it, issuing the
25 obligations and shall be entered in an account separate and distinct from all other

1 ~~funds, disbursements a borrowed money fund. Except as provided under s. 67.11,~~
2 ~~disbursements~~ charged thereto ~~to the borrowed money fund~~ shall be solely for the
3 purpose for which it was borrowed and for no other purpose, except as provided by
4 s. 67.11, but the municipal obligations were issued, including the reimbursement of
5 a temporary advance from other funds of the municipality or the repayment of a
6 temporary loan by the municipality if such the advance or loan has been made in
7 anticipation of the ~~borrowed money~~ receipt of the proceeds of municipal obligations
8 and for the same purpose, and such disbursements. Disbursements charged to the
9 borrowed money fund shall be only upon orders or warrants charged to said the fund
10 and expressing the purpose for which they are drawn. Money in the borrowed money
11 fund may be temporarily invested as provided in s. 66.0603 (1m).

12 **SECTION 1229.** 67.11 (1) (c) of the statutes is created to read:

13 67.11 (1) (c) Any accrued interest received as part of the purchase price for the
14 municipal obligations.

15 **SECTION 1230.** 67.11 (1) (d) of the statutes is amended to read:

16 67.11 (1) (d) ~~The~~ To the extent provided in a resolution authorizing the
17 municipal obligations, the premium, if any, for which the municipal obligations have
18 been sold above par value and accrued interest.

19 **SECTION 1231.** 67.12 (12) (a) of the statutes is amended to read:

20 67.12 (12) (a) Any municipality may issue promissory notes as evidence of
21 indebtedness for any public purpose, as defined in s. 67.04 (1) (b), including but not
22 limited to paying any general and current municipal expense, and refunding any
23 municipal obligations, including interest on them. Each note, plus interest if any,
24 shall be repaid within 10 years after the original date of the note, except that notes
25 issued under this section for purposes of ss. 119.498, 281.58, 281.59, ~~281.60~~, 281.61,

1 and 292.72 and s. 281.60, 2019 stats., issued to raise funds to pay a portion of the
2 capital costs of a metropolitan sewerage district, or issued by a 1st class city or a
3 county having a population of 750,000 or more, to pay unfunded prior service liability
4 with respect to an employee retirement system, shall be repaid within 20 years after
5 the original date of the note.

6 **SECTION 1232.** 67.12 (12) (h) of the statutes is amended to read:

7 67.12 (12) (h) Paragraph (e) 2. does not apply to borrowing by the school board
8 of a school district created by a reorganization under s. 117.105, or by the school
9 board from which territory is detached to create a school district under s. 117.105,
10 for the purpose of financing any assets or liabilities apportioned to the school district
11 or assets apportioned to another school district under s. 117.105 (1m), or (2m), ~~or~~
12 (4m).

13 **SECTION 1233.** 69.03 (15) of the statutes is amended to read:

14 69.03 (15) Periodically provide to each county child support agency under s.
15 59.53 (5) a list of names and, notwithstanding s. 69.20 (2) (a), addresses of registrants
16 who reside in that county for whom ~~no father's~~ only one parent's name has been
17 inserted on the registrant's birth record within 6 months of birth.

18 **SECTION 1234.** 69.11 (4) (b) of the statutes is amended to read:

19 69.11 (4) (b) The state registrar may amend an item on a birth record that
20 affects information about the name, sex, date of birth, place of birth, parent's name,
21 or parent's marital status ~~of the mother~~ if 365 days have elapsed since the occurrence
22 of the event that is the subject of the birth record, if the amendment is at the request
23 of a person with a direct and tangible interest in the record and is in the manner
24 prescribed by the state registrar, and if the amendment is accompanied by 2 items
25 of documentary evidence from early childhood that are sufficient to prove that the

1 item to be changed is in error and by the affidavit of the person requesting the
2 amendment. A change in the marital status on the birth record may be made under
3 this paragraph only if the marital status is inconsistent with information ~~concerning~~
4 ~~the father or husband~~ that appears on the birth record. This paragraph may not be
5 used to add to or delete from a birth record the name of a parent, to change the
6 identity of a parent named on the birth record, or to effect a name change prohibited
7 under s. 301.47.

8 **SECTION 1235.** 69.12 (5) of the statutes is amended to read:

9 69.12 (5) A change in the marital status on the record of birth may be requested
10 under this section only if the marital status is inconsistent with ~~father or husband~~
11 information appearing on the birth record. This section may not be used to add or
12 delete the name of a parent on the record of birth or change the identity of either
13 parent named on the birth record.

14 **SECTION 1236.** 69.13 (2) (b) 4. of the statutes is amended to read:

15 69.13 (2) (b) 4. If relevant to the correction sought, a certified copy of a marriage
16 document, divorce or annulment record, or a final divorce decree that indicates that
17 the mother was not married to the person listed as her ~~husband~~ spouse at any time
18 during the pregnancy, a legal name change order, or any other legal document that
19 clarifies the disputed information.

20 **SECTION 1237.** 69.14 (1) (c) 4. of the statutes is amended to read:

21 69.14 (1) (c) 4. In the absence of a person under subds. 1. to 3., the ~~father or~~
22 mother, father, or mother's spouse, or in the absence of the father or the mother's
23 spouse and the inability of the mother, the person responsible for the premises where
24 the birth occurs.

25 **SECTION 1238.** 69.14 (1) (e) (title) and 1. of the statutes are amended to read:

1 69.14 (1) (e) (title) *Father's Spouse's or father's name.* 1. If Except as provided
2 in par. (h), if the mother of a registrant under this section was married at any time
3 from the conception to the birth of the registrant, the name of the husband spouse
4 of the mother shall be entered on the birth record as the a legal father parent of the
5 registrant. The name of the father parent entered under this subdivision may not
6 be changed except by a proceeding under ch. 767.

7 **SECTION 1239.** 69.14 (1) (f) 1. of the statutes is amended to read:

8 69.14 (1) (f) 1. a. Except as provided under subd. 1. b., if the mother of a
9 registrant of a birth record under this section is married ~~to the father of the~~
10 ~~registrant~~ at any time from the conception to the birth of the registrant, the given
11 name and surname ~~which~~ that the mother ~~and father~~ of the registrant and her
12 spouse enter for the registrant on the birth record shall be the given name and
13 surname filed and registered on the birth record.

14 b. If the mother of a registrant of a birth record under this section is married
15 ~~to the father of the registrant~~ at any time from the conception to the birth of the
16 registrant and the mother is separated or divorced ~~from the father of the registrant~~
17 at the time of birth, the given name and surname ~~which~~ that the parent of the
18 registrant with actual custody enters for the registrant on the birth record shall be
19 the given name and surname filed and registered on the birth record, except that if
20 a court has granted legal custody of the registrant, the given name and surname
21 ~~which~~ that the person with legal custody enters for the registrant on the birth record
22 shall be the given name and surname filed and registered on the birth record.

23 c. If the mother of a registrant of a birth record under this section is not married
24 ~~to the father of the registrant~~ at any time from the conception to the birth of the
25 registrant, the given name and surname ~~which~~ that the mother of the registrant

1 enters for the registrant on the birth record shall be the given name and surname
2 filed and registered on the birth record, except that if a court has granted legal
3 custody of the registrant, the given name and surname ~~which~~ that the person with
4 legal custody enters for the registrant on the birth record shall be the given name and
5 surname filed and registered on the birth record.

6 **SECTION 1240.** 69.14 (1) (g) of the statutes is amended to read:

7 69.14 (1) (g) *Birth by artificial insemination.* If the registrant of a birth record
8 under this section is born as a result of artificial insemination under the
9 requirements of s. 891.40, the ~~husband~~ spouse of the ~~woman~~ person inseminated
10 shall be considered the father a parent of the registrant on the birth record. ~~If the~~
11 ~~registrant is born as a result of artificial insemination which does not satisfy the~~
12 ~~requirements of s. 891.40, the information about the father of the registrant shall be~~
13 ~~omitted from the registrant's birth record.~~

14 **SECTION 1241.** 69.14 (2) (b) 2. d. of the statutes is amended to read:

15 69.14 (2) (b) 2. d. The full name of the father or the mother's spouse, except that
16 if the mother was not married at the time of conception or birth or between conception
17 and birth of the registrant, the name of the father may not be entered except as
18 provided under s. 69.15 (3).

19 **SECTION 1242.** 69.15 (1) of the statutes is amended to read:

20 69.15 (1) BIRTH RECORD INFORMATION CHANGES. The state registrar may change
21 information on a birth record registered in this state which was correct at the time
22 the birth record was filed under a court or administrative order issued in this state,
23 in another state or in Canada or under the valid order of a court of any federally
24 recognized Indian tribe, band, or nation if all of the following occur:

1 (a) The order provides for an adoption, name change, or name change with sex
2 change or establishes paternity; ~~and or parentage.~~

3 (b) A clerk of court or, for a paternity or parentage action, a clerk of court or
4 county child support agency under s. 59.53 (5), sends the state registrar a certified
5 report of an order of a court in this state in the method prescribed by the state
6 registrar or, in the case of any other order, the state registrar receives a certified copy
7 of the order and the proper fee under s. 69.22.

8 **SECTION 1243.** 69.15 (3) (title) and (a) (intro.), 1., 2. and 3. of the statutes are
9 amended to read:

10 69.15 (3) (title) ~~PATERNITY~~ PARENTAGE. (a) (intro.) If the state registrar receives
11 an order under sub. (1) that establishes paternity or determines that the ~~man~~ person
12 whose name appears on a registrant's birth record is not the ~~father~~ parent of the
13 registrant, or a report under s. 767.804 (1) (c) that shows a conclusive determination
14 of paternity, the state registrar shall do the following, as appropriate:

15 1. Prepare under sub. (6) a new record omitting the ~~father's~~ parent's name if
16 the order determines that the ~~man~~ person whose name appears on a registrant's
17 birth record is not the ~~father~~ parent of the registrant and if there is no adjudicated
18 father.

19 2. Prepare under sub. (6) a new record for the subject of a paternity action
20 changing the name of the ~~father~~ parent if the name of the adjudicated father is
21 different than the name of the ~~man~~ person on the birth record.

22 3. Except as provided under subd. 4., insert the name of the adjudicated or
23 conclusively determined father on the original birth record if the name of ~~the father~~
24 that parent was omitted on the original record.

1 **SECTION 1244.** 69.15 (3) (b) 1., 2., 3. and 4. (intro.), a. and b. of the statutes are
2 amended to read:

3 69.15 (3) (b) 1. Except as provided under par. (c), if the state registrar receives
4 a statement acknowledging ~~paternity~~ parentage in the manner prescribed by the
5 state registrar and signed by both of the ~~birth~~ natural parents of a child determined
6 to be a marital child under s. 767.803, a certified copy of the parents' marriage record,
7 and the fee required under s. 69.22 (5) (b) 1., the state registrar shall insert the name
8 of the ~~husband~~ spouse of the person who gave birth from the marriage record as the
9 ~~father~~ parent if the name of the ~~father~~ that parent was omitted on the original birth
10 record. The state registrar shall include for the acknowledgment the items in s.
11 767.813 (5g).

12 2. Except as provided under par. (c), if the parent of a child determined to be
13 a marital child under s. 767.803 dies after his or her marriage and before the
14 statement acknowledging ~~paternity~~ parentage has been signed, the state registrar
15 shall insert the name of the ~~father~~ parent under subd. 1. upon receipt of a court order
16 determining that the ~~husband~~ spouse was the ~~father~~ parent of the child.

17 3. Except as provided under par. (c), if the state registrar receives a statement
18 acknowledging ~~paternity~~ parentage in the method prescribed by the state registrar
19 and signed by both parents, neither of whom was under the age of 18 years when the
20 form was signed, along with the fee under s. 69.22, the state registrar shall insert the
21 name of the ~~father~~ parent under subd. 1. The state registrar shall mark the record
22 to show that the acknowledgement is on file. The acknowledgement shall be
23 available to the department of children and families or a county child support agency
24 under s. 59.53 (5) pursuant to the program responsibilities under s. 49.22 or to any
25 other person with a direct and tangible interest in the record. The state registrar

1 shall include on the acknowledgment the information in s. 767.805 and the items in
2 s. 767.813 (5g).

3 4. (intro.) If a registrant has not reached the age of 18 years and if any of the
4 following indicate, in a statement acknowledging ~~paternity~~ parentage under subd.
5 1. or 3., that the given name or surname, or both, of the registrant should be changed
6 on the birth record, the state registrar shall enter the name indicated on the birth
7 record without a court order:

8 a. ~~The mother of the~~ parent who gave birth to the registrant, except as provided
9 under subd. 4. b. and c.

10 b. ~~The father of~~ natural parent who did not give birth to the registrant if the
11 ~~father~~ that parent has legal custody of the registrant.

12 **SECTION 1245.** 69.15 (3) (b) 3m. of the statutes is created to read:

13 69.15 (3) (b) 3m. Except as provided in par. (c), if the state registrar receives
14 an acknowledgement of parentage on a form prescribed by the state registrar and
15 signed by both of the people presumed to be natural parents under s. 891.41 (1) (b),
16 a certified copy of the parents' marriage certificate, and the fee required under s.
17 69.22 (5) (b) 1., the state registrar shall insert the name of the spouse from the
18 marriage certificate as a parent if the name of that parent was omitted on the original
19 birth certificate.

20 **SECTION 1246.** 69.15 (3) (d) of the statutes is amended to read:

21 69.15 (3) (d) The method prescribed by the state registrar for acknowledging
22 ~~paternity~~ parentage shall require that the social security number of each of the
23 registrant's parents be provided.

24 **SECTION 1247.** 69.15 (3m) (title) and (a) (intro.) of the statutes are amended to
25 read:

1 69.15 (3m) (title) RESCISSION OF STATEMENT ACKNOWLEDGING PATERNITY
2 PARENTAGE. (a) (intro.) A statement acknowledging ~~paternity~~ parentage that is filed
3 with the state registrar under sub. (3) (b) 3. may be rescinded by either person who
4 signed the statement as a parent of the registrant if all of the following apply:

5 **SECTION 1248.** 69.15 (3m) (a) 3. and (b) of the statutes are amended to read:

6 69.15 (3m) (a) 3. The person rescinding the statement files a rescission in the
7 method prescribed under subd. 2. before the day on which a court or circuit court
8 commissioner makes an order in an action affecting the family involving the ~~man~~
9 person who signed the statement and the child who is the subject of the statement
10 or before 60 days elapse after the statement was filed, whichever occurs first.

11 (b) If the state registrar, within the time required under par. (a) 3., receives a
12 rescission in the method prescribed by the state registrar, along with the proper fee
13 under s. 69.22, the state registrar shall prepare under sub. (6) a new record omitting
14 the ~~father's parent's~~ name if it was inserted under sub. (3) (b).

15 **SECTION 1249.** 70.03 (1) of the statutes is amended to read:

16 70.03 (1) In chs. 70 to 76, 78, and 79, “real property,” “real estate,” and “land”
17 include not only the land itself but all buildings and, fixtures, improvements ~~thereon,~~
18 ~~and all fixtures and, leases,~~ rights, and privileges appertaining thereto, including
19 assets that cannot be taxed separately as real property, but are inextricably
20 intertwined with the real property, enable the real property to achieve its highest and
21 best use, and are transferable to future owners, except as provided in sub. (2) and
22 except that for the purpose of time-share property, as defined in s. 707.02 (32), real
23 property does not include recurrent exclusive use and occupancy on a periodic basis
24 or other rights, including, but not limited to, membership rights, vacation services,
25 and club memberships. In this subsection, “lease” means a right in real estate that

1 is related primarily to the property and not to the labor, skill, or business acumen of
2 the property owner or tenant. In this subsection, “highest and best use” has the
3 meaning given in s. 70.32 (1).

4 **SECTION 1250.** 70.11 (4) (a) 1m. of the statutes is created to read:

5 70.11 (4) (a) 1m. Property owned and used exclusively by a community health
6 center that receives a federal grant under 42 USC 254b, is exempt from federal
7 income taxation under section 501 (c) (3) of the Internal Revenue Code, and annually
8 treats at least 30,000 patients, but not exceeding 25 acres of land necessary for
9 location and convenience of buildings while such property is not used for profit.

10 **SECTION 1251.** 70.32 (1) of the statutes is amended to read:

11 70.32 (1) Real property shall be valued by the assessor in the manner specified
12 in the Wisconsin property assessment manual provided under s. 73.03 (2a) at its
13 highest and best use from actual view or from the best information that the assessor
14 can practicably obtain, at the full value which could ordinarily be obtained therefor
15 at private sale. In determining the value, the assessor shall consider recent
16 arm’s-length sales of the property to be assessed if according to professionally
17 acceptable appraisal practices those sales conform to recent arm’s-length sales of
18 reasonably comparable property; recent arm’s-length sales of reasonably
19 comparable property; and all factors that, according to professionally acceptable
20 appraisal practices, affect the value of the property to be assessed. In this subsection,
21 “arm’s-length sale” means a sale between a willing buyer and willing seller, neither
22 being under compulsion to buy or sell and each being familiar with the attributes of
23 the property sold. In this subsection, “highest and best use” means the specific
24 current use of the property or a higher use for which the property may be used as of
25 the current assessment date, if the property is marketable for that use and the use

1 is legally permissible, physically possible, not highly speculative, and financially
2 feasible and provides the highest net return. When the current use of a property is
3 the highest and best use of that property, value in the current use equals full market
4 value. In this subsection, “legally permissible” does not include a conditional use
5 that has not been granted as of the assessment date.

6 **SECTION 1252.** 70.32 (1b) of the statutes is created to read:

7 70.32 (1b) In determining the value of real property under sub. (1), the assessor
8 may consider, as part of the valuation under sub. (1), any lease provisions and actual
9 rent pertaining to a property and affecting its value, including the lease provisions
10 and rent associated with a sale and leaseback of the property, if all such lease
11 provisions and rent are the result of an arm’s-length transaction involving persons
12 who are not related in any of the ways specified under section 267 (b) of the Internal
13 Revenue Code for the year of the transaction. The assessor shall reconcile the results
14 of such consideration with the professionally acceptable appraisal practices
15 regarding reasonably comparable sales, the cost approach, and other methods
16 specified in the Wisconsin property assessment manual provided under s. 73.03 (2a).
17 In this subsection, an “arm’s-length transaction” means an agreement between
18 willing parties, neither being under compulsion to act and each being familiar with
19 the attributes of the property.

20 **SECTION 1253.** 70.32 (1d) of the statutes is created to read:

21 70.32 (1d) (a) To determine the value of property using generally accepted
22 appraisal methods, the assessor shall consider all of the following as comparable to
23 the property being assessed:

24 1. Sales or rentals of properties exhibiting the same or a similar highest and
25 best use with placement in the same real estate market segment.

1 2. Sales or rentals of properties that are similar to the property being assessed
2 with regard to age, condition, use, type of construction, location, design, physical
3 features, and economic characteristics, including similarities in occupancy and the
4 potential to generate rental income. For purposes of this subdivision, such
5 properties may be found locally, regionally, or nationally.

6 (b) For purposes of par. (a), a property is not comparable if any of the following
7 applies:

8 1. At or before the time of sale, the seller places any deed restriction on the
9 property that changes the highest and best use of the property, or prohibits
10 competition, so that it no longer qualifies as a comparable property under par. (a) 1.
11 or 2. and the property being assessed lacks such a restriction.

12 2. The property is dark property and the property being assessed is not dark
13 property. In this subdivision, “dark property” means property that is vacant or
14 unoccupied beyond the normal period for property in the same real estate market
15 segment. For purposes of this subdivision, what is considered vacant or unoccupied
16 beyond the normal period may vary depending on the property location.

17 (c) For purposes of par. (a), “highest and best use” has the meaning given in s.
18 70.32 (1).

19 (d) For purposes of par. (a), “real estate market segment” means a pool of
20 potential buyers and sellers that typically buy or sell properties similar to the
21 property being assessed, including potential buyers who are investors or
22 owner-occupants. For purposes of this paragraph, and depending on the type of
23 property being assessed, the pool of potential buyers and sellers may be found locally,
24 regionally, nationally, or internationally.

25 **SECTION 1254.** 70.995 (14) (b) of the statutes is amended to read:

1 70.995 (14) (b) If the department of revenue does not receive the fee imposed
2 on a municipality imposes a fee under par. (a) by ~~March 31 of each year on a~~
3 municipality, the department shall reduce ~~the~~ a distribution made to the
4 municipality under s. ~~79.02 (2) (b)~~ 79.02 (1) in the following year by the amount of
5 the fee. Any amount that is not able to be deducted from a distribution under s. 79.02
6 (1) shall be directly imposed upon the municipality.

7 **SECTION 1255.** 71.03 (2) (d) (title) of the statutes is amended to read:

8 71.03 (2) (d) (title) *Husband and wife Spouses joint filing.*

9 **SECTION 1256.** 71.03 (2) (d) 1. of the statutes is amended to read:

10 71.03 (2) (d) 1. Except as provided in subds. 2. and 3. and par. (e), ~~a husband~~
11 ~~and a wife~~ spouses may file a joint return for income tax purposes even though one
12 of the spouses has no gross income or no deductions.

13 **SECTION 1257.** 71.03 (2) (d) 2. of the statutes is amended to read:

14 71.03 (2) (d) 2. No joint return may be filed if either ~~the husband or wife~~ spouse
15 at any time during the taxable year is a nonresident alien, unless an election is in
16 effect for the taxable year under section 6013 (g) or (h) of the ~~internal revenue code~~
17 Internal Revenue Code.

18 **SECTION 1258.** 71.03 (2) (d) 3. of the statutes is amended to read:

19 71.03 (2) (d) 3. No joint return may be filed if the ~~husband and wife~~ spouses
20 have different taxable years, except that if their taxable years begin on the same day
21 and end on different days because of the death of either or both the joint return may
22 be filed with respect to the taxable year of each unless the surviving spouse remarries
23 before the close of his or her taxable year or unless the taxable year of either spouse
24 is a fractional part of a year under section 443 (a) (1) of the ~~internal revenue code~~
25 Internal Revenue Code.

1 **SECTION 1259.** 71.03 (2) (g) of the statutes is amended to read:

2 71.03 (2) (g) *Joint return following separate return.* Except as provided in par.
3 (i), if an individual has filed a separate return for a taxable year for which a joint
4 return could have been filed by the individual and the individual's spouse under par.
5 (d) or (e) and the time prescribed by law for timely filing the return for that taxable
6 year has expired, the individual and the individual's spouse may file a joint return
7 for that taxable year. A joint return filed by the ~~husband and wife~~ spouses under this
8 paragraph is their return for that taxable year, and all payments, credits, refunds
9 or other repayments made or allowed with respect to the separate return of each
10 spouse for that taxable year shall be taken into account in determining the extent
11 to which the tax based upon the joint return has been paid. If a joint return is filed
12 under this paragraph, any election, other than the election to file a separate return,
13 made by either spouse in that spouse's separate return for that taxable year with
14 respect to the treatment of any income, deduction or credit of that spouse may not
15 be changed in the filing of the joint return if that election would have been irrevocable
16 if the joint return had not been filed.

17 **SECTION 1260.** 71.03 (2) (m) 2. of the statutes is amended to read:

18 71.03 (2) (m) 2. If ~~a husband and wife~~ spouses change from a joint return to
19 separate returns within the time prescribed in subd. 1., the tax paid on the joint
20 return shall be allocated between them in proportion to the tax liability shown on
21 each separate return.

22 **SECTION 1261.** 71.03 (4) (a) of the statutes is amended to read:

23 71.03 (4) (a) Natural persons whose total income is not in excess of \$10,000 and
24 consists entirely of wages subject to withholding for Wisconsin tax purposes and not
25 more than \$200 total of dividends, interest and other wages not subject to Wisconsin

1 withholding, and who have elected the Wisconsin standard deduction and have not
2 claimed either the credit for homestead property tax relief or deductions for expenses
3 incurred in earning such income, shall, at their election, not be required to record on
4 their income tax returns the amount of the tax imposed on their Wisconsin taxable
5 income. Married persons shall be permitted this election only if the joint income of
6 the ~~husband and wife~~ spouses does not exceed \$10,000, if both report their incomes
7 on the same joint income tax return form, and if both make this election.

8 **SECTION 1262.** 71.05 (6) (a) 26. a. of the statutes is amended to read:

9 71.05 (6) (a) 26. a. To the extent that the receipt of such amounts by the owner
10 or beneficiary of the account results in a penalty as provided in 26 USC 529 (c) (6),
11 any amount that was not used for qualified higher education expenses, as that term
12 is defined in 26 USC 529 (e) (3), ~~and was contributed to the account after December~~
13 ~~31, 2013~~, except that this subd. 26. a. applies only to amounts for which a subtraction
14 was made under par. (b) 32.

15 **SECTION 1263.** 71.05 (6) (a) 28. of the statutes is amended to read:

16 71.05 (6) (a) 28. Upon the termination of an account as described under s.
17 16.643 or 224.55, any amount in the account that is returned to an account owner's
18 estate.

19 **SECTION 1264.** 71.05 (6) (a) 30. of the statutes is created to read:

20 71.05 (6) (a) 30. For an account holder, as defined in s. 71.10 (10) (a) 1., or an
21 account holder's estate:

22 a. Any amount distributed under s. 71.10 (10) (d) 2. or 3.

23 b. Any amount withdrawn from the account created under s. 71.10 (10) (b) 1.
24 for any reason other than payment or reimbursement of eligible costs, as defined in
25 s. 71.10 (10) (a) 4., except that this subd. 30. b. does not apply to the transfer of funds

1 to another account as described in s. 71.10 (10) (c) 4. or to the disbursement of funds
2 pursuant to a filing for bankruptcy protection under 11 USC 101 et seq.

3 **SECTION 1265.** 71.05 (6) (b) 9. of the statutes is renumbered 71.05 (6) (b) 9.
4 (intro.) and amended to read:

5 71.05 (6) (b) 9. (intro.) On assets held more than one year and on all assets
6 acquired from a decedent, 30 percent of the capital gain as computed under the
7 ~~internal revenue code~~ Internal Revenue Code, not including capital gains for which
8 the federal tax treatment is determined under section 406 of P.L. 99-514; not
9 including amounts treated as ordinary income for federal income tax purposes
10 because of the recapture of depreciation or any other reason; and not including
11 amounts treated as capital gain for federal income tax purposes from the sale or
12 exchange of a lottery prize. For purposes of this subdivision, the capital gains and
13 capital losses for all assets shall be netted before application of the percentage. For
14 taxable years beginning after December 31, 2020, no subtraction may be made under
15 this subdivision by an individual whose federal adjusted gross income in the taxable
16 year exceeds the applicable threshold amount, except that an individual whose
17 federal adjusted gross income, less 30 percent of the capital gains otherwise eligible
18 for subtraction under this subdivision, is below the applicable threshold amount may
19 make the subtraction reduced by the amount that the individual's federal adjusted
20 gross income exceeds the applicable threshold amount. In this subdivision,
21 "applicable threshold amount" means:

22 **SECTION 1266.** 71.05 (6) (b) 9. a. of the statutes is created to read:

23 71.05 (6) (b) 9. a. For an estate, a trust, a single individual, or an individual who
24 files as a head of household, \$400,000.

25 **SECTION 1267.** 71.05 (6) (b) 9. b. of the statutes is created to read:

1 71.05 (6) (b) 9. b. For a married couple who files a joint return, \$533,000.

2 **SECTION 1268.** 71.05 (6) (b) 9. c. of the statutes is created to read:

3 71.05 (6) (b) 9. c. For a married individual who files a separate return,
4 \$266,500.

5 **SECTION 1269.** 71.05 (6) (b) 17. of the statutes is repealed.

6 **SECTION 1270.** 71.05 (6) (b) 18. of the statutes is repealed.

7 **SECTION 1271.** 71.05 (6) (b) 19. c. of the statutes is amended to read:

8 71.05 (6) (b) 19. c. For taxable years beginning before January 1, 2021, for a
9 person who is a nonresident or a part-year resident of this state, modify the amount
10 calculated under subd. 19. b. by multiplying the amount by a fraction the numerator
11 of which is the person's net earnings from a trade or business that are taxable by this
12 state and the denominator of which is the person's total net earnings from a trade
13 or business.

14 **SECTION 1272.** 71.05 (6) (b) 19. cm. of the statutes is created to read:

15 71.05 (6) (b) 19. cm. For taxable years beginning after December 31, 2020, for
16 a person who is a nonresident or a part-year resident of this state, modify the amount
17 calculated under subd. 19. b. by multiplying the amount by a fraction the numerator
18 of which is the person's wages, salary, tips, unearned income, and net earnings from
19 a trade or business that are taxable by this state and the denominator of which is the
20 person's total wages, salary, tips, unearned income, and net earnings from a trade
21 or business. In this subd. 19. cm., for married persons filing separately, "wages,
22 salary, tips, unearned income, and net earnings from a trade or business" means the
23 separate wages, salary, tips, unearned income, and net earnings from a trade or
24 business of each spouse, and for married persons filing jointly, "wages, salary, tips,
25 unearned income, and net earnings from a trade or business" means the total wages,

1 salary, tips, unearned income, and net earnings from a trade or business of both
2 spouses.

3 **SECTION 1273.** 71.05 (6) (b) 19. d. of the statutes is amended to read:

4 71.05 (6) (b) 19. d. ~~Reduce~~ For taxable years beginning before January 1, 2021,
5 reduce the amount calculated under subd. 19. b. or c. to the person's aggregate net
6 earnings from a trade or business that are taxable by this state.

7 **SECTION 1274.** 71.05 (6) (b) 19. dm. of the statutes is created to read:

8 71.05 (6) (b) 19. dm. For taxable years beginning after December 31, 2020,
9 reduce the amount calculated under subd. 19.b. or cm. to the person's aggregate
10 wages, salary, tips, unearned income, and net earnings from a trade or business that
11 are taxable by this state.

12 **SECTION 1275.** 71.05 (6) (b) 20. of the statutes is repealed.

13 **SECTION 1276.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

14 71.05 (6) (b) 28. (intro.) An amount paid by a claimant for tuition expenses and
15 mandatory student fees for a student who is the claimant or who is the claimant's
16 child and the claimant's dependent, as defined under section 152 of the Internal
17 Revenue Code, to attend any university, college, technical college or a school
18 approved under s. 440.52, that is located in Wisconsin or to attend a public vocational
19 school or public institution of higher education in Minnesota under ~~the~~
20 ~~Minnesota-Wisconsin~~ a reciprocity agreement under s. 36.27 (2r) or 39.47,
21 calculated as follows:

22 **SECTION 1277.** 71.05 (6) (b) 34. of the statutes is amended to read:

23 71.05 (6) (b) 34. Any amount of basic, special, and incentive pay income or
24 compensation, as those terms are used in 37 USC chapters 3 and 5, received from the
25 federal government by a person who is a member of a reserve component of the U.S.

1 armed forces, after being called into active federal service under the provisions of 10
2 USC 12302 (a) ~~or~~, 10 USC 12304, or 10 USC 12304b, or into special state service
3 authorized by the federal department of defense under 32 USC 502 (f), that is paid
4 to the person for a period of time during which the person is on active duty.

5 **SECTION 1278.** 71.05 (6) (b) 34m. of the statutes is created to read:

6 71.05 (6) (b) 34m. For taxable years beginning after December 31, 2020, any
7 amount of pay, as described in s. 321.35, received from this state by a person who is
8 a member of the Wisconsin national guard after being called into state active duty
9 under s. 321.39 that is paid to the person for the period of time during which the
10 person is on state active duty, to the extent that the income is not subtracted under
11 subd. 34.

12 **SECTION 1279.** 71.05 (6) (b) 36. of the statutes is repealed.

13 **SECTION 1280.** 71.05 (6) (b) 37. of the statutes is repealed.

14 **SECTION 1281.** 71.05 (6) (b) 39. of the statutes is repealed.

15 **SECTION 1282.** 71.05 (6) (b) 40. of the statutes is repealed.

16 **SECTION 1283.** 71.05 (6) (b) 41. of the statutes is repealed.

17 **SECTION 1284.** 71.05 (6) (b) 43. d. of the statutes is amended to read:

18 71.05 (6) (b) 43. d. For taxable years beginning after December 31, 2013, and
19 before January 1, 2021, up to \$3,000 if the claimant has one qualified individual and
20 up to \$6,000 if the claimant has more than one qualified individual.

21 **SECTION 1285.** 71.05 (6) (b) 49. a. of the statutes is amended to read:

22 71.05 (6) (b) 49. a. Subject to the definitions provided in subd. 49. b. to g. and
23 the limitations specified in subd. 49. h. to j. for taxable years beginning after
24 December 31, 2013, and subject to the limitation in subd. 49. k. for taxable years
25 beginning after December 31, 2017, and subject to the limitation in subd. 49. m. for

1 taxable years beginning after December 31, 2020, tuition expenses that are paid by
2 a claimant for tuition for a pupil to attend an eligible institution.

3 **SECTION 1286.** 71.05 (6) (b) 49. m. of the statutes is created to read:

4 71.05 (6) (b) 49. m. For taxable years beginning after December 31, 2020, no
5 modification may be made under this subdivision unless the adjusted gross income
6 of the claimant is less than \$100,000 if the claimant is filing as single or head of
7 household, \$150,000 if the claimant is married and filing jointly, or \$75,000 if the
8 claimant is married and filing separately.

9 **SECTION 1287.** 71.05 (6) (b) 54. of the statutes is created to read:

10 71.05 (6) (b) 54. For taxable years beginning after December 31, 2020, the
11 amount of a national service educational award disbursed under 42 USC 12604
12 during the taxable year for the benefit of an individual. No modification may be
13 claimed under this subdivision for an amount that is subtracted under subd. 28. or
14 deducted under 26 USC 221.

15 **SECTION 1288.** 71.05 (6) (b) 55. of the statutes is created to read:

16 71.05 (6) (b) 55. For each account an account holder, as defined in s. 71.10 (10)
17 (a) 1., creates under s. 71.10 (10) (b) 1. and, subject to s. 71.10 (10) (d), the amount
18 deposited, limited to \$5,000, by the account holder into the account during the
19 taxable year and any interest, dividends, and other gains that accrue in the account
20 and are redeposited into it. If the account holder is married and files a joint return,
21 the \$5,000 limitation shall be increased to \$10,000. The subtraction under this
22 subdivision does not apply to the transfer of funds from another account as described
23 in s. 71.10 (10) (c) 4.

24 **SECTION 1289.** 71.05 (8) (a) of the statutes is amended to read:

1 71.05 (8) (a) ~~The carry back of losses to reduce income of prior years may be~~
2 ~~permitted for 2 taxable years.~~ There shall be added any amount deducted as a federal
3 net operating loss ~~carry-back or carry-over~~ and there shall be subtracted for the first
4 taxable year for which the subtraction may be made any Wisconsin net operating loss
5 ~~carry-back or carry-forward~~ allowable under par. (b) in an amount not in excess of
6 the Wisconsin taxable income computed before the deduction of the Wisconsin net
7 operating loss ~~carry-back or carry-forward~~.

8 **SECTION 1290.** 71.05 (8) (b) 1. of the statutes is renumbered 71.05 (8) (b) and
9 amended to read:

10 71.05 (8) (b) Except as provided in s. 71.80 (25), a Wisconsin net operating loss
11 may be ~~carried back against Wisconsin taxable income of the previous 2 years and~~
12 ~~then~~ carried forward against Wisconsin taxable incomes of the next 20 taxable years,
13 if the taxpayer was subject to taxation under this chapter in the taxable year in which
14 the loss was incurred, to the extent not offset against other income of the year of loss
15 and to the extent not offset against Wisconsin modified taxable income ~~of the 2 years~~
16 ~~preceding the loss and~~ of any year between the loss year and the taxable year for
17 which the loss carry-forward is claimed. In this paragraph, “Wisconsin modified
18 taxable income” means Wisconsin taxable income with the following exceptions: a
19 net operating loss deduction or offset for the loss year or any taxable year ~~before or~~
20 thereafter is not allowed, the deduction for long-term capital gains under subs. (6)
21 (b) 9. and 9m., (25), and (25m) is not allowed, the amount deductible for losses from
22 sales or exchanges of capital assets may not exceed the amount includable in income
23 for gains from sales or exchanges of capital assets and “Wisconsin modified taxable
24 income” may not be less than zero.

25 **SECTION 1291.** 71.05 (8) (b) 2. of the statutes is repealed.

1 **SECTION 1292.** 71.05 (8) (c) of the statutes is repealed.

2 **SECTION 1293.** 71.05 (22) (a) (title) of the statutes is amended to read:

3 71.05 **(22)** (a) (title) *Election of deductions; ~~husband and wife~~ spousal*
4 *deductions.*

5 **SECTION 1294.** 71.06 (1q) (intro.) of the statutes is amended to read:

6 71.06 **(1q)** FIDUCIARIES, SINGLE INDIVIDUALS, AND HEADS OF HOUSEHOLDS; ~~AFTER~~
7 ~~2012~~ 2013 TO 2021. (intro.) The tax to be assessed, levied, and collected upon the taxable
8 incomes of all fiduciaries, except fiduciaries of nuclear decommissioning trust or
9 reserve funds, and single individuals and heads of households shall be computed at
10 the following rates for taxable years beginning after December 31, 2012, and before
11 January 1, 2022:

12 **SECTION 1295.** 71.06 (1r) of the statutes is created to read:

13 71.06 **(1r)** FIDUCIARIES, SINGLE INDIVIDUALS, AND HEADS OF HOUSEHOLDS; ~~AFTER~~
14 2021. The tax to be assessed, levied, and collected upon the taxable incomes of all
15 fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, and
16 single individuals and heads of households shall be computed at the following rates
17 for taxable years beginning after December 31, 2021:

18 (a) On all taxable income from \$0 to \$11,970, 3.54 percent.

19 (b) On all taxable income exceeding \$11,970 but not exceeding \$23,930, 4.65
20 percent.

21 (c) On all taxable income exceeding \$23,930 but not exceeding \$150,000, 5.20
22 percent.

23 (d) On all taxable income exceeding \$150,000 but not exceeding \$263,480, 6.27
24 percent.

25 (e) On all taxable income exceeding \$263,480, 7.65 percent.

1 **SECTION 1296.** 71.06 (2) (i) (intro.) of the statutes is amended to read:

2 71.06 (2) (i) (intro.) For joint returns, for taxable years beginning after
3 December 31, 2012, and before January 1, 2022:

4 **SECTION 1297.** 71.06 (2) (j) (intro.) of the statutes is amended to read:

5 71.06 (2) (j) (intro.) For married persons filing separately, for taxable years
6 beginning after December 31, 2012, and before January 1, 2022:

7 **SECTION 1298.** 71.06 (2) (k) of the statutes is created to read:

8 71.06 (2) (k) For joint returns, for taxable years beginning after
9 December 31, 2021:

10 1. On all taxable income from \$0 to \$23,930, 3.54 percent.

11 2. On all taxable income exceeding \$23,930 but not exceeding \$47,880, 4.65
12 percent.

13 3. On all taxable income exceeding \$47,880 but not exceeding \$300,000, 5.20
14 percent.

15 4. On all taxable income exceeding \$300,000 but not exceeding \$526,960, 6.27
16 percent.

17 5. On all taxable income exceeding \$526,960, 7.65 percent.

18 **SECTION 1299.** 71.06 (2) (L) of the statutes is created to read:

19 71.06 (2) (L) For married persons filing separately, for taxable years beginning
20 after December 31, 2021:

21 1. On all taxable income from \$0 to \$11,970, 3.54 percent.

22 2. On all taxable income exceeding \$11,970 but not exceeding \$23,930, 4.65
23 percent.

24 3. On all taxable income exceeding \$23,930 but not exceeding \$150,000, 5.20
25 percent.

1 4. On all taxable income exceeding \$150,000 but not exceeding \$263,480, 6.27
2 percent.

3 5. On all taxable income exceeding \$263,480, 7.65 percent.

4 **SECTION 1300.** 71.06 (2e) (a) of the statutes is amended to read:

5 71.06 (2e) (a) For taxable years beginning after December 31, 1998, and before
6 January 1, 2000, the maximum dollar amount in each tax bracket, and the
7 corresponding minimum dollar amount in the next bracket, under subs. (1m) and (2)
8 (c) and (d), and for taxable years beginning after December 31, 1999, and before
9 January 1, 2022, the maximum dollar amount in each tax bracket, and the
10 corresponding minimum dollar amount in the next bracket, under subs. (1n), (1p) (a)
11 to (c), (1q) (a) and (b), and (2) (e), (f), (g) 1. to 3., (h) 1. to 3., (i) 1. and 2., and (j) 1. and
12 2., shall be increased each year by a percentage equal to the percentage change
13 between the U.S. consumer price index for all urban consumers, U.S. city average,
14 for the month of August of the previous year and the U.S. consumer price index for
15 all urban consumers, U.S. city average, for the month of August 1997, as determined
16 by the federal department of labor, except that for taxable years beginning after
17 December 31, 2000, and before January 1, 2002, the dollar amount in the top bracket
18 under subs. (1p) (c) and (d), (2) (g) 3. and 4. and (h) 3. and 4. shall be increased by a
19 percentage equal to the percentage change between the U.S. consumer price index
20 for all urban consumers, U.S. city average, for the month of August of the previous
21 year and the U.S. consumer price index for all urban consumers, U.S. city average,
22 for the month of August 1999, as determined by the federal department of labor,
23 except that for taxable years beginning after December 31, 2011, the adjustment may
24 occur only if the resulting amount is greater than the corresponding amount that was
25 calculated for the previous year.

1 **SECTION 1301.** 71.06 (2e) (b) of the statutes is amended to read:

2 71.06 **(2e)** (b) For taxable years beginning after December 31, 2009, and before
3 January 1, 2022, the maximum dollar amount in each tax bracket, and the
4 corresponding minimum dollar amount in the next bracket, under subs. (1p) (d), (1q)
5 (c), and (2) (g) 4., (h) 4., (i) 3., and (j) 3., and the dollar amount in the top bracket under
6 subs. (1p) (e), (1q) (d), and (2) (g) 5., (h) 5., (i) 4., and (j) 4., shall be increased each year
7 by a percentage equal to the percentage change between the U.S. consumer price
8 index for all urban consumers, U.S. city average, for the month of August of the
9 previous year and the U.S. consumer price index for all urban consumers, U.S. city
10 average, for the month of August 2008, as determined by the federal department of
11 labor, except that for taxable years beginning after December 31, 2011, the
12 adjustment may occur only if the resulting amount is greater than the corresponding
13 amount that was calculated for the previous year.

14 **SECTION 1302.** 71.06 (2e) (bg) of the statutes is created to read:

15 71.06 **(2e)** (bg) 1. For taxable years beginning after December 31, 2021, the
16 maximum dollar amount in each tax bracket under subs. (1r) (a) and (b) and (2) (k)
17 1. and 2. and (L) 1. and 2., and the corresponding minimum dollar amount in the next
18 tax bracket under subs. (1r) (b) and (c) and (2) (k) 2. and 3. and (L) 2. and 3. shall be
19 increased each year by a percentage equal to the percentage change between the U.S.
20 consumer price index for all urban consumers, U.S. city average, for the month of
21 August of the previous year and the U.S. consumer price index for all urban
22 consumers, U.S. city average, for the month of August 1997, as determined by the
23 federal department of labor, except that for taxable years beginning after December
24 31, 2021, the adjustment may occur only if the resulting amount is greater than the
25 corresponding amount that was calculated for the previous year.

1 2. For taxable years beginning after December 31, 2021, the maximum dollar
2 amount in each tax bracket under subs. (1r) (c) and (2) (k) 3. and (L) 3., and the
3 corresponding minimum dollar amount in the next tax bracket under subs. (1r) (d)
4 and (2) (k) 4. and (L) 4. shall be increased each year by a percentage equal to the
5 percentage change between the U.S. consumer price index for all urban consumers,
6 U.S. city average, for the month of August of the previous year and the U.S. consumer
7 price index for all urban consumers, U.S. city average, for the month of August 2008,
8 as determined by the federal department of labor, except that the adjustment may
9 occur only if the resulting amount is greater than the corresponding amount that was
10 calculated for the previous year.

11 3. For taxable years beginning after December 31, 2022, the maximum dollar
12 amount in the tax bracket under subs. (1r) (d) and (2) (k) 4. and (L) 4. and the
13 corresponding dollar amount in the top bracket under subs. (1r) (e) and (2) (k) 5. and
14 (L) 5. shall be increased each year by a percentage equal to the percentage change
15 between the U.S. consumer price index for all urban consumers, U.S. city average,
16 for the month of August of the previous year and the U.S. consumer price index for
17 all urban consumers, U.S. city average, for the month of August 2020, as determined
18 by the federal department of labor, except that the adjustment may occur only if the
19 resulting amount is greater than the corresponding amount that was calculated for
20 the previous year.

21 **SECTION 1303.** 71.06 (2m) of the statutes is amended to read:

22 71.06 **(2m)** RATE CHANGES. If a rate under sub. (1), (1m), (1n), (1p), (1q), (1r),
23 or (2) changes during a taxable year, the taxpayer shall compute the tax for that
24 taxable year by the methods applicable to the federal income tax under section 15 of
25 the Internal Revenue Code.

1 **SECTION 1304.** 71.06 (2s) (d) of the statutes is amended to read:

2 71.06 **(2s)** (d) For taxable years beginning after December 31, 2000, with
3 respect to nonresident individuals, including individuals changing their domicile
4 into or from this state, the tax brackets under subs. (1p), (1q), (1r), and (2) (g), (h),
5 (i), ~~and (j), (k), and (L)~~ shall be multiplied by a fraction, the numerator of which is
6 Wisconsin adjusted gross income and the denominator of which is federal adjusted
7 gross income. In this paragraph, for married persons filing separately “adjusted
8 gross income” means the separate adjusted gross income of each spouse, and for
9 married persons filing jointly “adjusted gross income” means the total adjusted gross
10 income of both spouses. If an individual and that individual’s spouse are not both
11 domiciled in this state during the entire taxable year, the tax brackets under subs.
12 (1p), (1q), (1r), and (2) (g), (h), (i), ~~and (j), (k), and (L)~~ on a joint return shall be
13 multiplied by a fraction, the numerator of which is their joint Wisconsin adjusted
14 gross income and the denominator of which is their joint federal adjusted gross
15 income.

16 **SECTION 1305.** 71.07 (3q) (c) 1. of the statutes is renumbered 71.07 (3q) (c) 1.
17 a. and amended to read:

18 71.07 **(3q)** (c) 1. a. ~~Partnerships~~ Except as provided in subd. 1. b., partnerships,
19 limited liability companies, and tax-option corporations may not claim the credit
20 under this subsection, but the eligibility for, and the amount of, the credit are based
21 on their payment of amounts under par. (b). A partnership, limited liability company,
22 or tax-option corporation shall compute the amount of credit that each of its
23 partners, members, or shareholders may claim and shall provide that information
24 to each of them. Partners, members of limited liability companies, and shareholders

1 of tax-option corporations may claim the credit in proportion to their ownership
2 interests.

3 **SECTION 1306.** 71.07 (3q) (c) 1. b. of the statutes is created to read:

4 71.07 (3q) (c) 1. b. For taxable years beginning after December 31, 2020,
5 partnerships, limited liability companies, and tax-option corporations may elect to
6 claim the credit under this subsection, if the credit results from a contract entered
7 into with the Wisconsin Economic Development Corporation before December 22,
8 2017. A partnership, limited liability company, or tax-option corporation that
9 wishes to make the election under this subd. 1. b. shall make the election for each
10 taxable year on its original return and may not subsequently make or revoke the
11 election. If a partnership, limited liability company, or tax-option corporation elects
12 to claim the credit under this subsection, the partners, members, and shareholders
13 may not claim the credit under this subsection. The credit may not be claimed under
14 this subd. 1. b. if one or more partners, members, or shareholders have claimed the
15 credit under this subsection for the same taxable year for which the credit is claimed
16 under this subd. 1. b.

17 **SECTION 1307.** 71.07 (3w) (a) 1. of the statutes is renumbered 71.07 (3w) (a) 1.
18 a. and amended to read:

19 71.07 (3w) (a) 1. a. “Base Except as provided in subd. 1. b., “base year” means
20 the taxable year beginning during the calendar year prior to the calendar year in
21 which the enterprise zone in which the claimant is located takes effect.

22 **SECTION 1308.** 71.07 (3w) (a) 1. b. of the statutes is created to read:

23 71.07 (3w) (a) 1. b. For a claimant whose award under s. 238.399 is certified
24 after December 31, 2020, “base year” means the 12-month period prior to the date
25 on which the claimant was certified under s. 238.399 (5).

1 **SECTION 1309.** 71.07 (3w) (a) 6. of the statutes is renumbered 71.07 (3w) (a) 6.
2 a. and amended to read:

3 71.07 (3w) (a) 6. a. “Zone payroll” means the amount of state payroll that is
4 attributable to wages paid to full-time employees for services that are performed in
5 an enterprise zone. “Zone Except as provided in subd. 6. b., “zone payroll” does not
6 include the amount of wages paid to any full-time employees that exceeds \$100,000.

7 **SECTION 1310.** 71.07 (3w) (a) 6. b. of the statutes is created to read:

8 71.07 (3w) (a) 6. b. For a claimant whose award under s. 238.399 is certified
9 after December 31, 2020, “zone payroll” does not include the amount of wages paid
10 to any full-time employees that exceeds \$123,000.

11 **SECTION 1311.** 71.07 (3w) (b) (intro.) of the statutes is amended to read:

12 71.07 (3w) (b) *Filing claims under pre-2022 award certifications; payroll.*
13 (intro.) Subject to the limitations provided in this subsection and s. 238.399 or s.
14 560.799, 2009 stats., a claimant whose award is certified prior to January 1, 2022,
15 may claim as a credit against the tax imposed under s. 71.02 or 71.08 an amount
16 calculated as follows:

17 **SECTION 1312.** 71.07 (3w) (bd) of the statutes is created to read:

18 71.07 (3w) (bd) *Filing claims under post-2021 award certifications; payroll.*
19 Subject to the limitations provided in this subsection and s. 238.399, a claimant
20 whose award is certified after December 31, 2020, may claim as a credit against the
21 tax imposed under s. 71.02 an amount calculated as follows:

22 1. Determine the amount that is the lesser of:

23 a. The number of full-time employees whose annual wages are greater than
24 \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II county
25 or municipality and who the claimant employed in the enterprise zone in the taxable

1 year, minus the number of full-time employees whose annual wages were greater
2 than \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II
3 county or municipality and who the claimant employed in the area that comprises
4 the enterprise zone in the base year.

5 b. The number of full-time employees whose annual wages are greater than
6 \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II county
7 or municipality and who the claimant employed in the state in the taxable year,
8 minus the number of full-time employees whose annual wages were greater than
9 \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II county
10 or municipality and who the claimant employed in the state in the base year.

11 2. Determine the claimant's average zone payroll by dividing total wages for
12 full-time employees whose annual wages are greater than \$27,900 in a tier I county
13 or municipality or greater than \$37,000 in a tier II county or municipality and who
14 the claimant employed in the enterprise zone in the taxable year by the number of
15 full-time employees whose annual wages are greater than \$27,900 in a tier I county
16 or municipality or greater than \$37,000 in a tier II county or municipality and who
17 the claimant employed in the enterprise zone in the taxable year.

18 3. For employees in a tier I county or municipality, subtract \$27,900 from the
19 amount determined under subd. 2. and for employees in a tier II county or
20 municipality, subtract \$37,000 from the amount determined under subd. 2.

21 4. Multiply the amount determined under subd. 3. by the amount determined
22 under subd. 1.

23 5. Multiply the amount determined under subd. 4. by the percentage
24 determined by under s. 238.399, not to exceed 7 percent.

25 **SECTION 1313.** 71.07 (3w) (bm) 1. of the statutes is amended to read:

1 71.07 (3w) (bm) 1. In addition to the credits under ~~par.~~ pars. (b) and (bd) and
2 subds. ~~2., 3., and 4.~~ to 5., and subject to the limitations provided in this subsection
3 and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the
4 tax imposed under s. 71.02 or 71.08 an amount equal to a percentage, as determined
5 under s. 238.399 or s. 560.799, 2009 stats., not to exceed 100 percent, of the amount
6 the claimant paid in the taxable year to upgrade or improve the job-related skills of
7 any of the claimant's full-time employees, to train any of the claimant's full-time
8 employees on the use of job-related new technologies, or to provide job-related
9 training to any full-time employee whose employment with the claimant represents
10 the employee's first full-time job. This subdivision does not apply to employees who
11 do not work in an enterprise zone.

12 **SECTION 1314.** 71.07 (3w) (bm) 2. of the statutes is renumbered 71.07 (3w) (bm)
13 2. (intro.) and amended to read:

14 71.07 (3w) (bm) 2. (intro.) In addition to the credits under ~~par.~~ pars. (b) and (bd)
15 and subds. 1., 3., ~~and 4.~~ and 5., and subject to the limitations provided in this
16 subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit
17 against the tax imposed under s. 71.02 or 71.08 one of the following amounts:

18 a. For a claimant whose award is certified prior to January 1, 2022, an amount
19 equal to the percentage, as determined under s. 238.399 or s. 560.799, 2009 stats.,
20 not to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all
21 of the claimant's full-time employees whose annual wages are greater than the
22 amount determined by multiplying 2,080 by 150 percent of the federal minimum
23 wage in a tier I county or municipality, not including the wages paid to the employees
24 determined under par. (b) 1., or greater than \$30,000 in a tier II county or
25 municipality, not including the wages paid to the employees determined under par.

1 (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if
2 the total number of such employees is equal to or greater than the total number of
3 such employees in the base year. ~~A claimant may claim a credit under this~~
4 ~~subdivision for no more than 5 consecutive taxable years.~~

5 **SECTION 1315.** 71.07 (3w) (bm) 2. b. of the statutes is created to read:

6 71.07 (3w) (bm) 2. b. For a claimant whose award is certified after December
7 31, 2020, an amount equal to the percentage, as determined under s. 238.399, not to
8 exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of the
9 claimant's full-time employees whose annual wages are greater than \$27,900 in a
10 tier I county or municipality, not including the wages paid to the employees
11 determined under par. (bd) 1., or greater than \$37,000 in a tier II county or
12 municipality, not including the wages paid to the employees determined under par.
13 (bd) 1., and who the claimant employed in the enterprise zone in the taxable year, if
14 the total number of such employees is equal to or greater than the total number of
15 such employees in the base year.

16 **SECTION 1316.** 71.07 (3w) (bm) 3. of the statutes is amended to read:

17 71.07 (3w) (bm) 3. In addition to the credits under ~~par. pars.~~ (b) and (bd) and
18 subds. 1., 2., and 4., and 5., and subject to the limitations provided in this subsection
19 and s. 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December
20 31, 2008, a claimant may claim as a credit against the tax imposed under s. 71.02 or
21 71.08 up to 10 percent of the claimant's significant capital expenditures, as
22 determined under s. 238.399 (5m) or s. 560.799 (5m), 2009 stats.

23 **SECTION 1317.** 71.07 (3w) (bm) 4. of the statutes is amended to read:

24 71.07 (3w) (bm) 4. In addition to the credits under ~~par. pars.~~ (b) and (bd) and
25 subds. 1., 2., and 3., and 5., and subject to the limitations provided in this subsection

1 and s. 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December
2 31, 2009, a claimant may claim as a credit against the tax imposed under s. 71.02 or
3 71.08, up to 1 percent of the amount that the claimant paid in the taxable year to
4 purchase tangible personal property, items, property, or goods under s. 77.52 (1) (b),
5 (c), or (d), or services from Wisconsin vendors, as determined under s. 238.399 (5) (e)
6 or s. 560.799 (5) (e), 2009 stats., except that the claimant may not claim the credit
7 under this subdivision and subd. 3. for the same expenditures.

8 **SECTION 1318.** 71.07 (3w) (bm) 5. of the statutes is renumbered 71.07 (3w) (bm)
9 5. (intro.) and amended to read:

10 71.07 (**3w**) (bm) 5. (intro.) In addition to the credits under par. pars. (b) and (bd)
11 and subds. 1. to 4., and subject to the limitations provided in this subsection and s.
12 238.399 or s. 560.799, 2009 stats., a claimant that has retained the minimum number
13 of full-time employees determined under s. 238.399 (5) (f) and maintained average
14 zone payroll for the taxable year equal to or greater than the base year may claim
15 as a credit against the tax imposed under s. 71.02 or 71.08 one of the following
16 amounts:

17 a. For a claimant whose award is certified prior to January 1, 2022, an amount
18 equal to the percentage, as determined by the Wisconsin Economic Development
19 Corporation, of the claimant's zone payroll paid in the 12 months prior to the
20 certification date to the claimant's full-time employees in the enterprise zone whose
21 annual wages are greater than the amount determined by multiplying 2,080 by 150
22 percent of the federal minimum wage in a tier I county or municipality or greater
23 than \$30,000 in a tier II county or municipality. ~~The amount that the claimant may~~
24 ~~claim as credit under this subdivision for a taxable year shall not exceed \$2,000,000.~~

1 ~~A claimant may claim a credit under this subdivision for no more than 5 consecutive~~
2 ~~taxable years.~~

3 **SECTION 1319.** 71.07 (3w) (bm) 5. b. of the statutes is created to read:

4 71.07 (3w) (bm) 5. b. For a claimant whose award is certified after December
5 31, 2020, an amount equal to the percentage, as determined by the Wisconsin
6 Economic Development Corporation, of the claimant's zone payroll paid in the 12
7 months prior to the certification date to the claimant's full-time employees in the
8 enterprise zone whose annual wages are greater than \$27,900 in a tier I county or
9 municipality or greater than \$37,000 in a tier II county or municipality.

10 **SECTION 1320.** 71.07 (3w) (c) 2. of the statutes is renumbered 71.07 (3w) (c) 2.

11 a. and amended to read:

12 71.07 (3w) (c) 2. a. ~~Partnerships~~ Except as provided in subd. 2. b., partnerships,
13 limited liability companies, and tax-option corporations may not claim the credit
14 under this subsection, but the eligibility for, and the amount of, the credit are based
15 on their payment of amounts described under pars. (b) and (bm). A partnership,
16 limited liability company, or tax-option corporation shall compute the amount of
17 credit that each of its partners, members, or shareholders may claim and shall
18 provide that information to each of them. Partners, members of limited liability
19 companies, and shareholders of tax-option corporations may claim the credit in
20 proportion to their ownership interests.

21 **SECTION 1321.** 71.07 (3w) (c) 2. b. of the statutes is created to read:

22 71.07 (3w) (c) 2. b. For taxable years beginning after December 31, 2020,
23 partnerships, limited liability companies, and tax-option corporations may elect to
24 claim the credit under this subsection, if the credit results from a contract entered
25 into with the Wisconsin Economic Development Corporation before December 22,

1 2017. A partnership, limited liability company, or tax-option corporation that
2 wishes to make the election under this subd. 2. b. shall make the election for each
3 taxable year on its original return and may not subsequently make or revoke the
4 election. If a partnership, limited liability company, or tax-option corporation elects
5 to claim the credit under this subsection, the partners, members, and shareholders
6 may not claim the credit under this subsection. The credit may not be claimed under
7 this subd. 2. b. if one or more partners, members, or shareholders have claimed the
8 credit under this subsection for the same taxable year for which the credit is claimed
9 under this subd. 2. b.

10 **SECTION 1322.** 71.07 (3w) (c) 5. of the statutes is created to read:

11 71.07 (3w) (c) 5. A claimant may claim a credit under par. (bm) 2. for no more
12 than 5 consecutive taxable years.

13 **SECTION 1323.** 71.07 (3w) (c) 6. of the statutes is created to read:

14 71.07 (3w) (c) 6. The amount that the claimant may claim as credit under par.
15 (bm) 5. for a taxable year may not exceed \$2,000,000. A claimant may claim a credit
16 under par. (bm) 5. for no more than 5 consecutive taxable years.

17 **SECTION 1324.** 71.07 (3w) (cm) of the statutes is created to read:

18 71.07 (3w) (cm) *Inflation adjustments.* For taxable years beginning after
19 December 31, 2022, the dollar amounts in pars. (a) 6. b., (bd) 1. a. and b., 2., and 3.,
20 and (bm) 2. b. and 5. b. shall be increased each year by a percentage equal to the
21 percentage change between the U.S. consumer price index for all urban consumers,
22 U.S. city average, for the month of August of the previous year and the U.S. consumer
23 price index for all urban consumers, U.S. city average, for the month of August of the
24 year before the previous year, as determined by the federal department of labor.
25 Each amount that is revised under this paragraph shall be rounded to the nearest

1 multiple of \$10 if the revised amount is not a multiple of \$10 or, if the revised amount
2 is a multiple of \$5, such an amount shall be increased to the next higher multiple of
3 \$10.

4 **SECTION 1325.** 71.07 (3y) (b) 5. of the statutes is amended to read:

5 71.07 (3y) (b) 5. An amount, as determined by the Wisconsin Economic
6 Development Corporation under s. 238.308 (4) (a) 5., equal to a percentage of the
7 amount of wages that the claimant paid to an eligible employee in the taxable year
8 if the position in which the eligible employee was employed was created or retained
9 in connection with the claimant's location or retention of the claimant's corporate
10 headquarters in Wisconsin and the job duties associated with the eligible employee's
11 position involve the performance of corporate headquarters functions.

12 **SECTION 1326.** 71.07 (3y) (b) 6. of the statutes is created to read:

13 71.07 (3y) (b) 6. An amount, as determined by the Wisconsin Economic
14 Development Corporation under s. 238.308 (4) (a) 6., equal to a percentage, not to
15 exceed 25 percent, of the claimant's energy efficiency or renewable energy project
16 expenditures on real or personal property located in this state.

17 **SECTION 1327.** 71.07 (3y) (c) 1. of the statutes is renumbered 71.07 (3y) (c) 1.
18 a. and amended to read:

19 71.07 (3y) (c) 1. a. ~~Partnerships~~ Except as provided in subd. 1. b., partnerships,
20 limited liability companies, and tax-option corporations may not claim the credit
21 under this subsection, but the eligibility for, and the amount of, the credit are based
22 on their payment of amounts under par. (b). A partnership, limited liability company,
23 or tax-option corporation shall compute the amount of credit that each of its
24 partners, members, or shareholders may claim and shall provide that information
25 to each of them. Partners, members of limited liability companies, and shareholders

1 of tax-option corporations may claim the credit in proportion to their ownership
2 interests.

3 **SECTION 1328.** 71.07 (3y) (c) 1. b. of the statutes is created to read:

4 71.07 (3y) (c) 1. b. For taxable years beginning after December 31, 2020,
5 partnerships, limited liability companies, and tax-option corporations may elect to
6 claim the credit under this subsection, if the credit results from a contract entered
7 into with the Wisconsin Economic Development Corporation before December 22,
8 2017. A partnership, limited liability company, or tax-option corporation that
9 wishes to make the election under this subd. 1. b. shall make the election for each
10 taxable year on its original return and may not subsequently make or revoke the
11 election. If a partnership, limited liability company, or tax-option corporation elects
12 to claim the credit under this subsection, the partners, members, and shareholders
13 may not claim the credit under this subsection. The credit may not be claimed under
14 this subd. 1. b. if one or more partners, members, or shareholders have claimed the
15 credit under this subsection for the same taxable year for which the credit is claimed
16 under this subd. 1. b.

17 **SECTION 1329.** 71.07 (4k) (e) 2. a. of the statutes is amended to read:

18 71.07 (4k) (e) 2. a. The For taxable years beginning before January 1, 2021, the
19 amount of the claim not used to offset the tax due, not to exceed 10 percent of the
20 allowable amount of the claim under par. (b) 4., 5., or 6., shall be certified by the
21 department of revenue to the department of administration for payment by check,
22 share draft, or other draft drawn from the appropriation account under s. 20.835 (2)
23 (d). For taxable years beginning after December 31, 2020, the amount of the claim
24 not used to offset the tax due, not to exceed 20 percent of the allowable amount of the
25 claim under par. (b) 4., 5., or 6., shall be certified by the department of revenue to the

1 department of administration for payment by check, share draft, or other draft
2 drawn from the appropriation account under s. 20.835 (2) (d).

3 **SECTION 1330.** 71.07 (4t) of the statutes is created to read:

4 71.07 (4t) WORK OPPORTUNITY TAX CREDIT. (a) *Definitions.* In this subsection:

5 1. “Claimant” means a person who is an employer of a targeted group member
6 and who files a claim under this subsection.

7 2. “Targeted group member” means an individual who performs services for the
8 claimant in this state and who is a member of a targeted group under 26 USC 51 (d).

9 (b) *Filing claims.* For taxable years beginning after December 31, 2020, a
10 claimant may claim as a credit against the taxes imposed under s. 71.02, up to the
11 amount of the tax, the following amounts:

12 1. An amount equal to 20 percent of the qualified first-year wages, as defined
13 in 26 USC 51 (b) (2), paid during the taxable year to a targeted group member who
14 has performed at least 400 hours of services for the claimant in this state.

15 2. An amount equal to 12.5 percent of the qualified first-year wages, as defined
16 in 26 USC 51 (b) (2), paid during the taxable year to a targeted group member who
17 has performed at least 120 hours, but less than 400 hours, of services for the claimant
18 in this state.

19 3. An amount equal to 25 percent of the qualified 2nd-year wages, as defined
20 in 26 USC 51 (e) (2), paid during the taxable year to a long-term family assistance
21 recipient, as defined in 26 USC 51 (d) (10), who has performed at least 400 hours of
22 services for the claimant in this state.

23 (c) *Limitations.* 1. The wages for which a credit may be claimed under par. (b)
24 may not exceed the applicable threshold in 26 USC 51 (b) (3), (d) (7) (B) (ii), or (e) (1)
25 (B) and may not be paid for services performed outside this state.

1 2. A credit under this subsection shall be claimed at the same time as the credit
2 under 26 USC 51.

3 3. The requirements and limitations in 26 USC 51 (d) (13), (f), (i), and (k) shall
4 apply to the credit under this subsection.

5 4. Partnerships, limited liability companies, and tax-option corporations may
6 not claim the credit under this subsection, but the eligibility for, and the amount of,
7 the credit are based on their payment of the wages under par. (b). A partnership,
8 limited liability company, or tax-option corporation shall compute the amount of
9 credit that each of its partners, members, or shareholders may claim and shall
10 provide that information to each of them. The partners, members, and shareholders
11 may claim the credit in proportion to their ownership interests.

12 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under
13 s. 71.28 (4), applies to the credit under this subsection.

14 **SECTION 1331.** 71.07 (5) (a) 15. of the statutes is amended to read:

15 71.07 (5) (a) 15. The amount claimed as a deduction for medical care insurance
16 under section 213 of the Internal Revenue Code that is exempt from taxation under
17 s. 71.05 (6) (b) ~~17. to 20~~ 19., 35., ~~36., 37.,~~ 38., 39., 40., 41., and 42. and the amount
18 claimed as a deduction for a long-term care insurance policy under section 213 (d)
19 (1) (D) of the Internal Revenue Code, as defined in section 7702B (b) of the Internal
20 Revenue Code that is exempt from taxation under s. 71.05 (6) (b) 26.

21 **SECTION 1332.** 71.07 (5m) (a) 3. of the statutes is amended to read:

22 71.07 (5m) (a) 3. “Household” means a claimant and an individual related to
23 the claimant as ~~husband or wife~~ his or her spouse.

24 **SECTION 1333.** 71.07 (5n) (d) 2. of the statutes is amended to read:

1 71.07 **(5n)** (d) 2. ~~For~~ Except as provided in subd. 2m., for purposes of
2 determining a claimant's eligible qualified production activities income under this
3 subsection, the claimant shall multiply the claimant's qualified production activities
4 income from property manufactured by the claimant by the manufacturing property
5 factor and qualified production activities income from property produced, grown, or
6 extracted by the claimant by the agriculture property factor.

7 **SECTION 1334.** 71.07 (5n) (d) 2m. of the statutes is created to read:

8 71.07 **(5n)** (d) 2m. For taxable years beginning after December 31, 2020, for
9 purposes of determining a claimant's eligible qualified production activities income
10 from manufacturing under this subsection, the claimant shall multiply the
11 claimant's qualified production activities income, not exceeding \$300,000, from
12 property manufactured by the claimant by the manufacturing property factor.

13 **SECTION 1335.** 71.07 (6e) (a) 6. of the statutes is created to read:

14 71.07 **(6e)** (a) 6. "Rent constituting property taxes" has the meaning given in
15 sub. (9) (a) 4.

16 **SECTION 1336.** 71.07 (6e) (b) of the statutes is amended to read:

17 71.07 **(6e)** (b) *Filing claims.* Subject to the limitations provided in this
18 subsection, a claimant may claim as a credit against the tax imposed under s. 71.02
19 the amount of the claimant's property taxes or rent constituting property taxes. If
20 the allowable amount of the claim exceeds the income taxes otherwise due on the
21 claimant's income, the amount of the claim not used as an offset against those taxes
22 shall be certified by the department of revenue to the department of administration
23 for payment to the claimant by check, share draft, or other draft from the
24 appropriation under s. 20.835 (2) (em).

25 **SECTION 1337.** 71.07 (6e) (c) 3. of the statutes is amended to read:

1 71.07 **(6e)** (c) 3. If an eligible veteran and an eligible spouse file separate
2 returns, each spouse may claim a credit under this subsection for property taxes
3 based on their respective ownership interest in the eligible veteran's principal
4 dwelling or for rent constituting property taxes based on 50 percent of the total rent
5 constituting property taxes paid during the taxable year for the eligible veteran's
6 principal dwelling.

7 **SECTION 1338.** 71.07 (6m) (c) 4. of the statutes is amended to read:

8 71.07 **(6m)** (c) 4. No credit may be claimed under this subsection by an
9 individual who claims the subtraction under s. 71.05 (6) (b) 34. or 34m.

10 **SECTION 1339.** 71.07 (8b) (a) 5. of the statutes is amended to read:

11 71.07 **(8b)** (a) 5. "Credit period" means the period of ~~6~~ 10 taxable years
12 beginning with the taxable year in which a qualified development is placed in
13 service. For purposes of this subdivision, if a qualified development consists of more
14 than one building, the qualified development is placed in service in the taxable year
15 in which the last building of the qualified development is placed in service.

16 **SECTION 1340.** 71.07 (8b) (a) 7. of the statutes is amended to read:

17 71.07 **(8b)** (a) 7. "Qualified development" means a qualified low-income
18 housing project under section 42 (g) of the Internal Revenue Code that is financed
19 with tax-exempt bonds, pursuant to section 42 (i) (2) described in section 42 (h) (4)
20 (A) of the Internal Revenue Code, allocated the credit under section 42 of the Internal
21 Revenue Code, and located in this state; except that the authority may waive, in the
22 qualified allocation plan under section 42 (m) (1) (B) of the Internal Revenue Code,
23 the requirements of tax-exempt bond financing and federal credit allocation to the
24 extent the authority anticipates that sufficient volume cap under section 146 of the

1 Internal Revenue Code will not be available to finance low-income housing projects
2 in any year.

3 **SECTION 1341.** 71.07 (8m) of the statutes is created to read:

4 71.07 **(8m)** FLOOD INSURANCE PREMIUMS CREDIT. (a) *Definition.* In this
5 subsection:

6 1. "Claimant" means an individual who files a claim under this subsection.

7 2. "Flood insurance" means a flood insurance policy that covers the principal
8 dwelling of the claimant.

9 (b) *Filing claims.* Subject to the limitations provided in this subsection, for
10 taxable years beginning after December 31, 2020, a claimant may claim as a credit
11 against the tax imposed under s. 71.02, up to the amount of those taxes, an amount
12 equal to 10 percent of the amount of the premiums the claimant paid in the taxable
13 year for flood insurance, but the amount of the credit may not exceed \$60 in any
14 taxable year, except that if the claimant is a married individual filing separately, the
15 amount of the credit may not exceed \$30 in any taxable year.

16 (c) *Limitations.* 1. No credit may be claimed under this subsection by a
17 part-year resident or a nonresident of this state.

18 2. No credit may be allowed under this subsection unless it is claimed within
19 the period specified in s. 71.75 (2).

20 3. No credit may be allowed under this subsection for a taxable year covering
21 a period of less than 12 months, except for a taxable year closed by reason of the death
22 of the taxpayer.

23 (d) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit
24 under that subsection, applies to the credit under this subsection.

25 **SECTION 1342.** 71.07 (8p) of the statutes is created to read:

1 71.07 **(8p)** FAMILY CAREGIVER TAX CREDIT. (a) *Definitions*. In this subsection:

2 1. “Claimant” means an individual who files a claim under this subsection for
3 amounts paid for qualified expenses to benefit a qualified family member.

4 2. “Physician” has the meaning given in s. 36.60 (1) (b).

5 3. “Qualified expenses” means amounts paid by a claimant in the year to which
6 the claim relates for items that relate directly to the care or support of a qualified
7 family member, including the following:

8 a. The improvement or alteration of the claimant’s primary residence to enable
9 or assist the qualified family member to be mobile, safe, or independent.

10 b. The purchase or lease of equipment to enable or assist the qualified family
11 member to carry out one or more activities of daily living.

12 c. The acquisition of goods or services, or support, to assist the claimant in
13 caring for the qualified family member, including employing a home care aide or
14 personal care attendant, adult day care, specialized transportation, legal or financial
15 services, or assistive care technology.

16 4. “Qualified family member” means an individual to whom all of the following
17 apply:

18 a. The individual is at least 18 years of age during the taxable year to which
19 the claim relates.

20 b. The individual requires assistance with one or more daily living activities,
21 as certified in writing by a physician.

22 c. The individual is the claimant’s family member, as defined in s. 46.2805 (6m).

23 (b) *Filing claims*. For taxable years beginning after December 31, 2020, and
24 subject to the limitations provided in this subsection, a claimant may claim as a

1 credit against the tax imposed under s. 71.02, up to the amount of those taxes, 50
2 percent of the claimant's qualified expenses.

3 (c) *Limitations.* 1. Subject to subds. 2. and 3., the maximum credit that may
4 be claimed under this subsection each taxable year with regard to a particular
5 qualified family member is \$500 or, if a claimant is married and filing a separate
6 return, \$250. If more than one individual may file a claim under this subsection for
7 a particular qualified family member, the maximum credit specified in this
8 subdivision shall be apportioned among all eligible claimants based on the ratio of
9 their qualified expenses to the total amount of all qualified expenses incurred on
10 behalf of that particular qualified family member, as determined by the department.

11 2. If the claimant is married and filing jointly and the couple's federal adjusted
12 gross income in the taxable year exceeds \$170,000, no credit may be claimed under
13 this subsection. If the claimant is married and filing jointly and the couple's federal
14 adjusted gross income in the taxable year exceeds \$150,000, but does not exceed
15 \$170,000, the credit claimed under this subsection may not exceed the amount
16 determined as follows:

17 a. Determine the amount allowed under par. (b) without regard to this
18 subdivision but with regard to subd. 1.

19 b. Subtract \$150,000 from the couple's federal adjusted gross income.

20 c. Divide the amount determined under subd. 2. b. by \$20,000.

21 d. Multiple the amount determined under subd. 2. a. by the amount determined
22 under subd. 2. c.

23 e. Subtract the amount determined under subd. 2. d. from the amount
24 determined under subd. 2. a.

1 3. If the claimant files as a single individual or head of household, or is married
2 and files separately, and the claimant's federal adjusted gross income in the taxable
3 year exceeds \$85,000, no credit may be claimed under this subsection. If the claimant
4 files as a single individual or head of household, or is married and files separately,
5 and the claimant's federal adjusted gross income in the taxable year exceeds \$75,000,
6 but does not exceed \$85,000, the credit claimed under this subsection may not exceed
7 the amount determined as follows:

8 a. Determine the amount allowed under par. (b) without regard to this
9 subdivision but with regard to subd. 1.

10 b. Subtract \$75,000 from the claimant's federal adjusted gross income.

11 c. Divide the amount determined under subd. 3. b. by \$10,000.

12 d. Multiple the amount determined under subd. 3. a. by the amount determined
13 under subd. 3. c.

14 e. Subtract the amount determined under subd. 3. d. from the amount
15 determined under subd. 3. a.

16 4. No credit may be allowed under this subsection unless it is claimed within
17 the period specified under s. 71.75 (2).

18 5. No credit may be claimed under this subsection by nonresidents or part-year
19 residents of this state.

20 6. Qualified expenses may not include any of the following:

21 a. General food, clothing, or transportation expenses.

22 b. Ordinary household maintenance or repair expenses that are not directly
23 related or necessary for the care of the qualified family member.

24 c. Any amount that is paid or reimbursed, or eligible to be reimbursed, by
25 insurance or other means.

1 7. No credit may be allowed under this subsection for a taxable year covering
2 a period of less than 12 months, except for a taxable year closed by reason of the death
3 of the taxpayer.

4 (d) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit
5 under that subsection, applies to the credit under this subsection.

6 **SECTION 1343.** 71.07 (9e) (aj) (intro.) of the statutes is amended to read:

7 71.07 (9e) (aj) (intro.) For taxable years beginning after December 31, 2010,
8 and before January 1, 2021, an individual may credit against the tax imposed under
9 s. 71.02 an amount equal to one of the following percentages of the federal basic
10 earned income credit for which the person is eligible for the taxable year under
11 section 32 (b) (1) ~~(A) to (C)~~ of the Internal Revenue Code:

12 **SECTION 1344.** 71.07 (9e) (ak) of the statutes is created to read:

13 71.07 (9e) (ak) For taxable years beginning after December 31, 2020, an
14 individual may credit against the tax imposed under s. 71.02 an amount equal to one
15 of the following percentages of the federal basic earned income credit for which the
16 individual is eligible for the taxable year under section 32 (b) (1) of the Internal
17 Revenue Code:

18 1. If the individual has one qualifying child who has the same principal place
19 of abode as the individual, 16 percent.

20 2. If the individual has 2 qualifying children who have the same principal place
21 of abode as the individual, 25 percent.

22 3. If the individual has 3 or more qualifying children who have the same
23 principal place of abode as the individual, 34 percent.

24 **SECTION 1345.** 71.07 (9e) (b) of the statutes is amended to read:

1 71.07 **(9e)** (b) No credit may be allowed under this subsection to married
2 persons, except married persons living apart who are treated as single under section
3 7703 (b) of the ~~internal revenue code~~ Internal Revenue Code, if the ~~husband and wife~~
4 spouses report their income on separate income tax returns for the taxable year.

5 **SECTION 1346.** 71.07 (9g) of the statutes is created to read:

6 71.07 **(9g)** ADDITIONAL CHILD AND DEPENDENT CARE TAX CREDIT. (a) *Definitions.*
7 In this subsection:

8 1. “Claimant” means an individual who is eligible for and claims the federal
9 child and dependent care tax credit for the taxable year to which the claim under this
10 subsection relates.

11 2. “Federal child and dependent care tax credit” means the tax credit under 26
12 USC section 21.

13 (b) *Filing claims.* Subject to the limitations provided in this subsection, a
14 claimant may claim as a credit against the tax imposed under s. 71.02, up to the
15 amount of those taxes, an amount equal to 50 percent of the federal child and
16 dependent care tax credit claimed by the claimant on his or her federal income tax
17 return for the taxable year to which the claim under this subsection relates.

18 (c) *Limitations.* 1. No credit may be allowed under this subsection unless it
19 is claimed within the period under s. 71.75 (2).

20 2. No credit may be allowed under this subsection for a taxable year covering
21 a period of less than 12 months, except for a taxable year closed by reason of the death
22 of the claimant.

23 3. The credit under this subsection may not be claimed by a part-year resident
24 or a nonresident of this state.

1 4. A claimant who claims the credit under this subsection is subject to the
2 special rules in 26 USC 21 (e) (2) and (4).

3 (d) *Administration.* Subsection (9e) (d), to the extent that it applies to the credit
4 under that subsection, applies to the credit under this subsection.

5 **SECTION 1347.** 71.09 (13) (a) 2. of the statutes is amended to read:

6 71.09 (13) (a) 2. The tax shown on the return for the preceding year. If ~~a~~
7 ~~husband and wife~~ spouses who filed separate returns for the preceding taxable year
8 file a joint return, the tax shown on the return for the preceding year is the sum of
9 the taxes shown on the separate returns of the ~~husband and wife~~ spouses. If ~~a~~
10 ~~husband and wife~~ spouses who filed a joint return for the preceding taxable year file
11 separate returns, the tax shown on the return for the preceding year is ~~the husband's~~
12 ~~or wife's~~ each spouse's proportion of that tax based on what their respective tax
13 liabilities for that year would have been had they filed separately.

14 **SECTION 1348.** 71.10 (4) (cs) of the statutes is created to read:

15 71.10 (4) (cs) Additional child and dependent care tax credit under s. 71.07 (9g).

16 **SECTION 1349.** 71.10 (4) (ct) of the statutes is created to read:

17 71.10 (4) (ct) Work opportunity tax credit under s. 71.07 (4t).

18 **SECTION 1350.** 71.10 (4) (ha) of the statutes is created to read:

19 71.10 (4) (ha) Flood insurance premiums credit under s. 71.07 (8m).

20 **SECTION 1351.** 71.10 (4) (hd) of the statutes is created to read:

21 71.10 (4) (hd) Family caregiver tax credit under s. 71.07 (8p).

22 **SECTION 1352.** 71.10 (4) (k) of the statutes is created to read:

23 71.10 (4) (k) Any amount computed under s. 71.83 (1) (ch).

24 **SECTION 1353.** 71.10 (10) of the statutes is created to read:

1 71.10 (10) FIRST-TIME HOMEBUYER SAVINGS ACCOUNTS. (a) *Definitions*. In this
2 subsection:

3 1. “Account holder” means an individual who creates, individually or jointly
4 with his or her spouse, an account under par. (b) 1.

5 2. “Allowable closing costs” means disbursements listed in a settlement
6 statement for the purchase of a single-family residence by a beneficiary.

7 3. “Beneficiary” means a first-time homebuyer who is designated by an account
8 holder as the beneficiary of an account created under par. (b) 1.

9 4. “Eligible costs” means the down payment and allowable closing costs for the
10 purchase of a single-family residence in this state by a beneficiary.

11 5. “Financial institution” means a bank, trust company, savings institution,
12 savings bank, savings and loan association, industrial loan association, consumer
13 finance company, credit union, or a benefit association, insurance company, safe
14 deposit company, money market mutual fund, or similar entity authorized to do
15 business in this state.

16 6. “First-time homebuyer” means an individual who resides in this state and
17 did not have, either individually or jointly, a present ownership interest in a
18 single-family residence during the 36 months before the month in which the
19 individual purchases a single-family residence in this state.

20 7. “Single-family residence” means a residence intended for occupation by a
21 single family unit that is purchased by a beneficiary for use as his or her principal
22 residence.

23 (b) *Creation of account*. 1. An individual may create an account and become
24 the account holder by opening an account at a financial institution for the purpose
25 of paying or reimbursing the eligible costs of a first-time homebuyer. The account

1 holder shall designate a beneficiary when the account is created and may designate
2 himself or herself as the beneficiary. An account may have only one beneficiary at
3 any one time. An individual may be the beneficiary of more than one account, and
4 an individual may be the account holder of more than one account, but an account
5 holder may not have more than one account that designates the same beneficiary.
6 The account holder may change the beneficiary at any time.

7 2. An individual may jointly own an account created under subd. 1 with his or
8 her spouse.

9 3. Only cash and marketable securities may be contributed to an account
10 created under subd. 1.

11 4. Persons other than an account holder may contribute to an account created
12 under subd. 1, but the subtraction under s. 71.05 (6) (b) 55. may be made only by the
13 account holder.

14 (c) *Account holder rights and responsibilities.* 1. An account holder may
15 withdraw funds from an account created under par. (b) 1. to pay eligible costs for the
16 benefit of the beneficiary or to reimburse the beneficiary for eligible costs the
17 beneficiary incurs and has paid.

18 2. An account holder may not use funds in an account created under par. (b) 1.
19 to pay any expenses he or she incurs in administering the account, although a
20 financial institution may deduct a service fee from the account.

21 3. Annually, an account holder shall submit to the department with his or her
22 income tax return, on forms prepared by the department, information regarding the
23 account created under par. (b) 1. The information submitted shall include all of the
24 following:

1 a. A list of transactions in the account during the taxable year to which the
2 return relates, including the beginning and ending balances of the account.

3 b. The 1099 form issued by the financial institution that relates to the account.

4 c. A list of eligible costs, and other costs, for which funds from the account were
5 withdrawn during the taxable year to which the return relates.

6 4. An account holder may withdraw funds from an account created under par.
7 (b) 1. with no penalty due under s. 71.83 (1) (ch) and no responsibility to make an
8 addition under s. 71.05 (6) (a) 30. if he or she immediately transfers the funds to a
9 different financial institution and deposits the funds into an account created under
10 par. (b) 1. at that financial institution.

11 (d) *Limitations on accounts, dissolution.* 1. An account holder may not claim
12 a subtraction under s. 71.05 (6) (b) 55. for more than a total of \$50,000 of deposits into
13 any account created under par. (b) 1. for each beneficiary.

14 2. An account holder shall dissolve an account created under par. (b) 1. no later
15 than 120 months after it is created. The financial institution shall distribute any
16 funds in the account at dissolution to the account holder.

17 3. If an account holder dies while funds remain in an account created under par.
18 (b) 1., the account shall be dissolved and the financial institution shall distribute the
19 funds to the account holder's estate.

20 (e) *Department responsibilities.* The department shall:

21 1. Prepare and distribute any forms that an account holder is required to
22 submit under par. (c) 3. and any other forms necessary to administer this subsection
23 and the adjustments to income under s. 71.05 (6) (a) 30. and (b) 55.

24 2. Prepare and distribute to financial institutions and potential homebuyers
25 informational materials about the accounts described in this subsection.

1 **SECTION 1354.** 71.125 (1) of the statutes is amended to read:

2 71.125 (1) Except as provided in sub. (2), the tax imposed by this chapter on
3 individuals and the rates under s. 71.06 (1), (1m), (1n), (1p), (1q), (1r), and (2) shall
4 apply to the Wisconsin taxable income of estates or trusts, except nuclear
5 decommissioning trust or reserve funds, and that tax shall be paid by the fiduciary.

6 **SECTION 1355.** 71.125 (2) of the statutes is amended to read:

7 71.125 (2) Each electing small business trust, as defined in section 1361 (e) (1)
8 of the Internal Revenue Code, is subject to tax at the highest rate under s. 71.06 (1),
9 (1m), (1n), (1p), ~~or~~ (1q), or (1r), whichever taxable year is applicable, on its income
10 as computed under section 641 of the Internal Revenue Code, as modified by s. 71.05
11 (6) to (12), (19) and (20).

12 **SECTION 1356.** 71.17 (6) of the statutes is amended to read:

13 71.17 (6) FUNERAL TRUSTS. If a qualified funeral trust makes the election under
14 section 685 of the Internal Revenue Code for federal income tax purposes, that
15 election applies for purposes of this chapter and each trust shall compute its own tax
16 and shall apply the rates under s. 71.06 (1), (1m), (1n), (1p), ~~or~~ (1q), or (1r).”.

17 **SECTION 1357.** 71.26 (3) (j) of the statutes is amended to read:

18 71.26 (3) (j) Sections 243, 244, 245, 245A, 246 and 246A are excluded and
19 replaced by the rule that corporations may deduct from income dividends received
20 from a corporation with respect to its common stock if the corporation receiving the
21 dividends owns, directly or indirectly, during the entire taxable year at least 70
22 percent of the total combined voting stock of the payor corporation. In this
23 paragraph, “dividends received” means gross dividends minus taxes on those
24 dividends paid to a foreign nation and claimed as a deduction under this chapter. The

1 same dividends may not be deducted more than once and may not be used in the
2 determination of a net business loss under ss. 71.26 (4) and 71.45 (4).

3 **SECTION 1358.** 71.26 (4) (a) of the statutes is amended to read:

4 71.26 (4) (a) Except as provided in par. (b) and s. 71.80 (25), a corporation,
5 except a tax-option corporation or an insurer to which s. 71.45 (4) applies, may offset
6 against its Wisconsin net business income any Wisconsin net business loss incurred
7 in any of the 20 immediately preceding taxable years, if the corporation was subject
8 to taxation under this chapter in the taxable year in which the loss was incurred, to
9 the extent not offset by other items of Wisconsin income in the loss year and by
10 Wisconsin net business income of any year between the loss year and the taxable year
11 for which an offset is claimed. For purposes of this subsection, Wisconsin net
12 business income or loss shall consist of all the income attributable to the operation
13 of a trade or business in this state, less the business expenses allowed as deductions
14 in computing net income, except that the dividends received deduction under sub. (3)
15 (j) may not be used in the determination of a net business loss. The Wisconsin net
16 business income or loss of corporations engaged in business within and without the
17 state shall be determined under s. 71.25 (6) and (10) to (12). Nonapportionable losses
18 having a Wisconsin situs under s. 71.25 (5) (b) shall be included in Wisconsin net
19 business loss; and nonapportionable income having a Wisconsin situs under s. 71.25
20 (5) (b), whether taxable or exempt, shall be included in other items of Wisconsin
21 income and Wisconsin net business income for purposes of this subsection.

22 **SECTION 1359.** 71.28 (3q) (c) 1. of the statutes is renumbered 71.28 (3q) (c) 1.
23 a. and amended to read:

24 71.28 (3q) (c) 1. a. ~~Partnerships~~ Except as provided in subd. 1. b., partnerships,
25 limited liability companies, and tax-option corporations may not claim the credit

1 under this subsection, but the eligibility for, and the amount of, the credit are based
2 on their payment of amounts under par. (b). A partnership, limited liability company,
3 or tax-option corporation shall compute the amount of credit that each of its
4 partners, members, or shareholders may claim and shall provide that information
5 to each of them. Partners, members of limited liability companies, and shareholders
6 of tax-option corporations may claim the credit in proportion to their ownership
7 interests.

8 **SECTION 1360.** 71.28 (3q) (c) 1. b. of the statutes is created to read:

9 71.28 (3q) (c) 1. b. For taxable years beginning after December 31, 2020,
10 partnerships, limited liability companies, and tax-option corporations may elect to
11 claim the credit under this subsection, if the credit results from a contract entered
12 into with the Wisconsin Economic Development Corporation before December 22,
13 2017. A partnership, limited liability company, or tax-option corporation that
14 wishes to make the election under this subd. 1. b. shall make the election for each
15 taxable year on its original return and may not subsequently make or revoke the
16 election. If a partnership, limited liability company, or tax-option corporation elects
17 to claim the credit under this subsection, the partners, members, and shareholders
18 may not claim the credit under this subsection. The credit may not be claimed under
19 this subd. 1. b. if one or more partners, members, or shareholders have claimed the
20 credit under this subsection for the same taxable year for which the credit is claimed
21 under this subd. 1. b.

22 **SECTION 1361.** 71.28 (3w) (a) 1. of the statutes is renumbered 71.28 (3w) (a) 1.

23 a. and amended to read:

1 71.28 (3w) (a) 1. a. “Base Except as provided in subd. 1. b., “base year” means
2 the taxable year beginning during the calendar year prior to the calendar year in
3 which the enterprise zone in which the claimant is located takes effect.

4 **SECTION 1362.** 71.28 (3w) (a) 1. b. of the statutes is created to read:

5 71.28 (3w) (a) 1. b. For a claimant whose award under s. 238.399 is certified
6 after December 31, 2020, “base year” means the 12-month period prior to the date
7 on which the claimant was certified under s. 238.399 (5).

8 **SECTION 1363.** 71.28 (3w) (a) 6. of the statutes is renumbered 71.28 (3w) (a) 6.
9 a. and amended to read:

10 71.28 (3w) (a) 6. a. “Zone payroll” means the amount of state payroll that is
11 attributable to wages paid to full-time employees for services that are performed in
12 an enterprise zone. “Zone Except as provided in subd. 6. b., “zone payroll” does not
13 include the amount of wages paid to any full-time employees that exceeds \$100,000.

14 **SECTION 1364.** 71.28 (3w) (a) 6. b. of the statutes is created to read:

15 71.28 (3w) (a) 6. b. For a claimant whose award under s. 238.399 is certified
16 after December 31, 2020, “zone payroll” does not include the amount of wages paid
17 to any full-time employees that exceeds \$123,000.

18 **SECTION 1365.** 71.28 (3w) (b) (intro.) of the statutes is amended to read:

19 71.28 (3w) (b) *Filing claims under pre-2022 award certifications; payroll.*
20 (intro.) Subject to the limitations provided in this subsection and s. 238.399 or s.
21 560.799, 2009 stats., a claimant whose award is certified prior to January 1, 2022,
22 may claim as a credit against the tax imposed under s. 71.23 an amount calculated
23 as follows:

24 **SECTION 1366.** 71.28 (3w) (bd) of the statutes is created to read:

1 71.28 (3w) (bd) *Filing claims under post-2021 award certifications; payroll.*

2 Subject to the limitations provided in this subsection and s. 238.399, a claimant
3 whose award is certified after December 31, 2020, may claim as a credit against the
4 tax imposed under s. 71.23 an amount calculated as follows:

5 1. Determine the amount that is the lesser of:

6 a. The number of full-time employees whose annual wages are greater than
7 \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II county
8 or municipality and who the claimant employed in the enterprise zone in the taxable
9 year, minus the number of full-time employees whose annual wages were greater
10 than \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II
11 county or municipality and who the claimant employed in the area that comprises
12 the enterprise zone in the base year.

13 b. The number of full-time employees whose annual wages are greater than
14 \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II county
15 or municipality and who the claimant employed in the state in the taxable year,
16 minus the number of full-time employees whose annual wages were greater than
17 \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II county
18 or municipality and who the claimant employed in the state in the base year.

19 2. Determine the claimant's average zone payroll by dividing total wages for
20 full-time employees whose annual wages are greater than \$27,900 in a tier I county
21 or municipality or greater than \$37,000 in a tier II county or municipality and who
22 the claimant employed in the enterprise zone in the taxable year by the number of
23 full-time employees whose annual wages are greater than \$27,900 in a tier I county
24 or municipality or greater than \$37,000 in a tier II county or municipality and who
25 the claimant employed in the enterprise zone in the taxable year.

1 3. For employees in a tier I county or municipality, subtract \$27,900 from the
2 amount determined under subd. 2. and for employees in a tier II county or
3 municipality, subtract \$37,000 from the amount determined under subd. 2.

4 4. Multiply the amount determined under subd. 3. by the amount determined
5 under subd. 1.

6 5. Multiply the amount determined under subd. 4. by the percentage
7 determined under s. 238.399, not to exceed 7 percent.

8 **SECTION 1367.** 71.28 (3w) (bm) 1. of the statutes is amended to read:

9 71.28 (3w) (bm) 1. In addition to the credits under ~~par. pars.~~ (b) and (bd) and
10 subds. 2., 3., ~~and 4.~~ to 5., and subject to the limitations provided in this subsection
11 and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the
12 tax imposed under s. 71.23 an amount equal to a percentage, as determined under
13 s. 238.399 or s. 560.799, 2009 stats., not to exceed 100 percent, of the amount the
14 claimant paid in the taxable year to upgrade or improve the job-related skills of any
15 of the claimant's full-time employees, to train any of the claimant's full-time
16 employees on the use of job-related new technologies, or to provide job-related
17 training to any full-time employee whose employment with the claimant represents
18 the employee's first full-time job. This subdivision does not apply to employees who
19 do not work in an enterprise zone.

20 **SECTION 1368.** 71.28 (3w) (bm) 2. of the statutes is renumbered 71.28 (3w) (bm)
21 2. (intro.) and amended to read:

22 71.28 (3w) (bm) 2. (intro.) In addition to the credits under ~~par. pars.~~ (b) and (bd)
23 and subds. 1., 3., ~~and 4.~~ and 5., and subject to the limitations provided in this
24 subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit
25 against the tax imposed under s. 71.23 one of the following amounts:

1 a. For a claimant whose award is certified prior to January 1, 2022, an amount
2 equal to the percentage, as determined under s. 238.399 or s. 560.799, 2009 stats.,
3 not to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all
4 of the claimant's full-time employees whose annual wages are greater than the
5 amount determined by multiplying 2,080 by 150 percent of the federal minimum
6 wage in a tier I county or municipality, not including the wages paid to the employees
7 determined under par. (b) 1., or greater than \$30,000 in a tier II county or
8 municipality, not including the wages paid to the employees determined under par.
9 (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if
10 the total number of such employees is equal to or greater than the total number of
11 such employees in the base year. ~~A claimant may claim a credit under this~~
12 ~~subdivision for no more than 5 consecutive taxable years.~~

13 **SECTION 1369.** 71.28 (3w) (bm) 2. b. of the statutes is created to read:

14 71.28 **(3w)** (bm) 2. b. For a claimant whose award is certified after December
15 31, 2020, an amount equal to the percentage, as determined under s. 238.399, not to
16 exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of the
17 claimant's full-time employees whose annual wages are greater than \$27,900 in a
18 tier I county or municipality, not including the wages paid to the employees
19 determined under par. (bd) 1., or greater than \$37,000 in a tier II county or
20 municipality, not including the wages paid to the employees determined under par.
21 (bd) 1., and who the claimant employed in the enterprise zone in the taxable year, if
22 the total number of such employees is equal to or greater than the total number of
23 such employees in the base year.

24 **SECTION 1370.** 71.28 (3w) (bm) 3. of the statutes is amended to read:

1 71.28 (3w) (bm) 3. In addition to the credits under ~~par. pars.~~ par. (b) and (bd) and
2 subds. 1., 2., and 4., and 5., and subject to the limitations provided in this subsection
3 and s. 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December
4 31, 2008, a claimant may claim as a credit against the tax imposed under s. 71.23 up
5 to 10 percent of the claimant's significant capital expenditures, as determined under
6 s. 238.399 (5m) or s. 560.799 (5m), 2009 stats.

7 **SECTION 1371.** 71.28 (3w) (bm) 4. of the statutes is amended to read:

8 71.28 (3w) (bm) 4. In addition to the credits under ~~par. pars.~~ par. (b) and (bd) and
9 subds. 1., 2., ~~and 3.~~, and 5., and subject to the limitations provided in this subsection
10 and s. 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December
11 31, 2009, a claimant may claim as a credit against the tax imposed under s. 71.23,
12 up to 1 percent of the amount that the claimant paid in the taxable year to purchase
13 tangible personal property, items, property, or goods under s. 77.52 (1) (b), (c), or (d),
14 or services from Wisconsin vendors, as determined under s. 238.399 (5) (e) or s.
15 560.799 (5) (e), 2009 stats., except that the claimant may not claim the credit under
16 this subdivision and subd. 3. for the same expenditures.

17 **SECTION 1372.** 71.28 (3w) (bm) 5. of the statutes is renumbered 71.28 (3w) (bm)
18 5. (intro.) and amended to read:

19 71.28 (3w) (bm) 5. (intro.) In addition to the credits under ~~par. pars.~~ par. (b) and (bd)
20 and subds. 1. to 4., and subject to the limitations provided in this subsection and s.
21 238.399 or s. 560.799, 2009 stats., a claimant that has retained the minimum number
22 of full-time employees determined under s. 238.399 (5) (f) and maintained average
23 zone payroll for the taxable year equal to or greater than the base year may claim
24 as a credit against the tax imposed under s. 71.23 one of the following amounts:

1 a. For a claimant whose award is certified prior to January 1, 2022, an amount
2 equal to the percentage, as determined by the Wisconsin Economic Development
3 Corporation, of the claimant's zone payroll paid in the 12 months prior to the
4 certification date to the claimant's full-time employees in the enterprise zone whose
5 annual wages are greater than the amount determined by multiplying 2,080 by 150
6 percent of the federal minimum wage in a tier I county or municipality or greater
7 than \$30,000 in a tier II county or municipality. ~~The amount that the claimant may
8 claim as credit under this subdivision for a taxable year shall not exceed \$2,000,000.
9 A claimant may claim a credit under this subdivision for no more than 5 consecutive
10 taxable years.~~

11 **SECTION 1373.** 71.28 (3w) (bm) 5. b. of the statutes is created to read:

12 71.28 (3w) (bm) 5. b. For a claimant whose award is certified after December
13 31, 2020, an amount equal to the percentage, as determined by the Wisconsin
14 Economic Development Corporation, of the claimant's zone payroll paid in the 12
15 months prior to the certification date to the claimant's full-time employees in the
16 enterprise zone whose annual wages are greater than \$27,900 in a tier I county or
17 municipality or greater than \$37,000 in a tier II county or municipality.

18 **SECTION 1374.** 71.28 (3w) (c) 2. of the statutes is renumbered 71.28 (3w) (c) 2.

19 a. and amended to read:

20 71.28 (3w) (c) 2. a. ~~Partnerships~~ Except as provided in subd. 2. b., partnerships,
21 limited liability companies, and tax-option corporations may not claim the credit
22 under this subsection, but the eligibility for, and the amount of, the credit are based
23 on their payment of amounts described under pars. (b) and (bm). A partnership,
24 limited liability company, or tax-option corporation shall compute the amount of
25 credit that each of its partners, members, or shareholders may claim and shall

1 provide that information to each of them. Partners, members of limited liability
2 companies, and shareholders of tax-option corporations may claim the credit in
3 proportion to their ownership interests.

4 **SECTION 1375.** 71.28 (3w) (c) 2. b. of the statutes is created to read:

5 71.28 (3w) (c) 2. b. For taxable years beginning after December 31, 2020,
6 partnerships, limited liability companies, and tax-option corporations may elect to
7 claim the credit under this subsection, if the credit results from a contract entered
8 into with the Wisconsin Economic Development Corporation before December 22,
9 2017. A partnership, limited liability company, or tax-option corporation that
10 wishes to make the election under this subd. 2. b. shall make the election for each
11 taxable year on its original return and may not subsequently make or revoke the
12 election. If a partnership, limited liability company, or tax-option corporation elects
13 to claim the credit under this subsection, the partners, members, and shareholders
14 may not claim the credit under this subsection. The credit may not be claimed under
15 this subd. 2. b. if one or more partners, members, or shareholders have claimed the
16 credit under this subsection for the same taxable year for which the credit is claimed
17 under this subd. 2. b.

18 **SECTION 1376.** 71.28 (3w) (c) 5. of the statutes is created to read:

19 71.28 (3w) (c) 5. A claimant may claim a credit under par. (bm) 2. for no more
20 than 5 consecutive taxable years.

21 **SECTION 1377.** 71.28 (3w) (c) 6. of the statutes is created to read:

22 71.28 (3w) (c) 6. The amount that the claimant may claim as credit under par.
23 (bm) 5. for a taxable year may not exceed \$2,000,000. A claimant may claim a credit
24 under par. (bm) 5. for no more than 5 consecutive taxable years.

25 **SECTION 1378.** 71.28 (3w) (cm) of the statutes is created to read:

1 71.28 (3w) (cm) *Inflation adjustments.* For taxable years beginning after
2 December 31, 2022, the dollar amounts in pars. (a) 6. b., (bd) 1. a. and b., 2., and 3.,
3 and (bm) 2. b. and 5. b. shall be increased each year by a percentage equal to the
4 percentage change between the U.S. consumer price index for all urban consumers,
5 U.S. city average, for the month of August of the previous year and the U.S. consumer
6 price index for all urban consumers, U.S. city average, for the month of August of the
7 year before the previous year, as determined by the federal department of labor.
8 Each amount that is revised under this paragraph shall be rounded to the nearest
9 multiple of \$10 if the revised amount is not a multiple of \$10 or, if the revised amount
10 is a multiple of \$5, such an amount shall be increased to the next higher multiple of
11 \$10.

12 **SECTION 1379.** 71.28 (3y) (b) 5. of the statutes is amended to read:

13 71.28 (3y) (b) 5. An amount, as determined by the Wisconsin Economic
14 Development Corporation under s. 238.308 (4) (a) 5., equal to a percentage of the
15 amount of wages that the claimant paid to an eligible employee in the taxable year
16 if the position in which the eligible employee was employed was created or retained
17 in connection with the claimant's location or retention of the claimant's corporate
18 headquarters in Wisconsin and the job duties associated with the eligible employee's
19 position involve the performance of corporate headquarters functions.

20 **SECTION 1380.** 71.28 (3y) (b) 6. of the statutes is created to read:

21 71.28 (3y) (b) 6. An amount, as determined by the Wisconsin Economic
22 Development Corporation under s. 238.308 (4) (a) 6., equal to a percentage, not to
23 exceed 25 percent, of the claimant's energy efficiency or renewable energy project
24 expenditures on real or personal property located in this state.

1 **SECTION 1381.** 71.28 (3y) (c) 1. of the statutes is renumbered 71.28 (3y) (c) 1.
2 a. and amended to read:

3 71.28 (3y) (c) 1. a. ~~Partnerships~~ Except as provided in subd. 1. b., partnerships,
4 limited liability companies, and tax-option corporations may not claim the credit
5 under this subsection, but the eligibility for, and the amount of, the credit are based
6 on their payment of amounts under par. (b). A partnership, limited liability company,
7 or tax-option corporation shall compute the amount of credit that each of its
8 partners, members, or shareholders may claim and shall provide that information
9 to each of them. Partners, members of limited liability companies, and shareholders
10 of tax-option corporations may claim the credit in proportion to their ownership
11 interests.

12 **SECTION 1382.** 71.28 (3y) (c) 1. b. of the statutes is created to read:

13 71.28 (3y) (c) 1. b. For taxable years beginning after December 31, 2020,
14 partnerships, limited liability companies, and tax-option corporations may elect to
15 claim the credit under this subsection, if the credit results from a contract entered
16 into with the Wisconsin Economic Development Corporation before December 22,
17 2017. A partnership, limited liability company, or tax-option corporation that
18 wishes to make the election under this subd. 1. b. shall make the election for each
19 taxable year on its original return and may not subsequently make or revoke the
20 election. If a partnership, limited liability company, or tax-option corporation elects
21 to claim the credit under this subsection, the partners, members, and shareholders
22 may not claim the credit under this subsection. The credit may not be claimed under
23 this subd. 1. b. if one or more partners, members, or shareholders have claimed the
24 credit under this subsection for the same taxable year for which the credit is claimed
25 under this subd. 1. b.

1 **SECTION 1383.** 71.28 (4) (k) 1. of the statutes is renumbered 71.28 (4) (k) 1. a.
2 and amended to read:

3 71.28 (4) (k) 1. a. The For taxable years beginning before January 1, 2021, the
4 amount of the claim not used to offset the tax due, not to exceed 10 percent of the
5 allowable amount of the claim under par. (ad) 4., 5., or 6., shall be certified by the
6 department of revenue to the department of administration for payment by check,
7 share draft, or other draft drawn from the appropriation account under s. 20.835 (2)
8 (d).

9 **SECTION 1384.** 71.28 (4) (k) 1. b. of the statutes is created to read:

10 71.28 (4) (k) 1. b. For taxable years beginning after December 31, 2020, the
11 amount of the claim not used to offset the tax due, not to exceed 20 percent of the
12 allowable amount of the claim under par. (ad) 4., 5., or 6., shall be certified by the
13 department of revenue to the department of administration for payment by check,
14 share draft, or other draft drawn from the appropriation account under s. 20.835 (2)
15 (d).

16 **SECTION 1385.** 71.28 (4t) of the statutes is created to read:

17 71.28 (4t) WORK OPPORTUNITY TAX CREDIT. (a) *Definitions.* In this subsection:

18 1. “Claimant” means a person who is an employer of a targeted group member
19 and who files a claim under this subsection.

20 2. “Targeted group member” means an individual who performs services for the
21 claimant in this state and who is a member of a targeted group under 26 USC 51 (d).

22 (b) *Filing claims.* For taxable years beginning after December 31, 2020, a
23 claimant may claim as a credit against the taxes imposed under s. 71.23, up to the
24 amount of the tax, the following amounts:

1 1. An amount equal to 20 percent of the qualified first-year wages, as defined
2 in 26 USC 51 (b) (2), paid during the taxable year to a targeted group member who
3 has performed at least 400 hours of services for the claimant in this state.

4 2. An amount equal to 12.5 percent of the qualified first-year wages, as defined
5 in 26 USC 51 (b) (2), paid during the taxable year to a targeted group member who
6 has performed at least 120 hours, but less than 400 hours, of services for the claimant
7 in this state.

8 3. An amount equal to 25 percent of the qualified 2nd-year wages, as defined
9 in 26 USC 51 (e) (2), paid during the taxable year to a long-term family assistance
10 recipient, as defined in 26 USC 51 (d) (10), who has performed at least 400 hours of
11 services for the claimant in this state.

12 (c) *Limitations.* 1. The wages for which a credit may be claimed under par. (b)
13 may not exceed the applicable threshold in 26 USC 51 (b) (3), (d) (7) (B) (ii), or (e) (1)
14 (B) and may not be paid for services performed outside this state.

15 2. A credit under this subsection shall be claimed at the same time as the credit
16 under 26 USC 51.

17 3. The requirements and limitations in 26 USC 51 (d) (13), (f), (i), and (k) shall
18 apply to the credit under this subsection.

19 4. Partnerships, limited liability companies, and tax-option corporations may
20 not claim the credit under this subsection, but the eligibility for, and the amount of,
21 the credit are based on their payment of the wages under par. (b). A partnership,
22 limited liability company, or tax-option corporation shall compute the amount of
23 credit that each of its partners, members, or shareholders may claim and shall
24 provide that information to each of them. The partners, members, and shareholders
25 may claim the credit in proportion to their ownership interests.

1 (d) *Administration*. Subsection (4) (e) to (h), as it applies to the credit under
2 sub. (4), applies to the credit under this subsection.

3 **SECTION 1386.** 71.28 (5n) (d) 2. of the statutes is amended to read:

4 71.28 (5n) (d) 2. Except as provided in ~~subd. 2m. and 3.~~ subds. 2m. and 3., for purposes of
5 determining a claimant's eligible qualified production activities income under this
6 subsection, the claimant shall multiply the claimant's qualified production activities
7 income from property manufactured by the claimant by the manufacturing property
8 factor and qualified production activities income from property produced, grown, or
9 extracted by the claimant by the agriculture property factor.

10 **SECTION 1387.** 71.28 (5n) (d) 2m. of the statutes is created to read:

11 71.28 (5n) (d) 2m. Except as provided in subd. 3., for taxable years beginning
12 after December 31, 2020, for purposes of determining a claimant's eligible qualified
13 production activities income from manufacturing under this subsection, the
14 claimant shall multiply the claimant's qualified production activities income, not
15 exceeding \$300,000, from property manufactured by the claimant by the
16 manufacturing property factor.

17 **SECTION 1388.** 71.28 (5n) (d) 3. a. of the statutes is amended to read:

18 71.28 (5n) (d) 3. a. The eligible qualified production activities income
19 determined under subd. 2. or 2m.

20 **SECTION 1389.** 71.28 (8b) (a) 5. of the statutes is amended to read:

21 71.28 (8b) (a) 5. "Credit period" means the period of ~~6~~ 10 taxable years
22 beginning with the taxable year in which a qualified development is placed in
23 service. For purposes of this subdivision, if a qualified development consists of more
24 than one building, the qualified development is placed in service in the taxable year
25 in which the last building of the qualified development is placed in service.

1 **SECTION 1390.** 71.28 (8b) (a) 7. of the statutes is amended to read:

2 71.28 **(8b)** (a) 7. “Qualified development” means a qualified low-income
3 housing project under section 42 (g) of the Internal Revenue Code that is financed
4 with tax-exempt bonds, ~~pursuant to section 42 (i) (2) described in section 42 (h) (4)~~
5 (A) of the Internal Revenue Code, allocated the credit under section 42 of the Internal
6 Revenue Code, and located in this state; except that the authority may waive, in the
7 qualified allocation plan under section 42 (m) (1) (B) of the Internal Revenue Code,
8 the requirements of tax-exempt bond financing and federal credit allocation to the
9 extent the authority anticipates that sufficient volume cap under section 146 of the
10 Internal Revenue Code will not be available to finance low-income housing projects
11 in any year.

12 **SECTION 1391.** 71.30 (3) (ct) of the statutes is created to read:

13 71.30 **(3)** (ct) Work opportunity tax credit under s. 71.28 (4t).

14 **SECTION 1392.** 71.45 (4) (a) of the statutes is amended to read:

15 71.45 **(4)** (a) Except as provided in par. (b) and s. 71.80 (25), insurers computing
16 tax under this subchapter may subtract from Wisconsin net income any Wisconsin
17 net business loss incurred in any of the 20 immediately preceding taxable years, if
18 the insurer was subject to taxation under this chapter in the taxable year in which
19 the loss was incurred, to the extent not offset by Wisconsin net business income of
20 any year between the loss year and the taxable year for which an offset is claimed
21 and computed without regard to sub. (2) (a) 8. and 9. and this subsection and limited
22 to the amount of net income, but no loss incurred for a taxable year before taxable
23 year 1987 by a nonprofit service plan of sickness care under ch. 148, or dental care
24 under s. 447.13 may be treated as a net business loss of the successor service insurer
25 under ch. 613 operating by virtue of s. 148.03 or 447.13. For purposes of this

1 paragraph, the dividends received deduction under s. 71.26 (3) (j) may not be used
2 in the determination of a net business loss.

3 **SECTION 1393.** 71.47 (3q) (c) 1. of the statutes is renumbered 71.47 (3q) (c) 1.

4 a. and amended to read:

5 71.47 (3q) (c) 1. a. ~~Partnerships~~ Except as provided in subd. 1. b., partnerships,
6 limited liability companies, and tax-option corporations may not claim the credit
7 under this subsection, but the eligibility for, and the amount of, the credit are based
8 on their payment of amounts under par. (b). A partnership, limited liability company,
9 or tax-option corporation shall compute the amount of credit that each of its
10 partners, members, or shareholders may claim and shall provide that information
11 to each of them. Partners, members of limited liability companies, and shareholders
12 of tax-option corporations may claim the credit in proportion to their ownership
13 interests.

14 **SECTION 1394.** 71.47 (3q) (c) 1. b. of the statutes is created to read:

15 71.47 (3q) (c) 1. b. For taxable years beginning after December 31, 2020,
16 partnerships, limited liability companies, and tax-option corporations may elect to
17 claim the credit under this subsection, if the credit results from a contract entered
18 into with the Wisconsin Economic Development Corporation before December 22,
19 2017. A partnership, limited liability company, or tax-option corporation that
20 wishes to make the election under this subd. 1. b. shall make the election for each
21 taxable year on its original return and may not subsequently make or revoke the
22 election. If a partnership, limited liability company, or tax-option corporation elects
23 to claim the credit under this subsection, the partners, members, and shareholders
24 may not claim the credit under this subsection. The credit may not be claimed under
25 this subd. 1. b. if one or more partners, members, or shareholders have claimed the

1 credit under this subsection for the same taxable year for which the credit is claimed
2 under this subd. 1. b.

3 **SECTION 1395.** 71.47 (3w) (a) 1. of the statutes is renumbered 71.47 (3w) (a) 1.
4 a. and amended to read:

5 71.47 (3w) (a) 1. a. “Base Except as provided in subd. 1. b., “base year” means
6 the taxable year beginning during the calendar year prior to the calendar year in
7 which the enterprise zone in which the claimant is located takes effect.

8 **SECTION 1396.** 71.47 (3w) (a) 1. b. of the statutes is created to read:

9 71.47 (3w) (a) 1. b. For a claimant whose award under s. 238.399 is certified
10 after December 31, 2020, “base year” means the 12-month period prior to the date
11 on which the claimant was certified under s. 238.399 (5).

12 **SECTION 1397.** 71.47 (3w) (a) 6. of the statutes is renumbered 71.47 (3w) (a) 6.
13 a. and amended to read:

14 71.47 (3w) (a) 6. a. “Zone payroll” means the amount of state payroll that is
15 attributable to wages paid to full-time employees for services that are performed in
16 an enterprise zone. “Zone Except as provided in subd. 6. b., “zone payroll” does not
17 include the amount of wages paid to any full-time employees that exceeds \$100,000.

18 **SECTION 1398.** 71.47 (3w) (a) 6. b. of the statutes is created to read:

19 71.47 (3w) (a) 6. b. For a claimant whose award under s. 238.399 is certified
20 after December 31, 2020, “zone payroll” does not include the amount of wages paid
21 to any full-time employees that exceeds \$123,000.

22 **SECTION 1399.** 71.47 (3w) (b) (intro.) of the statutes is amended to read:

23 71.47 (3w) (b) *Filing claims under pre-2022 award certifications; payroll.*
24 (intro.) Subject to the limitations provided in this subsection and s. 238.399 or s.
25 560.799, 2009 stats., a claimant whose award is certified prior to January 1, 2022,

1 may claim as a credit against the tax imposed under s. 71.43 an amount calculated
2 as follows:

3 **SECTION 1400.** 71.47 (3w) (bd) of the statutes is created to read:

4 71.47 (3w) (bd) *Filing claims under post-2021 award certifications; payroll.*

5 Subject to the limitations provided in this subsection and s. 238.399, a claimant
6 whose award is certified after December 31, 2020, may claim as a credit against the
7 tax imposed under s. 71.43 an amount calculated as follows:

8 1. Determine the amount that is the lesser of:

9 a. The number of full-time employees whose annual wages are greater than
10 \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II county
11 or municipality and who the claimant employed in the enterprise zone in the taxable
12 year, minus the number of full-time employees whose annual wages were greater
13 than \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II
14 county or municipality and who the claimant employed in the area that comprises
15 the enterprise zone in the base year.

16 b. The number of full-time employees whose annual wages are greater than
17 \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II county
18 or municipality and who the claimant employed in the state in the taxable year,
19 minus the number of full-time employees whose annual wages were greater than
20 \$27,900 in a tier I county or municipality or greater than \$37,000 in a tier II county
21 or municipality and who the claimant employed in the state in the base year.

22 2. Determine the claimant's average zone payroll by dividing total wages for
23 full-time employees whose annual wages are greater than \$27,900 in a tier I county
24 or municipality or greater than \$37,000 in a tier II county or municipality and who
25 the claimant employed in the enterprise zone in the taxable year by the number of

1 full-time employees whose annual wages are greater than \$27,900 or greater than
2 \$37,000 in a tier II county or municipality and who the claimant employed in the
3 enterprise zone in the taxable year.

4 3. For employees in a tier I county or municipality, subtract \$27,900 from the
5 amount determined under subd. 2. and for employees in a tier II county or
6 municipality, subtract \$37,000 from the amount determined under subd. 2.

7 4. Multiply the amount determined under subd. 3. by the amount determined
8 under subd. 1.

9 5. Multiply the amount determined under subd. 4. by the percentage
10 determined under s. 238.399, not to exceed 7 percent.

11 **SECTION 1401.** 71.47 (3w) (bm) 1. of the statutes is amended to read:

12 71.47 (3w) (bm) 1. In addition to the credits under ~~par.~~ pars. (b) and (bd) and
13 subds. 2., 3., and 4., and subject to the limitations provided in this subsection and s.
14 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax
15 imposed under s. 71.43 an amount equal to a percentage, as determined under s.
16 238.399 or s. 560.799, 2009 stats., not to exceed 100 percent, of the amount the
17 claimant paid in the taxable year to upgrade or improve the job-related skills of any
18 of the claimant's full-time employees, to train any of the claimant's full-time
19 employees on the use of job-related new technologies, or to provide job-related
20 training to any full-time employee whose employment with the claimant represents
21 the employee's first full-time job. This subdivision does not apply to employees who
22 do not work in an enterprise zone.

23 **SECTION 1402.** 71.47 (3w) (bm) 2. of the statutes is renumbered 71.47 (3w) (bm)

24 2. (intro.) and amended to read:

1 71.47 (3w) (bm) 2. (intro.) In addition to the credits under ~~par.~~ pars. (b) and (bd)
2 and subds. 1., 3., and 4., and subject to the limitations provided in this subsection and
3 s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax
4 imposed under s. 71.43 one of the following amounts:

5 a. For a claimant whose award is certified prior to January 1, 2022, an amount
6 equal to the percentage, as determined under s. 238.399 or s. 560.799, 2009 stats.,
7 not to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all
8 of the claimant's full-time employees whose annual wages are greater than the
9 amount determined by multiplying 2,080 by 150 percent of the federal minimum
10 wage in a tier I county or municipality, not including the wages paid to the employees
11 determined under par. (b) 1., or greater than \$30,000 in a tier II county or
12 municipality, not including the wages paid to the employees determined under par.
13 (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if
14 the total number of such employees is equal to or greater than the total number of
15 such employees in the base year. ~~—A claimant may claim a credit under this~~
16 ~~subdivision for no more than 5 consecutive taxable years.~~

17 **SECTION 1403.** 71.47 (3w) (bm) 2. b. of the statutes is created to read:

18 71.47 (3w) (bm) 2. b. For a claimant whose award is certified after December
19 31, 2020, an amount equal to the percentage, as determined under s. 238.399, not to
20 exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of the
21 claimant's full-time employees whose annual wages are greater than \$27,900 in a
22 tier I county or municipality, not including the wages paid to the employees
23 determined under par. (bd) 1., or greater than \$37,000 in a tier II county or
24 municipality, not including the wages paid to the employees determined under par.
25 (bd) 1., and who the claimant employed in the enterprise zone in the taxable year, if

1 the total number of such employees is equal to or greater than the total number of
2 such employees in the base year.

3 **SECTION 1404.** 71.47 (3w) (bm) 3. of the statutes is amended to read:

4 71.47 (3w) (bm) 3. In addition to the credits under ~~par.~~ pars. (b) and (bd) and
5 subds. 1., 2., and 4., and subject to the limitations provided in this subsection and s.
6 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December 31,
7 2008, a claimant may claim as a credit against the tax imposed under s. 71.43 up to
8 10 percent of the claimant's significant capital expenditures, as determined under
9 s. 238.399 (5m) or s. 560.799 (5m), 2009 stats.

10 **SECTION 1405.** 71.47 (3w) (bm) 4. of the statutes is amended to read:

11 71.47 (3w) (bm) 4. In addition to the credits under ~~par.~~ pars. (b) and (bd) and
12 subds. 1., 2., and 3., and subject to the limitations provided in this subsection and s.
13 238.399 or s. 560.799, 2009 stats., for taxable years beginning after December 31,
14 2009, a claimant may claim as a credit against the tax imposed under s. 71.43, up to
15 1 percent of the amount that the claimant paid in the taxable year to purchase
16 tangible personal property, items, property, or goods under s. 77.52 (1) (b), (c), or (d),
17 or services from Wisconsin vendors, as determined under s. 238.399 (5) (e) or s.
18 560.799 (5) (e), 2009 stats., except that the claimant may not claim the credit under
19 this subdivision and subd. 3. for the same expenditures.

20 **SECTION 1406.** 71.47 (3w) (c) 2. of the statutes is renumbered 71.47 (3w) (c) 2.
21 a. and amended to read:

22 71.47 (3w) (c) 2. a. ~~Partnerships~~ Except as provided in subd. 2. b., partnerships,
23 limited liability companies, and tax-option corporations may not claim the credit
24 under this subsection, but the eligibility for, and the amount of, the credit are based
25 on their payment of amounts described under pars. (b) and (bm). A partnership,

1 limited liability company, or tax-option corporation shall compute the amount of
2 credit that each of its partners, members, or shareholders may claim and shall
3 provide that information to each of them. Partners, members of limited liability
4 companies, and shareholders of tax-option corporations may claim the credit in
5 proportion to their ownership interests.

6 **SECTION 1407.** 71.47 (3w) (c) 2. b. of the statutes is created to read:

7 71.47 (3w) (c) 2. b. For taxable years beginning after December 31, 2020,
8 partnerships, limited liability companies, and tax-option corporations may elect to
9 claim the credit under this subsection, if the credit results from a contract entered
10 into with the Wisconsin Economic Development Corporation before December 22,
11 2017. A partnership, limited liability company, or tax-option corporation that
12 wishes to make the election under this subd. 2. b. shall make the election for each
13 taxable year on its original return and may not subsequently make or revoke the
14 election. If a partnership, limited liability company, or tax-option corporation elects
15 to claim the credit under this subsection, the partners, members, and shareholders
16 may not claim the credit under this subsection. The credit may not be claimed under
17 this subd. 2. b. if one or more partners, members, or shareholders have claimed the
18 credit under this subsection for the same taxable year for which the credit is claimed
19 under this subd. 2. b.

20 **SECTION 1408.** 71.47 (3w) (c) 5. of the statutes is created to read:

21 71.47 (3w) (c) 5. A claimant may claim a credit under par. (bm) 2. for no more
22 than 5 consecutive taxable years.

23 **SECTION 1409.** 71.47 (3w) (cm) of the statutes is created to read:

24 71.47 (3w) (cm) *Inflation adjustments.* For taxable years beginning after
25 December 31, 2022, the dollar amounts in pars. (a) 6. b., (bd) 1. a. and b., 2., and 3.,

1 and (bm) 2. b. shall be increased each year by a percentage equal to the percentage
2 change between the U.S. consumer price index for all urban consumers, U.S. city
3 average, for the month of August of the previous year and the U.S. consumer price
4 index for all urban consumers, U.S. city average, for the month of August of the year
5 before the previous year, as determined by the federal department of labor. Each
6 amount that is revised under this paragraph shall be rounded to the nearest multiple
7 of \$10 if the revised amount is not a multiple of \$10 or, if the revised amount is a
8 multiple of \$5, such an amount shall be increased to the next higher multiple of \$10.

9 **SECTION 1410.** 71.47 (3y) (b) 5. of the statutes is amended to read:

10 71.47 (3y) (b) 5. An amount, as determined by the Wisconsin Economic
11 Development Corporation under s. 238.308 (4) (a) 5., equal to a percentage of the
12 amount of wages that the claimant paid to an eligible employee in the taxable year
13 if the position in which the eligible employee was employed was created or retained
14 in connection with the claimant's location or retention of the claimant's corporate
15 headquarters in Wisconsin and the job duties associated with the eligible employee's
16 position involve the performance of corporate headquarters functions.

17 **SECTION 1411.** 71.47 (3y) (b) 6. of the statutes is created to read:

18 71.47 (3y) (b) 6. An amount, as determined by the Wisconsin Economic
19 Development Corporation under s. 238.308 (4) (a) 6., equal to a percentage, not to
20 exceed 25 percent, of the claimant's energy efficiency or renewable energy project
21 expenditures on real or personal property located in this state.

22 **SECTION 1412.** 71.47 (3y) (c) 1. of the statutes is renumbered 71.47 (3y) (c) 1.

23 a. and amended to read:

24 71.47 (3y) (c) 1. a. ~~Partnerships~~ Except as provided in subd. 1. b., partnerships,
25 limited liability companies, and tax-option corporations may not claim the credit

1 under this subsection, but the eligibility for, and the amount of, the credit are based
2 on their payment of amounts under par. (b). A partnership, limited liability company,
3 or tax-option corporation shall compute the amount of credit that each of its
4 partners, members, or shareholders may claim and shall provide that information
5 to each of them. Partners, members of limited liability companies, and shareholders
6 of tax-option corporations may claim the credit in proportion to their ownership
7 interests.

8 **SECTION 1413.** 71.47 (3y) (c) 1. b. of the statutes is created to read:

9 71.47 (3y) (c) 1. b. For taxable years beginning after December 31, 2020,
10 partnerships, limited liability companies, and tax-option corporations may elect to
11 claim the credit under this subsection, if the credit results from a contract entered
12 into with the Wisconsin Economic Development Corporation before December 22,
13 2017. A partnership, limited liability company, or tax-option corporation that
14 wishes to make the election under this subd. 1. b. shall make the election for each
15 taxable year on its original return and may not subsequently make or revoke the
16 election. If a partnership, limited liability company, or tax-option corporation elects
17 to claim the credit under this subsection, the partners, members, and shareholders
18 may not claim the credit under this subsection. The credit may not be claimed under
19 this subd. 1. b. if one or more partners, members, or shareholders have claimed the
20 credit under this subsection for the same taxable year for which the credit is claimed
21 under this subd. 1. b.

22 **SECTION 1414.** 71.47 (4) (k) 1. of the statutes is renumbered 71.47 (4) (k) 1. a.
23 and amended to read:

24 71.47 (4) (k) 1. a. The For taxable years beginning before January 1, 2021, the
25 amount of the claim not used to offset the tax due, not to exceed 10 percent of the

1 allowable amount of the claim under par. (ad) 4., 5., or 6., shall be certified by the
2 department of revenue to the department of administration for payment by check,
3 share draft, or other draft drawn from the appropriation account under s. 20.835 (2)
4 (d).

5 **SECTION 1415.** 71.47 (4) (k) 1. b. of the statutes is created to read:

6 71.47 (4) (k) 1. b. For taxable years beginning after December 31, 2020, the
7 amount of the claim not used to offset the tax due, not to exceed 20 percent of the
8 allowable amount of the claim under par. (ad) 4., 5., or 6., shall be certified by the
9 department of revenue to the department of administration for payment by check,
10 share draft, or other draft drawn from the appropriation account under s. 20.835 (2)
11 (d).

12 **SECTION 1416.** 71.47 (4t) of the statutes is created to read:

13 71.47 (4t) WORK OPPORTUNITY TAX CREDIT. (a) *Definitions.* In this subsection:

14 1. "Claimant" means a person who is an employer of a targeted group member
15 and who files a claim under this subsection.

16 2. "Targeted group member" means an individual who performs services for the
17 claimant in this state and who is a member of a targeted group under 26 USC 51 (d).

18 (b) *Filing claims.* For taxable years beginning after December 31, 2020, a
19 claimant may claim as a credit against the taxes imposed under s. 71.43, up to the
20 amount of the tax, the following amounts:

21 1. An amount equal to 20 percent of the qualified first-year wages, as defined
22 in 26 USC 51 (b) (2), paid during the taxable year to a targeted group member who
23 has performed at least 400 hours of services for the claimant in this state.

24 2. An amount equal to 12.5 percent of the qualified first-year wages, as defined
25 in 26 USC 51 (b) (2), paid during the taxable year to a targeted group member who

1 has performed at least 120 hours, but less than 400 hours, of services for the claimant
2 in this state.

3 3. An amount equal to 25 percent of the qualified second-year wages, as defined
4 in 26 USC 51 (e) (2), paid during the taxable year to a long-term family assistance
5 recipient, as defined in 26 USC 51 (d) (10), who has performed at least 400 hours of
6 services for the claimant in this state.

7 (c) *Limitations.* 1. The wages for which a credit may be claimed under par. (b)
8 may not exceed the applicable threshold in 26 USC 51 (b) (3), (d) (7) (B) (ii), or (e) (1)
9 (B) and may not be paid for services performed outside this state.

10 2. A credit under this subsection shall be claimed at the same time as the credit
11 under 26 USC 51.

12 3. The requirements and limitations in 26 USC 51 (d) (13), (f), (i), and (k) shall
13 apply to the credit under this subsection.

14 4. Partnerships, limited liability companies, and tax-option corporations may
15 not claim the credit under this subsection, but the eligibility for, and the amount of,
16 the credit are based on their payment of the wages under par. (b). A partnership,
17 limited liability company, or tax-option corporation shall compute the amount of
18 credit that each of its partners, members, or shareholders may claim and shall
19 provide that information to each of them. The partners, members, and shareholders
20 may claim the credit in proportion to their ownership interests.

21 (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under
22 s. 71.28 (4), applies to the credit under this subsection.

23 **SECTION 1417.** 71.47 (8b) (a) 5. of the statutes is amended to read:

24 71.47 (8b) (a) 5. "Credit period" means the period of ~~6~~ 10 taxable years
25 beginning with the taxable year in which a qualified development is placed in

1 service. For purposes of this subdivision, if a qualified development consists of more
2 than one building, the qualified development is placed in service in the taxable year
3 in which the last building of the qualified development is placed in service.

4 **SECTION 1418.** 71.47 (8b) (a) 7. of the statutes is amended to read:

5 71.47 **(8b)** (a) 7. “Qualified development” means a qualified low-income
6 housing project under section 42 (g) of the Internal Revenue Code that is financed
7 with tax-exempt bonds, ~~pursuant to section 42 (i) (2) described in section 42 (h) (4)~~
8 (A) of the Internal Revenue Code, allocated the credit under section 42 of the Internal
9 Revenue Code, and located in this state; except that the authority may waive, in the
10 qualified allocation plan under section 42 (m) (1) (B) of the Internal Revenue Code,
11 the requirements of tax-exempt bond financing and federal credit allocation to the
12 extent the authority anticipates that sufficient volume cap under section 146 of the
13 Internal Revenue Code will not be available to finance low-income housing projects
14 in any year.

15 **SECTION 1419.** 71.49 (1) (ct) of the statutes is created to read:

16 71.49 **(1)** (ct) Work opportunity tax credit under s. 71.47 (4t).

17 **SECTION 1420.** 71.52 (4) of the statutes is amended to read:

18 71.52 **(4)** “Household” means a claimant and an individual related to the
19 claimant as ~~husband or wife~~ his or her spouse.

20 **SECTION 1421.** 71.52 (6) of the statutes is amended to read:

21 71.52 **(6)** “Income” means the sum of Wisconsin adjusted gross income and the
22 following amounts, to the extent not included in Wisconsin adjusted gross income:
23 maintenance payments (except foster care maintenance and supplementary
24 payments excludable under section 131 of the internal revenue code), support money,
25 cash public assistance (not including credit granted under this subchapter and

1 amounts under s. 46.27, 2017 stats.), cash benefits paid by counties under s. 59.53
2 (21), the gross amount of any pension or annuity (including railroad retirement
3 benefits, all payments received under the federal social security act and veterans
4 disability pensions), nontaxable interest received from the federal government or
5 any of its instrumentalities, nontaxable interest received on state or municipal
6 bonds, worker's compensation, unemployment insurance, the gross amount of "loss
7 of time" insurance, compensation and other cash benefits received from the United
8 States or the state for past or present service in the armed forces, scholarship and
9 fellowship gifts or income, capital gains, gain on the sale of a personal residence
10 excluded under section 121 of the internal revenue code, dividends, income of a
11 nonresident or part-year resident who is married to a full-year resident, housing
12 allowances provided to members of the clergy, the amount by which a resident
13 manager's rent is reduced, nontaxable income of an American Indian, nontaxable
14 income from sources outside this state and nontaxable deferred compensation.
15 Intangible drilling costs, depletion allowances and depreciation, including first-year
16 depreciation allowances under section 179 of the internal revenue code,
17 amortization, contributions to individual retirement accounts under section 219 of
18 the internal revenue code, contributions to Keogh plans, net operating loss
19 carry-backs and carry-forwards, capital loss carry-forwards, and disqualified
20 losses deducted in determining Wisconsin adjusted gross income shall be added to
21 "income". "Income" does not include gifts from natural persons, cash reimbursement
22 payments made under title XX of the federal social security act, surplus food or other
23 relief in kind supplied by a governmental agency, the gain on the sale of a personal
24 residence deferred under section 1034 of the internal revenue code or nonrecognized
25 gain from involuntary conversions under section 1033 of the internal revenue code.

1 Amounts not included in adjusted gross income but added to “income” under this
2 subsection in a previous year and repaid may be subtracted from income for the year
3 during which they are repaid. Scholarship and fellowship gifts or income that are
4 included in Wisconsin adjusted gross income and that were added to household
5 income for purposes of determining the credit under this subchapter in a previous
6 year may be subtracted from income for the current year in determining the credit
7 under this subchapter. A marital property agreement or unilateral statement under
8 ch. 766 has no effect in computing “income” for a person whose homestead is not the
9 same as the homestead of that person’s spouse.

10 **SECTION 1422.** 71.54 (1) (g) (intro.) of the statutes is amended to read:

11 71.54 (1) (g) *2012 and thereafter to 2020.* (intro.) The amount of any claim filed
12 in 2012 ~~and thereafter~~ to 2020 and based on property taxes accrued or rent
13 constituting property taxes accrued during the previous year is limited as follows:

14 **SECTION 1423.** 71.54 (1) (g) 4. of the statutes is amended to read:

15 71.54 (1) (g) 4. ~~Except as provided in subds. 5. and 7., for~~ For claims filed in 2018
16 and thereafter and based on property taxes accrued or rent constituting property
17 taxes accrued during the previous year, no credit may be allowed under this
18 paragraph if the claimant has no earned income in the taxable year to which the
19 claim relates unless the claimant is disabled and provides the proof required under
20 subd. 6. or the claimant or the claimant’s spouse is over the age of 61 at the close of
21 the year to which the claim relates.

22 **SECTION 1424.** 71.54 (1) (g) 5. of the statutes is repealed.

23 **SECTION 1425.** 71.54 (1) (g) 6. (intro.) of the statutes is amended to read:

24 71.54 (1) (g) 6. (intro.) ~~With regard to a claimant who is disabled, the~~ A claimant
25 who is disabled shall provide with his or her return proof that his or her disability

1 is in effect for the taxable year to which the claim relates. Proof of disability may be
2 demonstrated by any of the following:

3 **SECTION 1426.** 71.54 (1) (g) 7. of the statutes is repealed.

4 **SECTION 1427.** 71.54 (1) (h) of the statutes is created to read:

5 71.54 (1) (h) *2021 and thereafter.* Subject to sub. (2m), the amount of any claim
6 filed in 2021 and thereafter and based on property taxes accrued or rent constituting
7 property taxes accrued during the previous year is limited as follows:

8 1. If the household income was \$8,060 or less in the year to which the claim
9 relates, the claim is limited to 80 percent of the property taxes accrued or rent
10 constituting property taxes accrued or both in that year on the claimant's homestead.

11 2. If the household income was more than \$8,060 in the year to which the claim
12 relates, the claim is limited to 80 percent of the amount by which the property taxes
13 accrued or rent constituting property taxes accrued or both in that year on the
14 claimant's homestead exceeds 6.655 percent of the household income exceeding
15 \$8,060.

16 3. No credit may be allowed if the household income exceeds \$30,000.

17 4. Notwithstanding the time limitations described in par. (g) (intro.), the
18 provisions of par. (g) 4. apply to claims filed under this paragraph.

19 **SECTION 1428.** 71.54 (2) (b) 4. of the statutes is amended to read:

20 71.54 (2) (b) 4. In calendar years 2011 ~~or any subsequent calendar year to 2022,~~
21 \$1,460.

22 **SECTION 1429.** 71.54 (2) (b) 5. of the statutes is created to read:

23 71.54 (2) (b) 5. Subject to sub. (2m), in calendar year 2023 or any subsequent
24 calendar year, \$1,460.

25 **SECTION 1430.** 71.54 (2m) of the statutes is amended to read:

1 71.54 **(2m)** INDEXING FOR INFLATION; ~~2010~~ 2023 AND THEREAFTER. (a) For calendar
2 years beginning after December 31, ~~2009, and before January 1, 2011~~ 2022, the dollar
3 amounts of the threshold income under sub. (1) ~~(f)~~ (h) 1. and 2., the maximum
4 household income under sub. (1) ~~(f)~~ (h) 3., and the maximum property taxes under
5 sub. (2) (b) ~~3.~~ 5. shall be increased each year by a percentage equal to the percentage
6 change between the U.S. consumer price index for all urban consumers, U.S. city
7 average, for the 12-month average of the U.S. consumer price index for the month
8 of August of the year before the previous year through the month of July of the
9 previous year and the U.S. consumer price index for all urban consumers, U.S. city
10 average, for the 12-month average of the U.S. consumer price index for August ~~2007~~
11 2020 through July ~~2008~~ 2021, as determined by the federal department of labor,
12 except that the adjustment may occur only if the percentage is a positive number.
13 Each amount that is revised under this paragraph shall be rounded to the nearest
14 multiple of \$10 if the revised amount is not a multiple of \$10 or, if the revised amount
15 is a multiple of \$5, such an amount shall be increased to the next higher multiple of
16 \$10. The department of revenue shall annually adjust the changes in dollar amounts
17 required under this paragraph and incorporate the changes into the income tax
18 forms and instructions.

19 (b) The department of revenue shall annually adjust the slope under sub. (1)
20 ~~(f)~~ (h) 2. ~~such so~~ that, as a claimant's income increases from the threshold income as
21 ~~calculated~~ adjusted under par. (a), to an amount that exceeds the maximum
22 household income as ~~calculated~~ adjusted under par. (a), the credit that may be
23 claimed is reduced to \$0, and the department of revenue shall incorporate the
24 changes into the income tax forms and instructions.

25 **SECTION 1431.** 71.64 (9) (b) (intro.) of the statutes is amended to read:

1 71.64 (9) (b) (intro.) The department shall from time to time adjust the
2 withholding tables to reflect any changes in income tax rates, any applicable surtax
3 or any changes in dollar amounts in s. 71.06 (1), (1m), (1n), (1p), (1q), (1r), and (2)
4 resulting from statutory changes, except as follows:

5 **SECTION 1432.** 71.67 (5) (a) of the statutes is amended to read:

6 71.67 (5) (a) *Wager winnings.* A person holding a license to sponsor and
7 manage races under s. 562.05 (1) (b) or (c) shall withhold from the amount of any
8 payment of pari-mutuel winnings under s. 562.065 (3) (a) or (3m) (a) an amount
9 determined by multiplying the amount of the payment by the highest rate applicable
10 to individuals under s. 71.06 (1) (a) to (c), (1m), (1n), (1p), ~~or (1q)~~, or (1r) if the amount
11 of the payment is more than \$1,000.

12 **SECTION 1433.** 71.67 (5m) of the statutes is amended to read:

13 71.67 (5m) WITHHOLDING FROM PAYMENTS TO PURCHASE ASSIGNMENT OF LOTTERY
14 PRIZE. A person that purchases an assignment of a lottery prize shall withhold from
15 the amount of any payment made to purchase the assignment the amount that is
16 determined by multiplying the amount of the payment by the highest rate applicable
17 to individuals under s. 71.06 (1) (a) to (c), (1m), (1n), (1p), ~~or (1q)~~, or (1r). Subsection
18 (5) (b), (c) and (d), as it applies to the amounts withheld under sub. (5) (a), applies
19 to the amount withheld under this subsection.

20 **SECTION 1434.** 71.78 (4) (m) of the statutes is amended to read:

21 71.78 (4) (m) The chief executive officer of the Wisconsin Economic
22 Development Corporation and employees of the corporation to the extent necessary
23 to administer ~~the development zone program~~ economic development programs under
24 ~~subch. II of ch. 238.~~

25 **SECTION 1435.** 71.78 (5) of the statutes is amended to read:

1 71.78 (5) AGREEMENT WITH DEPARTMENT. Copies of returns and claims specified
2 in sub. (1) and related schedules, exhibits, writings or audit reports shall not be
3 furnished to the persons listed under sub. (4), except persons under sub. (4) (e), (k),
4 (n), (o) and (q) or under an agreement between the department of revenue and
5 another agency of government or the Wisconsin Economic Development Corporation.

6 **SECTION 1436.** 71.80 (25) (a) of the statutes is renumbered 71.80 (25) and
7 amended to read:

8 71.80 (25) NET OPERATING AND BUSINESS LOSS CARRY-FORWARD AND CARRY-BACK.
9 No offset of Wisconsin income may be made under s. 71.05 (8) (b) ~~1~~, 71.26 (4) (a), or
10 71.45 (4) (a) unless the incurred loss was computed on a return that was filed within
11 4 years of the unextended due date for filing the original return for the taxable year
12 in which the loss was incurred.

13 **SECTION 1437.** 71.80 (25) (b) of the statutes is repealed.

14 **SECTION 1438.** 71.83 (1) (a) 8. of the statutes is amended to read:

15 71.83 (1) (a) 8. 'Joint return replacing separate returns.' If the amount shown
16 as the tax by ~~the husband and wife~~ spouses on a joint return filed under s. 71.03 (2)
17 (g) to (L) exceeds the sum of the amounts shown as the tax upon the separate return
18 of each spouse and if any part of that excess is attributable to negligence or
19 intentional disregard of this chapter, but without intent to defraud, at the time of the
20 filing of that separate return, then 25 percent of the total amount of that excess shall
21 be added to the tax.

22 **SECTION 1439.** 71.83 (1) (b) 5. of the statutes is amended to read:

23 71.83 (1) (b) 5. 'Joint return after separate returns.' If the amount shown as
24 the tax by ~~the husband and wife~~ spouses on a joint return filed under s. 71.03 (2) (g)
25 to (L) exceeds the sum of the amounts shown as the tax on the separate return of each

1 spouse and if any part of that excess is attributable to fraud with intent to evade tax
2 at the time of the filing of that separate return, then 50 percent of the total amount
3 of that excess shall be added to the tax.

4 **SECTION 1440.** 71.83 (1) (ch) of the statutes is created to read:

5 71.83 (1) (ch) *First-time homebuyer savings account withdrawals.* If an
6 account holder, as defined under s. 71.10 (10) (a) 1., or an account holder's estate is
7 required to add any amount to federal adjusted gross income under s. 71.05 (6) (a)
8 30., the account holder or the account holder's estate shall also pay an amount equal
9 to 10 percent of the amount that is added to income under s. 71.05 (6) (a) 30. The
10 department of revenue shall assess, levy, and collect the penalty under this
11 paragraph as it assesses, levies, and collects taxes under this chapter.

12 **SECTION 1441.** 71.98 (10) of the statutes is created to read:

13 71.98 (10) **FEDERAL TAX CUTS AND JOBS ACT.** For taxable years beginning after
14 December 31, 2020, sections 11012, 13206, 13221, 13301, 13304 (a), (b), and (d),
15 13531, and 13601 of P.L. 115-97.

16 **SECTION 1442.** 71.98 (11) of the statutes is created to read:

17 71.98 (11) **QUALIFIED TUITION PROGRAMS.** For taxable years beginning after
18 December 31, 2018, sections 221 (e) (1) and 529 of the federal Internal Revenue Code
19 in effect for federal purposes, relating to qualified tuition programs.

20 **SECTION 1443.** 73.03 (73) (f) 1. of the statutes is amended to read:

21 73.03 (73) (f) 1. Subject to subd. 2., for taxable years beginning after December
22 31, 2020, the department shall make the pilot program described under par. (b)
23 permanent and applicable to all eligible claimants of the earned income tax credit
24 under s. 71.07 (9e) ~~(aj)~~ (ak), based on the specifications described under pars. (b) and
25 (c) 2.

1 **SECTION 1444.** 73.17 of the statutes is created to read:

2 **73.17 Medical marijuana registry program. (1) DEFINITIONS.** In this
3 section:

4 (a) “Debilitating medical condition or treatment” means any of the following:

5 1. Cancer; glaucoma; acquired immunodeficiency syndrome; a positive test for
6 the presence of HIV, antigen or nonantigenic products of HIV, or an antibody to HIV;
7 inflammatory bowel disease, including ulcerative colitis or Crohn’s disease; a
8 hepatitis C virus infection; Alzheimer’s disease; amyotrophic lateral sclerosis; nail
9 patella syndrome; Ehlers-Danlos Syndrome; post-traumatic stress disorder; or the
10 treatment of these conditions.

11 2. A chronic or debilitating disease or medical condition or the treatment of
12 such a disease or condition that causes cachexia, severe pain, severe nausea,
13 seizures, including those characteristic of epilepsy, or severe and persistent muscle
14 spasms, including those characteristic of multiple sclerosis.

15 (b) “Department” means the department of revenue.

16 (c) “Physician” means a person licensed under s. 448.04 (1) (a).

17 (d) “Qualifying patient” means a person who has been diagnosed by a physician
18 as having or undergoing a debilitating medical condition or treatment but does not
19 include a person under the age of 18 years

20 (e) “Tax exemption certificate” means a certificate to claim the exemption under
21 s. 77.54 (71).

22 (f) “Usable marijuana” has the meaning given in s. 139.97 (13).

23 (g) “Written certification” means means a statement made by a person’s
24 physician if all of the following apply:

1 1. The statement indicates that, in the physician’s professional opinion, the
2 person has or is undergoing a debilitating medical condition or treatment and the
3 potential benefits of the person’s use of usable marijuana would likely outweigh the
4 health risks for the person.

5 2. The statement indicates that the opinion described in subd. 1. was formed
6 after a full assessment of the person’s medical history and current medical condition
7 that was conducted no more than 6 months prior to making the statement and that
8 was made in the course of a bona fide physician–patient relationship

9 3. The statement is signed by the physician or is contained in the person’s
10 medical records.

11 4. The statement contains an expiration date that is no more than 48 months
12 after issuance and the statement has not expired.

13 **(2) APPLICATION.** An adult who is claiming to be a qualifying patient may apply
14 for a registry identification card by submitting to the department a signed
15 application form containing or accompanied by all of the following:

16 (a) His or her name, address, and date of birth.

17 (b) A written certification.

18 (c) The name, address, and telephone number of the person’s current physician,
19 as listed in the written certification.

20 **(3) PROCESSING THE APPLICATION.** The department shall verify the information
21 contained in or accompanying an application submitted under sub. (2) and shall
22 approve or deny the application within 30 days after receiving it. The department
23 may deny an application submitted under sub. (2) only if the required information
24 has not been provided or if false information has been provided.

1 **(4) ISSUING A REGISTRY IDENTIFICATION CARD AND TAX EXEMPTION CERTIFICATE.** The
2 department shall issue to the applicant a registry identification card and tax
3 exemption certificate within 5 days after approving an application under sub. (3).
4 Unless voided under sub. (5) (b) or revoked under rules issued by the department
5 under sub. (7), a registry identification card and tax exemption certificate shall
6 expire 4 years from the date of issuance. A tax exemption certificate shall contain
7 the information determined by the department. A registry identification card shall
8 contain all of the following:

9 (a) The name, address, and date of birth of the registrant.

10 (b) The date of issuance and expiration date of the registry identification card.

11 (c) A photograph of the registrant.

12 (d) Other information the department may require by rule.

13 **(5) ADDITIONAL INFORMATION TO BE PROVIDED BY REGISTRANT.** (a) An adult
14 registrant shall notify the department of any change in the registrant's name and
15 address. An adult registrant who is a qualifying patient shall notify the department
16 of any change in his or her physician or of any significant improvement in his or her
17 health as it relates to his or her debilitating medical condition or treatment.

18 (b) If a registrant fails to notify the department within 10 days after any change
19 for which notification is required under par. (a), his or her registry identification card
20 and tax exemption certificate is void.

21 **(6) RECORDS.** (a) The department shall maintain a list of all registrants.

22 (b) Notwithstanding s. 19.35 and except as provided in par. (c), the department
23 may not disclose information from an application submitted or a registry
24 identification card issued under this section.

1 (c) The department may disclose to state or local law enforcement agencies
2 information from an application submitted by, or from a registry identification card
3 issued to, a specific person under this section for the purpose of verifying that the
4 person possesses a valid registry identification card.

5 (7) RULES. The department shall promulgate rules to implement this section.

6 **SECTION 1445.** 74.09 (3) (gb) of the statutes is created to read:

7 74.09 (3) (gb) 1. Include information from the school district where the property
8 is located regarding the amount of any gross reduction in state aid to the district
9 under ss. 115.7915 (4m), 118.60 (4d), and 121.08 (4) (b) in the previous year and the
10 current year and the percentage change between those years, except that this
11 paragraph does not apply in any year in which such a reduction does not occur.

12 2. In addition to the information provided under subd. 1., include the following
13 insert in substantially similar form:

14 “The gross reduction in state aid to your school district in the (current year)
15 is \$ as a result of pupils enrolled in the (statewide choice program) (Racine
16 choice program) (Milwaukee choice program) or as a result of payments to (a
17 private school) under the special needs scholarship program. Your school district had
18 the option to increase property taxes to replace this aid reduction.”

19 **SECTION 1446.** 75.69 (2) of the statutes is amended to read:

20 75.69 (2) This section shall not apply to exchange of property under s. 59.69 (8),
21 to withdrawal and sale of county forest lands, nor to the sale or exchange of lands to
22 or between municipalities or federally recognized American Indian tribes or bands
23 or to the state.

24 **SECTION 1447.** 76.07 (3) of the statutes is amended to read:

1 76.07 (3) ASSESSMENT. For the purpose of determining the full market value of
2 the property of each company appearing on the assessment roll, the department may
3 view and inspect the property of such ~~the~~ the company and shall consider the reports
4 filed in compliance with s. 76.04 and the reports and returns of the company filed in
5 the office of any officer of this state, and other evidence or information bearing upon
6 the full market value of the property of the company assessed. ~~In case of~~ For
7 companies ~~which~~ that own or use property lying partly within and partly without the
8 state, the department shall value and assess only the property within this state,
9 using the methods under subs. (4g) and (4r). When the full market value of the
10 property of a company within this state has been determined, the amount shall be
11 entered upon the assessment roll opposite the name of the company and shall be the
12 assessment of the entire property of such ~~the~~ the company within this state for the levy
13 of taxes thereon, subject to review and correction. The department shall thereupon
14 give notice ~~by certified mail~~ to each company assessed of the amount of its
15 assessment as entered upon such ~~the~~ the roll.

16 **SECTION 1448.** 76.08 (1) of the statutes is amended to read:

17 76.08 (1) Notice of the assessments determined under s. 76.07 and of
18 adjustments under s. 76.075 shall be given ~~by certified mail~~ to each company the
19 property of which has been assessed, and the notice of assessment shall be ~~mailed~~
20 provided on or before the assessment date specified in s. 76.07 (1). Any company
21 aggrieved by the assessment or adjustment of its property thus made may have its
22 assessment or adjustment redetermined by the Dane County circuit court if, within
23 30 days after notice of assessment or adjustment is ~~mailed~~ provided to the company
24 under s. 76.07 (3), an action for the redetermination is commenced by filing a
25 summons and complaint with that court, and service of authenticated copies of the

1 summons and complaint is made upon the department of revenue. No answer need
2 be filed by the department and the allegations of the complaint in opposition to the
3 assessment or adjustment shall be deemed denied. Upon the filing of the summons
4 and complaint, the court shall set the matter for hearing without a jury. If the
5 plaintiff fails to file the summons and complaint within 5 days of service upon the
6 department, the department may file a copy thereof with the court in lieu of the
7 original. The department may be named as the defendant in any such action and
8 shall appear and be represented by its counsel in all proceedings connected with the
9 action but, on the request of the secretary of revenue, the attorney general may
10 participate with or serve in lieu of departmental counsel. In an action for
11 redetermination of an adjustment, only the issues raised in the department's
12 adjustment under s. 76.075 may be raised.

13 **SECTION 1449.** 76.10 (1) of the statutes is amended to read:

14 76.10 (1) Every company defined in s. 76.02 shall, on or before October 1 in each
15 year, be entitled, on its own motion, to present evidence before the department
16 relating to the state assessment made in the preceding year pursuant to s. 70.575.
17 On written request, ~~in writing~~, for such hearing or presentation, the department
18 shall fix a time therefor within 60 days after ~~such~~ the application is filed, the same
19 to be conducted in such manner as the department directs. Notice of ~~such~~ the hearing
20 shall be ~~mailed~~ provided to any company requesting a hearing and shall be published
21 in the official state paper. Within 30 days after the conclusion of ~~such~~ the hearing,
22 the department shall enter an order either affirming the state assessment or
23 ordering correction thereof as provided in sub. (2). A copy of ~~such~~ the order shall be
24 ~~sent by certified mail~~ provided to the company or companies requesting ~~such~~ the
25 hearing and to any interested party who has made an appearance in ~~such~~ the

1 proceeding. The department may, on its own motion, correct ~~such~~ the state
2 assessment. Any company having filed application for review of the state
3 assessment pursuant to this section, or any other interested party participating in
4 ~~such~~ the hearing, if aggrieved by the order entered by the department, may bring an
5 action in the circuit court for Dane County within 30 days after the entry of ~~such~~ the
6 order to have said order set aside and a redetermination made of the state
7 assessment. In any such action or in any hearing before the department pursuant
8 to this section, any interested party may appear and be heard. An interested party
9 includes any division of government whose revenues would be affected by any
10 adjustment of the state assessment.

11 **SECTION 1450.** 76.13 (2) of the statutes is amended to read:

12 76.13 (2) Every tax roll upon completion shall be delivered to the secretary of
13 administration. The department shall notify, ~~by certified mail,~~ all companies listed
14 on the tax roll of the amount of tax due, which shall be paid to the department. The
15 payment dates provided for in sub. (2a) shall apply. The payment of one-fourth of
16 the tax of any company may, if the company has brought an action in the Dane
17 County circuit court under s. 76.08, be made without delinquent interest as provided
18 in s. 76.14 any time prior to the date upon which the appeal becomes final, but any
19 part of the tax ultimately required to be paid shall bear interest from the original due
20 date to the date the appeal became final at the rate of 12 percent per year and at 1.5
21 percent per month thereafter until paid. The taxes extended against any company
22 after the same become due, with interest, shall be a lien upon all the property of the
23 company prior to all other liens, claims, and demands ~~whatsoever,~~ except as provided
24 in ss. 292.31 (8) (i) and 292.81, ~~which~~ and the lien may be enforced in an action in

1 the name of the state in any court of competent jurisdiction against the property of
2 the company within the state as an entirety.

3 **SECTION 1451.** 76.15 (2) of the statutes is amended to read:

4 76.15 (2) The power to reassess the property of any company defined in s. 76.02
5 and the general property of the state, and to redetermine the average rate of
6 taxation, may be exercised under sub. (1) as often as ~~may be~~ necessary until the
7 amount of taxes legally due from any such company for any year under ss. 76.01 to
8 76.26 has been finally and definitely determined. Whenever any sum or part thereof,
9 levied upon any property subject to taxation under ss. 76.01 to 76.26 so set aside has
10 been paid and not refunded, the payment ~~so made~~ shall be applied upon the
11 reassessment upon the property, and the reassessment of taxes to that extent shall
12 be deemed to be satisfied. When the tax roll on the reassessment is completed and
13 delivered to the secretary of administration, the department shall immediately
14 notify ~~by certified mail~~ each of the several companies taxed to pay the amount of the
15 taxes extended on the tax roll within 30 days.

16 **SECTION 1452.** 76.639 (1) (e) of the statutes is amended to read:

17 76.639 (1) (e) "Credit period" means the period of ~~6~~ 10 taxable years beginning
18 with the taxable year in which a qualified development is placed in service. For
19 purposes of this paragraph, if a qualified development consists of more than one
20 building, the qualified development is placed in service in the taxable year in which
21 the last building of the qualified development is placed in service.

22 **SECTION 1453.** 76.639 (1) (g) of the statutes is amended to read:

23 76.639 (1) (g) "Qualified development" means a qualified low-income housing
24 project under section 42 (g) of the Internal Revenue Code that is financed with
25 tax-exempt bonds, ~~pursuant to section 42 (i) (2)~~ described in section 42 (h) (4) (A) of

1 the Internal Revenue Code, allocated the credit under section 42 of the Internal
2 Revenue Code, and located in this state; except that the authority may waive, in the
3 qualified allocation plan under section 42 (m) (1) (B) of the Internal Revenue Code,
4 the requirements of tax-exempt bond financing and federal credit allocation to the
5 extent the authority anticipates that sufficient volume cap under section 146 of the
6 Internal Revenue Code will not be available to finance low-income housing projects
7 in any year.

8 **SECTION 1454.** Chapter 77 (title) of the statutes is amended to read:

9 **CHAPTER 77**

10 **TAXATION OF FOREST CROPLANDS;**

11 **REAL ESTATE TRANSFER FEES;**

12 **SALES AND USE TAXES;**

13 **COUNTY, MUNICIPALITY, AND**

14 **SPECIAL DISTRICT SALES AND USE**

15 **TAXES; MANAGED FOREST LAND;**

16 **ECONOMIC DEVELOPMENT SURCHARGE;**

17 **LOCAL FOOD AND BEVERAGE TAX;**

18 **LOCAL RENTAL CAR TAX; PREMIER**

19 **RESORT AREA TAXES; STATE RENTAL**

20 **VEHICLE FEE; DRY CLEANING FEES**

21 **SECTION 1455.** 77.25 (8m) of the statutes is amended to read:

22 77.25 (8m) Between husband and wife spouses.

23 **SECTION 1456.** 77.51 (1fm) of the statutes is renumbered 77.51 (1fm) (intro.)

24 and amended to read:

1 77.51 (1fm) (intro.) “Candy” means a preparation of sugar, honey, or other
2 natural or artificial sweetener combined with chocolate, fruit, nuts, or other
3 ingredients or flavorings in the form of bars, drops, or pieces. “Candy” does not
4 include ~~a preparation that contains flour or that requires refrigeration.~~ any of the
5 following:

6 **SECTION 1457.** 77.51 (1fm) (a) of the statutes is created to read:

7 77.51 (1fm) (a) A preparation that contains flour or that requires refrigeration.

8 **SECTION 1458.** 77.51 (1fm) (b) of the statutes is created to read:

9 77.51 (1fm) (b) A preparation that has as its predominant ingredient dried or
10 partially dried fruit along with one or more sweeteners, and which may also contain
11 other additives including oils, natural flavorings, fiber, or preservatives. This
12 paragraph does not apply to a preparation that includes chocolate, nuts, yogurt, or
13 a preparation that has a confectionary coating or glazing on the dried or partially
14 dried fruit. For purposes of this paragraph, “dried or partially dried fruit” does not
15 include fruit that has been ground, crushed, grated, flaked, pureed, or jellied.

16 **SECTION 1459.** 77.51 (11d) of the statutes is amended to read:

17 77.51 (11d) For purposes of subs. (1ag), (1f), (3pf), (7j), ~~and (9p), and (17g)~~ and
18 ss. 77.52 (20) and (21), 77.522, 77.54 (9g), (51), (52), and (60), and 77.59 (5r), “product”
19 includes tangible personal property, and items, property, and goods under s. 77.52
20 (1) (b), (c), and (d), and services.

21 **SECTION 1460.** 77.51 (17g) of the statutes is created to read:

22 77.51 (17g) “Separate and optional fee” means a fee charged to receive a
23 distinct and identifiable product if either of the following applies:

24 (a) The fee is in addition to fees that the seller charges for other distinct and
25 identifiable products sold to the same buyer, the fee is separately set forth on the

1 invoice given by the seller to the buyer, and the seller does not require the buyer to
2 pay the fee if the buyer chooses not to receive the additional distinct and identifiable
3 product for which the fee applies.

4 (b) The seller charges a single amount for multiple distinct and identifiable
5 products and offers the buyer the option of paying a lower amount if the buyer
6 chooses not to receive one or more of the distinct and identifiable products. For
7 purposes of this paragraph, the separate and optional fee is the single amount the
8 seller charges for the multiple distinct and identifiable products less the reduced
9 amount the seller charges to the buyer because the buyer chooses not to receive one
10 or more of the products.

11 **SECTION 1461.** 77.52 (2) (a) 20. of the statutes is amended to read:

12 77.52 (2) (a) 20. The sale of landscaping and lawn maintenance services
13 including landscape planning and counseling, lawn and garden services such as
14 planting, mowing, spraying and fertilizing, and shrub and tree services. For
15 purposes of this subdivision, landscaping and lawn maintenance services do not
16 include planning and counseling services for the restoration, reclamation, or
17 revitalization of prairie, savanna, or wetlands to improve biodiversity, the quality of
18 land, soils, or water, or other ecosystem functions if the planning and counseling
19 services are provided for a separate and optional fee from any other services.

20 **SECTION 1462.** 77.52 (2) (ag) 39. (intro.) of the statutes is amended to read:

21 77.52 (2) (ag) 39. (intro.) Equipment in offices, business facilities, schools, and
22 hospitals but not in residential facilities including personal residences, apartments,
23 long-term care facilities, as defined under s. 16.009 (1) (em), prisons, mental health
24 institutes, as defined in s. 51.01 (12), centers for the developmentally disabled, as
25 defined in s. 51.01 (3), ~~Type 1~~ juvenile correctional facilities, as defined in s. 938.02

1 ~~(19)~~ (10p), or similar facilities including, by way of illustration but not of limitation,
2 all of the following:

3 **SECTION 1463.** 77.52 (2m) (c) of the statutes is created to read:

4 77.52 **(2m)** (c) With respect to services subject to tax under sub. (2) (a) 7., 10.,
5 11., and 20. that are provided for a separate and optional fee from the planning and
6 counseling services described under sub. (2) (a) 20., all tangible personal property or
7 items, property, or goods under sub. (1) (b), (c), or (d) physically transferred, or
8 transferred electronically, to the customer in conjunction with the provision of the
9 services subject to tax under sub. (2) (a) 7., 10., 11., and 20. is a sale of tangible
10 personal property or items, property, or goods separate from the selling, performing,
11 or furnishing of the services.

12 **SECTION 1464.** 77.52 (13) of the statutes is amended to read:

13 77.52 **(13)** For the purpose of the proper administration of this section and to
14 prevent evasion of the sales tax it shall be presumed that all receipts are subject to
15 the tax until the contrary is established. The burden of proving that a sale of tangible
16 personal property, or items, property, or goods under sub. (1) (b), (c), or (d), or services
17 is not a taxable sale at retail is upon the person who makes the sale unless that
18 person takes from the purchaser an electronic or a paper certificate, in a manner
19 prescribed by the department, to the effect that the property, item, good, or service
20 is purchased for resale or is otherwise exempt, except that no certificate is required
21 for the sale of tangible personal property, or items, property, or goods under sub. (1)
22 (b), (c), or (d), or services that are exempt under s. 77.54 (5) (a) 3., (7), (7m), (8), (10),
23 (11), (14), (15), (17), (20n), (21), (22b), (31), (32), (35), (36), (37), (42), (44), (45), (46),
24 (51), (52), (66), ~~and (67), and (70).~~

25 **SECTION 1465.** 77.53 (10) of the statutes is amended to read:

1 77.53 (10) For the purpose of the proper administration of this section and to
2 prevent evasion of the use tax and the duty to collect the use tax, it is presumed that
3 tangible personal property, or items, property, or goods under s. 77.52 (1) (b), (c), or
4 (d), or taxable services sold by any person for delivery in this state is sold for storage,
5 use, or other consumption in this state until the contrary is established. The burden
6 of proving the contrary is upon the person who makes the sale unless that person
7 takes from the purchaser an electronic or paper certificate, in a manner prescribed
8 by the department, to the effect that the property, or items, property, or goods under
9 s. 77.52 (1) (b), (c), or (d), or taxable service is purchased for resale, or otherwise
10 exempt from the tax, except that no certificate is required for the sale of tangible
11 personal property, or items, property, or goods under s. 77.52 (1) (b), (c), or (d), or
12 services that are exempt under s. 77.54 (7), (7m), (8), (10), (11), (14), (15), (17), (20n),
13 (21), (22b), (31), (32), (35), (36), (37), (42), (44), (45), (46), (51), (52), ~~and (67), and (70).~~

14 **SECTION 1466.** 77.54 (7) (b) 1. of the statutes is amended to read:

15 77.54 (7) (b) 1. The item is transferred to a child, spouse, parent, ~~father-in-law,~~
16 ~~mother-in-law~~ parent-in-law, daughter-in-law, or son-in-law of the transferor or,
17 if the item is a motor vehicle, from the transferor to a corporation owned solely by the
18 transferor or by the transferor's spouse.

19 **SECTION 1467.** 77.54 (47) of the statutes is repealed.

20 **SECTION 1468.** 77.54 (56) (a) of the statutes is repealed.

21 **SECTION 1469.** 77.54 (56) (ad) of the statutes is created to read:

22 77.54 (56) (ad) 1. The sales price from the sale of and the storage, use, or other
23 consumption of a solar power system or wind energy system that produces usable
24 electrical or heat energy directly from the sun or wind, if the system is capable of
25 continuously producing at least 200 watts of alternating current or 600 British

1 thermal units. A solar power system or wind energy system described under this
2 subdivision includes tangible personal property sold with the system that is used
3 primarily to store or facilitate the storage of the electrical or heat energy produced
4 by the system, but does not include an uninterruptible power source that is designed
5 primarily for computers. The exemption under this subdivision does not apply to
6 tangible personal property designed for any use other than for a solar power system
7 or wind energy system.

8 2. The sales price from the sale of and the storage, use, or other consumption
9 of a waste energy system that produces usable electrical or heat energy directly from
10 gas generated from anaerobic digestion of animal manure and other agricultural
11 waste if the system is capable of continuously producing at least 200 watts of
12 alternating current or 600 British thermal units. A system described under this
13 subdivision includes tangible personal property sold with the system that is used
14 primarily to store or facilitate the storage of the electrical or heat energy produced
15 by the system, but does not include an uninterruptible power source that is designed
16 primarily for computers. The exemption under this subdivision does not apply to
17 tangible personal property designed for any use other than for the waste energy
18 system described in this subdivision.

19 **SECTION 1470.** 77.54 (56) (b) of the statutes is amended to read:

20 77.54 (56) (b) Except for the sale of electricity or energy that is exempt from
21 taxation under sub. (30), ~~beginning on July 1, 2011,~~ the sales price from the sale of
22 and the storage, use, or other consumption of electricity or heat energy produced by
23 a product system described under par. (a) (ad).

24 **SECTION 1471.** 77.54 (62) of the statutes is repealed.

25 **SECTION 1472.** 77.54 (70) of the statutes is created to read:

1 ~~or the first day of October~~ January 1, April 1, July 1, or October 1. A certified copy
2 of that ordinance shall be delivered to the secretary of revenue at least 120 days prior
3 to its effective date. The repeal of any such ordinance shall be effective on December
4 31. A certified copy of a repeal ordinance shall be delivered to the secretary of
5 revenue at least 120 days before the effective date of the repeal. Except as provided
6 under s. 77.60 (9), the department of revenue may not issue any assessment nor act
7 on any claim for a refund or any claim for an adjustment under s. 77.585 after the
8 end of the calendar year that is 4 years after the year in which the county has enacted
9 a repeal ordinance under this ~~section~~ subsection.

10 **SECTION 1477.** 77.70 (2) of the statutes is created to read:

11 77.70 (2) In addition to the taxes imposed under sub. (1), a county may, by
12 ordinance, impose a sales and use tax under this subchapter at the rate of 0.5 percent
13 of the sales price or purchase price. An ordinance enacted under this subsection may
14 not take effect unless approved by the majority of the electors of the county at a
15 referendum. The revenue from the taxes imposed under this subsection may be used
16 for any purpose designated by the county board or specified in the ordinance or in the
17 referendum approving the ordinance. The taxes imposed under this subsection may
18 be imposed only in their entirety as provided in this subchapter. If approved at a
19 referendum, the ordinance shall be effective on January 1, April 1, July 1, or October
20 1. A certified copy of that ordinance shall be delivered to the secretary of revenue at
21 least 120 days prior to its effective date. The repeal of any such ordinance shall be
22 effective on December 31. A certified copy of a repeal ordinance shall be delivered
23 to the secretary of revenue at least 120 days before the effective date of the repeal.
24 Except as provided under s. 77.60 (9), the department of revenue may not issue any
25 assessment nor act on any claim for a refund or any claim for an adjustment under

1 s. 77.585 after the end of the calendar year that is 4 years after the year in which the
2 county has enacted a repeal ordinance under this subsection.

3 **SECTION 1478.** 77.70 (3) of the statutes is created to read:

4 77.70 (3) A municipality with a population exceeding 30,000, as determined by
5 the 2020 federal decennial census or under s. 16.96 for 2020, may, by ordinance,
6 impose a sales and use tax under this subchapter at the rate of 0.5 percent of the sales
7 price or purchase price. An ordinance enacted under this subsection may not take
8 effect unless approved by the majority of the electors of the municipality at a
9 referendum. The revenue from the taxes imposed under this subsection may be used
10 for any purpose designated by the governing body of the municipality or specified in
11 the ordinance or in the referendum approving the ordinance. The taxes imposed
12 under this subsection may be imposed only in their entirety as provided in this
13 subchapter. If approved at a referendum, the ordinance shall be effective on January
14 1, April 1, July 1, or October 1. A certified copy of that ordinance shall be delivered
15 to the secretary of revenue at least 120 days prior to its effective date. The repeal
16 of any such ordinance shall be effective on December 31. A certified copy of a repeal
17 ordinance shall be delivered to the secretary of revenue at least 120 days before the
18 effective date of the repeal. Except as provided under s. 77.60 (9), the department
19 of revenue may not issue any assessment nor act on any claim for a refund or any
20 claim for an adjustment under s. 77.585 after the end of the calendar year that is 4
21 years after the year in which the municipality has enacted a repeal ordinance under
22 this subsection.

23 **SECTION 1479.** 77.71 (intro.) of the statutes is amended to read:

24 **77.71 Imposition of county, municipality, and special district sales and**
25 **use taxes.** (intro.) Whenever a county sales and use tax ordinance is adopted under

1 s. 77.70 or a ~~special district~~ resolution is adopted under s. 77.705 or 77.706, the
2 following taxes are imposed:

3 **SECTION 1480.** 77.71 (1) of the statutes is amended to read:

4 77.71 (1) For the privilege of selling, licensing, leasing, or renting tangible
5 personal property and the items, property, and goods specified under s. 77.52 (1) (b),
6 (c), and (d), and for the privilege of selling, licensing, performing, or furnishing
7 services a sales tax is imposed upon retailers at the rates under s. 77.70 in the case
8 of a county or municipality tax or at the rate under s. 77.705 or 77.706 in the case of
9 a special district tax of the sales price from the sale, license, lease, or rental of
10 tangible personal property and the items, property, and goods specified under s.
11 77.52 (1) (b), (c), and (d), except property taxed under sub. (4), sold, licensed, leased,
12 or rented at retail in the county, municipality, or special district, or from selling,
13 licensing, performing, or furnishing services described under s. 77.52 (2) in the
14 county, municipality, or special district.

15 **SECTION 1481.** 77.71 (2) of the statutes is amended to read:

16 77.71 (2) An excise tax is imposed at the rates under s. 77.70 in the case of a
17 county or municipality tax or at the rate under s. 77.705 or 77.706 in the case of a
18 special district tax of the purchase price upon every person storing, using, or
19 otherwise consuming in the county, municipality, or special district tangible personal
20 property, or items, property, or goods specified under s. 77.52 (1) (b), (c), or (d), or
21 services if the tangible personal property, item, property, good, or service is subject
22 to the state use tax under s. 77.53, except that a receipt indicating that the tax under
23 sub. (1), (3), (4), or (5) has been paid relieves the buyer of liability for the tax under
24 this subsection and except that if the buyer has paid a similar local tax in another
25 state on a purchase of the same tangible personal property, item, property, good, or

1 service that tax shall be credited against the tax under this subsection and except
2 that for motor vehicles that are used for a purpose in addition to retention,
3 demonstration, or display while held for sale in the regular course of business by a
4 dealer the tax under this subsection is imposed not on the purchase price but on the
5 amount under s. 77.53 (1m).

6 **SECTION 1482.** 77.71 (4) of the statutes is amended to read:

7 77.71 (4) An excise tax is imposed at the rates under s. 77.70 in the case of a
8 county or municipality tax or at the rate under s. 77.705 or 77.706 in the case of a
9 special district tax of the purchase price upon every person storing, using, or
10 otherwise consuming a motor vehicle, boat, recreational vehicle, as defined in s.
11 340.01 (48r), or aircraft if that property must be registered or titled with this state
12 and if that property is to be customarily kept in a county or municipality that has in
13 effect an ordinance under s. 77.70 or in a special district that has in effect a resolution
14 under s. 77.705 or 77.706, except that if the buyer has paid a similar local sales tax
15 in another state on a purchase of the same property, that tax shall be credited against
16 the tax under this subsection. The lease or rental of a motor vehicle, boat,
17 recreational vehicle, as defined in s. 340.01 (48r), or aircraft is not taxed under this
18 subsection if the lease or rental does not require recurring periodic payments.

19 **SECTION 1483.** 77.71 (5) of the statutes is amended to read:

20 77.71 (5) An excise tax is imposed on the purchase price for the lease or rental
21 of a motor vehicle, boat, recreational vehicle, as defined in s. 340.01 (48r), or aircraft
22 at the rates under s. 77.70 in the case of a county or municipality tax or at the rate
23 under s. 77.705 or 77.706 in the case of a special district tax upon every person
24 storing, using, or otherwise consuming in the county or special district the motor
25 vehicle, boat, recreational vehicle, as defined in s. 340.01 (48r), or aircraft if that

1 property must be registered or titled with this state and if the lease or rental does
2 not require recurring periodic payments, except that a receipt indicating that the tax
3 under sub. (1) had been paid relieves the purchaser of liability for the tax under this
4 subsection and except that if the purchaser has paid a similar local tax in another
5 state on the same lease or rental of such motor vehicle, boat, recreational vehicle, as
6 defined in s. 340.01 (48r), or aircraft, that tax shall be credited against the tax under
7 this subsection.

8 **SECTION 1484.** 77.76 (3) of the statutes is renumbered 77.76 (3) (a) and
9 amended to read:

10 77.76 (3) (a) From the appropriation under s. 20.835 (4) (g), the department of
11 revenue shall distribute 98.25 percent of the county taxes reported for each enacting
12 county, minus the county portion of the retailers' discounts, to the county and shall
13 indicate the taxes reported by each taxpayer, no later than 75 days following the last
14 day of the calendar quarter in which such amounts were reported. In this subsection
15 paragraph, the "county portion of the retailers' discount" is the amount determined
16 by multiplying the total retailers' discount by a fraction, the numerator of which is
17 the gross county sales and use taxes payable and the denominator of which is the sum
18 of the gross state and county sales and use taxes payable. The county taxes
19 distributed shall be increased or decreased to reflect subsequent refunds, audit
20 adjustments, and all other adjustments of the county taxes previously distributed.
21 Interest paid on refunds of county sales and use taxes shall be paid from the
22 appropriation under s. 20.835 (4) (g) at the rate paid by this state under s. 77.60 (1)
23 (a). The county may retain the amount it receives or it may distribute all or a portion
24 of the amount it receives to the towns, villages, cities, and school districts in the
25 county. After receiving notice from the department of revenue, a county shall

1 reimburse the department for the amount by which any refunds, including interest,
2 of the county's sales and use taxes that the department pays or allows in a reporting
3 period exceeds the amount of the county's sales and use taxes otherwise payable to
4 the county under this ~~subsection~~ paragraph for the same or subsequent reporting
5 period. Any county receiving a report under this ~~subsection~~ paragraph is subject to
6 the duties of confidentiality to which the department of revenue is subject under s.
7 77.61 (5) and (6).

8 **SECTION 1485.** 77.76 (3) (b) of the statutes is created to read:

9 77.76 (3) (b) From the appropriation under s. 20.835 (4) (g), the department of
10 revenue shall distribute 98.25 percent of the municipality taxes reported for each
11 enacting municipality, minus the municipality portion of the retailers' discounts, to
12 the municipality and shall indicate the taxes reported by each taxpayer, no later than
13 75 days following the last day of the calendar quarter in which such amounts were
14 reported. In this paragraph, the "municipality portion of the retailers' discount" is
15 the amount determined by multiplying the total retailers' discount by a fraction, the
16 numerator of which is the gross municipality sales and use taxes payable and the
17 denominator of which is the sum of the gross state and municipality sales and use
18 taxes payable. The municipality taxes distributed shall be increased or decreased
19 to reflect subsequent refunds, audit adjustments, and all other adjustments of the
20 municipality taxes previously distributed. Interest paid on refunds of municipality
21 sales and use taxes shall be paid from the appropriation under s. 20.835 (4) (g) at the
22 rate paid by this state under s. 77.60 (1) (a). After receiving notice from the
23 department of revenue, a municipality shall reimburse the department for the
24 amount by which any refunds, including interest, of the municipality's sales and use
25 taxes that the department pays or allows in a reporting period exceeds the amount

1 of the municipality's sales and use taxes otherwise payable to the municipality under
2 this paragraph for the same or subsequent reporting period. Any municipality
3 receiving a report under this paragraph is subject to the duties of confidentiality to
4 which the department of revenue is subject under s. 77.61 (5) and (6).

5 **SECTION 1486.** 77.76 (4) of the statutes is amended to read:

6 77.76 (4) There shall be retained by the state 1.5 percent of the taxes collected
7 for taxes imposed by special districts under ss. 77.705 and 77.706 and 1.75 percent
8 of the taxes collected for taxes imposed by counties or municipalities under s. 77.70
9 to cover costs incurred by the state in administering, enforcing, and collecting the
10 tax. All interest and penalties collected shall be deposited and retained by this state
11 in the general fund.

12 **SECTION 1487.** 77.981 of the statutes is amended to read:

13 **77.981 Rate.** The tax under s. 77.98 is imposed on the sale of taxable products
14 at the rate of 0.25 percent of the sales price, except that the district, by a vote of a
15 majority of the authorized members of its board of directors, may impose the tax at
16 the rate of 0.5 percent of the sales price. A majority of the authorized members of the
17 district's board may vote that, if the balance in a special debt service reserve fund of
18 the district is less than the requirement under s. 229.50 (5), the tax rate under this
19 subchapter is 0.5 percent. The 0.5 percent rate shall be effective on the next January
20 1, April 1, July 1 or October 1, and this tax is irrevocable if any bonds issued by the
21 district and secured by the special debt service reserve fund are outstanding. If a
22 district created by the city of Superior adopts a resolution imposing a tax under this
23 subchapter, it shall deliver a certified copy of the resolution to the department of
24 revenue at least 120 days before its effective date, and the tax shall be effective on
25 the next January 1, April 1, July 1, or October 1.

1 **SECTION 1488.** 79.01 (2d) of the statutes is renumbered 79.01 (2d) (intro.) and
2 amended to read:

3 79.01 **(2d)** (intro.) There is established an account in the general fund entitled
4 the “County and Municipal Aid Account.” The total amount to be distributed ~~in 2011~~
5 to counties and municipalities from the county and municipal aid account is as
6 follows:

7 (a) In 2011, \$824,825,715 and the total amount to be distributed to counties and
8 municipalities in,

9 (b) Beginning in 2012, and in each year thereafter, from the county and
10 municipal aid account is and ending in 2020, \$748,075,715.

11 **SECTION 1489.** 79.01 (2d) (c) of the statutes is created to read:

12 79.01 **(2d)** (c) In 2021, \$763,137,230.

13 **SECTION 1490.** 79.01 (2d) (d) of the statutes is created to read:

14 79.01 **(2d)** (d) In 2022, and in each year thereafter, \$778,499,974.

15 **SECTION 1491.** 79.035 (5) of the statutes is renumbered 79.035 (5) (a) and
16 amended to read:

17 79.035 **(5)** (a) Except as provided in subs. (6), (7), and (8), for the ~~distribution~~
18 distributions beginning in 2013 and subsequent years ending in 2020, each county
19 and municipality shall receive a payment under this section that is equal to the
20 amount of the payment determined for the county or municipality under this section
21 for 2012.

22 **SECTION 1492.** 79.035 (5) (a) of the statutes, as affected by 2019 Wisconsin Act
23 19, section 18, and 2021 Wisconsin Act (this act), is repealed and recreated to read:

24 79.035 **(5)** (a) Except as provided in subs. (7) and (8), for the distributions
25 beginning in 2013 and ending in 2020, each county and municipality shall receive

1 a payment under this section that is equal to the amount of the payment determined
2 for the county or municipality under this section for 2012.

3 **SECTION 1493.** 79.035 (5) (b) of the statutes is created to read:

4 79.035 (5) (b) 1. Except as provided in subs. (6), (7), and (8), for the distribution
5 in 2021, each county and municipality shall receive a payment under this section
6 that is equal to the amount of the payment determined for the county or municipality
7 under this section for 2020, increased by 2 percent.

8 2. Except as provided in subs. (6), (7), and (8), for the distribution in 2022 and
9 subsequent years, each county and municipality shall receive a payment under this
10 section that is equal to the amount of the payment determined for the county or
11 municipality under this section for 2021, increased by 2 percent.

12 **SECTION 1494.** 79.035 (5) (b) of the statutes, as created by 2021 Wisconsin Act
13 (this act), is repealed and recreated to read:

14 79.035 (5) (b) 1. Except as provided in subs. (7) and (8), for the distribution in
15 2021, each county and municipality shall receive a payment under this section that
16 is equal to the amount of the payment determined for the county or municipality
17 under this section for 2020, increased by 2 percent.

18 2. Except as provided in subs. (7) and (8), for the distribution in 2022 and
19 subsequent years, each county and municipality shall receive a payment under this
20 section that is equal to the amount of the payment determined for the county or
21 municipality under this section for 2021, increased by 2 percent.

22 **SECTION 1495.** 79.05 (2) (c) of the statutes is amended to read:

23 79.05 (2) (c) Its municipal budget; exclusive of principal and interest on
24 long-term debt and exclusive of revenue sharing payments under s. 66.0305,
25 payments of premiums under s. 66.0137 (5) (c) 1. and 1m., recycling fee payments

1 under s. 289.645, expenditures of grant payments under s. 16.297 (1m),
2 unreimbursed expenses related to an emergency declared under s. 323.10,
3 expenditures from moneys received pursuant to P.L. 111-5, increased revenues
4 resulting from a referendum under s. 66.0602 (4) to exceed the municipality's levy
5 increase limit under s. 66.0602 (2), increased revenues resulting from a referendum
6 under s. 77.994 (3) (b) 2. b. to increase the rate of the tax imposed under s. 77.994 (2),
7 and expenditures made pursuant to a purchasing agreement with a school district
8 whereby the municipality makes purchases on behalf of the school district; for the
9 year of the statement under s. 79.015 increased over its municipal budget as adjusted
10 under sub. (6); exclusive of principal and interest on long-term debt and exclusive
11 of revenue sharing payments under s. 66.0305, payments of premiums under s.
12 66.0137 (5) (c) 1. and 1m., recycling fee payments under s. 289.645, expenditures of
13 grant payments under s. 16.297 (1m), unreimbursed expenses related to an
14 emergency declared under s. 323.10, expenditures from moneys received pursuant
15 to P.L. 111-5, increased revenues resulting from a referendum under s. 66.0602 (4)
16 to exceed the municipality's levy increase limit under s. 66.0602 (2), increased
17 revenues resulting from a referendum under s. 77.994 (3) (b) 2. b. to increase the rate
18 of the tax imposed under s. 77.994 (2), and expenditures made pursuant to a
19 purchasing agreement with a school district whereby the municipality makes
20 purchases on behalf of the school district; for the year before that year by less than
21 the sum of the inflation factor and the valuation factor, rounded to the nearest 0.10
22 percent.

23 **SECTION 1496.** 79.10 (11) (b) of the statutes is amended to read:

24 79.10 (11) (b) Before October 1, the department of administration shall
25 determine the total funds available for distribution under the lottery and gaming

1 credit in the following year and shall inform the joint committee on finance of that
2 total. Total funds available for distribution shall be all moneys projected to be
3 transferred to the lottery fund under ss. 20.455 (2) (g) and 20.505 (8) (am), and (g)
4 ~~and (jm)~~ and all existing and projected lottery proceeds and interest for the fiscal year
5 of the distribution, less the amount estimated to be expended under ss. 20.455 (2) (r),
6 20.566 (2) (r), and 20.835 (2) (q) and less the required reserve under s. 20.003 (5).
7 The joint committee on finance may revise the total amount to be distributed if it does
8 so at a meeting that takes place before October 16. If the joint committee on finance
9 does not schedule a meeting to take place before October 16, the total determined by
10 the department of administration shall be the total amount estimated to be
11 distributed under the lottery and gaming credit in the following year.

12 **SECTION 1497.** 84.01 (13) of the statutes is amended to read:

13 84.01 (13) ENGINEERING SERVICES. The department may engage such
14 engineering, consulting, surveying, or other specialized services as it deems
15 advisable. Any engagement of services under this subsection is exempt from ss.
16 16.70 to 16.75, 16.755 to 16.82, and 16.85 to 16.89, but ss. 16.528, 16.752, 16.753, and
17 16.754 apply to such engagement. Any engagement involving an expenditure of
18 ~~\$3,000~~ \$100,000 or more shall be by formal contract approved by the governor. The
19 department shall conduct a uniform cost-benefit analysis, as defined in s. 16.70 (3g),
20 of each proposed engagement under this subsection that involves an estimated
21 expenditure of more than \$300,000 in accordance with standards prescribed by rule
22 of the department and consider and document the results of the analysis before the
23 determination of whether to undertake the proposed engagement. The department
24 shall review periodically, and before any renewal, the continued appropriateness of

1 contracting pursuant to each engagement under this subsection that involves an
2 estimated expenditure of more than \$300,000.

3 **SECTION 1498.** 84.01 (35) (b) of the statutes is amended to read:

4 84.01 (35) (b) Except as provided in par. ~~(d)~~ (c), and notwithstanding any other
5 provision of this chapter or ch. 82, 83, or 85, the department shall ~~give due~~
6 ~~consideration to establishing~~ ensure that bikeways and pedestrian ways are
7 established in all new highway construction and reconstruction projects funded in
8 whole or in part from state funds or federal funds appropriated under s. 20.395 or
9 20.866.

10 **SECTION 1499.** 84.01 (35) (c) of the statutes is created to read:

11 84.01 (35) (c) The department shall promulgate rules identifying exceptions to
12 the requirement under par. (b), but these rules may provide for an exception only if
13 any of the following applies:

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

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

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

1 5. The community where pedestrian ways are to be located refuses to accept an
2 agreement to maintain them.

3 **SECTION 1500.** 84.01 (35) (d) (intro.) and 2. of the statutes are repealed.

4 **SECTION 1501.** 84.01 (35) (d) 1. of the statutes is renumbered 84.01 (35) (c) 1.

5 **SECTION 1502.** 84.014 (5m) (ag) 1. of the statutes is renumbered 84.014 (5m)
6 (ag) 1m.

7 **SECTION 1503.** 84.014 (5m) (ag) 1e. of the statutes is created to read:

8 84.014 (**5m**) (ag) 1e. "I 94 east-west corridor" means all freeways, including
9 related interchange ramps, roadways, and shoulders, encompassing I 94 in
10 Milwaukee County from 70th Street to 16th Street, and all adjacent frontage roads
11 and collector road systems.

12 **SECTION 1504.** 84.0145 (1) (a) of the statutes is renumbered 84.0145 (1) (am)
13 and amended to read:

14 84.0145 (**1**) (am) "I 94 north-south corridor" has the meaning given in s. 84.014
15 (5m) (ag) -1. 1m.

16 **SECTION 1505.** 84.0145 (1) (ae) of the statutes is created to read:

17 84.0145 (**1**) (ae) "I 94 east-west corridor project" has the meaning given in s.
18 84.014 (5m) (ag) 1e.

19 **SECTION 1506.** 84.0145 (2) of the statutes is amended to read:

20 84.0145 (**2**) Subject to sub. (3) and s. 86.255, any southeast Wisconsin freeway
21 megaproject may be funded only from the appropriations under ss. 20.395 (3) (aq),
22 (av), (ax), and (ct) and 20.866 (2) (uup), (uur), (uuv), and (uuz).

23 **SECTION 1507.** 84.0145 (3) (b) 3. of the statutes is created to read:

24 84.0145 (**3**) (b) 3. The I 94 east-west corridor project.

25 **SECTION 1508.** 84.06 (2) (a) of the statutes is amended to read:

1 84.06 (2) (a) All such highway improvements shall be executed by contract
2 based on bids unless the department finds that another method as provided in sub.
3 (3) or (4) would be more feasible and advantageous. Bids shall be advertised for in
4 the manner determined by the department. Except as provided in s. 84.075, the
5 contract shall be awarded to the lowest competent and responsible bidder as
6 determined by the department. If the bid of the lowest competent bidder is
7 determined by the department to be in excess of the estimated reasonable value of
8 the work or not in the public interest, all bids may be rejected. The department shall,
9 so far as reasonable, follow uniform methods of advertising for bids and may
10 prescribe and require uniform forms of bids and contracts. Except as provided in par.
11 (b), the secretary shall enter into the contract on behalf of the state. Every such
12 contract is exempted from ss. 16.70 to 16.75, 16.755 to 16.82, 16.87 and 16.89, but
13 ss. 16.528, 16.752, 16.753, and 16.754 apply to the contract. Any such contract
14 involving an expenditure of ~~\$1,000~~ \$250,000 or more shall not be valid until approved
15 by the governor. The secretary may require the attorney general to examine any
16 contract and any bond submitted in connection with the contract and report on its
17 sufficiency of form and execution. The bond required by s. 779.14 (1m) is exempt from
18 approval by the governor and shall be subject to approval by the secretary. This
19 subsection also applies to contracts with private contractors based on bids for
20 maintenance under s. 84.07.

21 **SECTION 1509.** 84.06 (3) of the statutes is amended to read:

22 84.06 (3) CONTRACTS WITH COUNTY OR MUNICIPALITY; DIRECT LABOR; MATERIALS. If
23 the department finds that it would be more feasible and advantageous to have the
24 improvement performed by the county in which the proposed improvement is located
25 and without bids, the department may, by arrangement with the county highway

1 committee of the county, enter into a contract satisfactory to the department to have
2 the work done by the county forces and equipment. In such contract the department
3 may authorize the county to purchase, deliver, and store materials and may fix the
4 rental rates of small tools and equipment. The contract shall be between the county
5 and the state and shall not be based on bids, and may be entered into on behalf of the
6 county by the county highway committee and on behalf of the state by the secretary.
7 Such contract is exempted from s. 779.14 and from all provisions of chs. 16 and 230,
8 except ss. 16.753 and 16.754. If the total estimated indebtedness to be incurred
9 exceeds ~~\$5,000~~ \$100,000, the contract shall not be valid until approved by the
10 governor. The provisions of this subsection relating to agreements between a county
11 and the state shall also authorize and apply to such arrangements between a city,
12 town, or a village and the state. In such cases, the governing body of the city, town,
13 or village shall enter into the agreement on behalf of the municipality.

14 **SECTION 1510.** 84.06 (4) of the statutes is amended to read:

15 84.06 (4) SPECIAL CONTRACTS WITH RAILROADS AND UTILITIES. If an improvement
16 undertaken by the department will cross or affect the property or facilities of a
17 railroad or public utility company, the department may, upon finding that it is
18 feasible and advantageous to the state, arrange to perform portions of the
19 improvement work affecting such facilities or property or perform work of altering,
20 rearranging, or relocating such facilities by contract with the railroad or public
21 utility. Such contract shall be between the railroad company or public utility and the
22 state and need not be based on bids. The contract may be entered into on behalf of
23 the state by the secretary. Every such contract is exempted from s. 779.14 and from
24 all provisions of chs. 16 and 230, except ss. 16.528, 16.752, 16.753, and 16.754. No
25 such contract in which the total estimated debt to be incurred exceeds ~~\$5,000~~

1 \$100,000 shall be valid until approved by the governor. As used in this subsection,
2 “public utility” means the same as in s. 196.01 (5), and includes a
3 telecommunications carrier as defined in s. 196.01 (8m), and “railroad” means the
4 same as in s. 195.02. “Property” as used in this subsection includes but is not limited
5 to tracks, trestles, signals, grade crossings, rights-of-way, stations, pole lines,
6 plants, substations, and other facilities. Nothing in this subsection shall be
7 construed to relieve any railroad or public utility from any financial obligation,
8 expense, duty, or responsibility otherwise provided by law relative to such property.

9 **SECTION 1511.** 84.07 (1b) of the statutes is amended to read:

10 **84.07 (1b) EMERGENCY REPAIR AND PROTECTION OF STATE TRUNK HIGHWAYS.** To
11 accomplish prompt repair, protection or preservation of any state trunk highway
12 which has been closed or is being jeopardized by extraordinary damage by flood,
13 structure failure, slides, or other extraordinary condition of necessity and
14 emergency, the department may, if it is deemed for the best interest of the state,
15 proceed at once to repair or protect the highway with forces and services of private
16 constructors and agencies, summarily engaged by the department and cause said
17 work to be done by negotiated contract or agreement without calling for competitive
18 bids, provided that any such contract or agreement involving an estimated
19 expenditure in excess of ~~\$10,000~~ \$100,000 shall be subject to approval of the governor
20 before it becomes effective.

21 **SECTION 1512.** 84.075 (title) of the statutes is amended to read:

22 **84.075 (title) Contracting with minority businesses and; disabled**
23 **veteran-owned businesses; lesbian, gay, bisexual, or transgender-owned**
24 **businesses; and disability-owned businesses.**

25 **SECTION 1513.** 84.075 (1c) (a) of the statutes is renumbered 84.075 (1c) (ah).

1 **SECTION 1514.** 84.075 (1c) (ae) of the statutes is created to read:

2 84.075 (1c) (ae) “Disability-owned business” means a business certified by the
3 department of administration under s. 16.289 (3).

4 **SECTION 1515.** 84.075 (1c) (br) of the statutes is created to read:

5 84.075 (1c) (br) “Lesbian, gay, bisexual, or transgender-owned business”
6 means a business certified by the department of administration under s. 16.288 (3).

7 **SECTION 1516.** 84.075 (1m) (bg) of the statutes is created to read:

8 84.075 (1m) (bg) In purchasing services under s. 84.01 (13), in awarding
9 construction contracts under s. 84.06, and in contracting with private contractors
10 and agencies under s. 84.07, the department shall attempt to ensure that at least 1
11 percent of the total amount expended in each fiscal year is paid to contractors,
12 subcontractors, and vendors that are lesbian, gay, bisexual, or transgender-owned
13 businesses. In attempting to meet this goal, the department may award any contract
14 to a lesbian, gay, bisexual, or transgender-owned business that submits a qualified
15 responsible bid that is no more than 5 percent higher than the low bid unless doing
16 so would violate the provisions of any federal law or regulation or any contract
17 between the department and a federal agency or would otherwise result in a
18 reduction of the amount of federal highway aid received by this state.

19 **SECTION 1517.** 84.075 (1m) (br) of the statutes is created to read:

20 84.075 (1m) (br) In purchasing services under s. 84.01 (13), in awarding
21 construction contracts under s. 84.06, and in contracting with private contractors
22 and agencies under s. 84.07, the department shall attempt to ensure that at least 1
23 percent of the total amount expended in each fiscal year is paid to contractors,
24 subcontractors, and vendors that are disability-owned businesses. In attempting to
25 meet this goal, the department may award any contract to a disability-owned

1 business that submits a qualified responsible bid that is no more than 5 percent
2 higher than the low bid unless doing so would violate the provisions of any federal
3 law or regulation or any contract between the department and a federal agency or
4 would otherwise result in a reduction of the amount of federal highway aid received
5 by this state.

6 **SECTION 1518.** 84.075 (1m) (c) of the statutes is amended to read:

7 84.075 (1m) (c) If a contractor, subcontractor, or vendor is both a minority
8 business and a disabled veteran-owned business, lesbian, gay, bisexual, or
9 transgender-owned business, or disability-owned business, the department may
10 award a contract under par. (a) or under par. (b), (bg), or (br), but the qualified
11 responsible bid must be no more than 5 percent higher than the low bid, as provided
12 under pars. (a) and, (b), (bg), and (br).

13 **SECTION 1519.** 84.075 (2) of the statutes is amended to read:

14 84.075 (2) The contractor shall report to the department any amount of the
15 contract paid to subcontractors and vendors which are minority businesses ~~or,~~
16 disabled veteran-owned businesses, lesbian, gay, bisexual, or transgender-owned
17 businesses, or disability-owned businesses.

18 **SECTION 1520.** 84.075 (3) of the statutes is amended to read:

19 84.075 (3) The department shall at least semiannually, or more often if
20 required by the department of administration, report to the department of
21 administration the total amount of money it has paid to contractors, subcontractors,
22 and vendors that are minority businesses and, that are disabled veteran-owned
23 businesses, that are lesbian, gay, bisexual, or transgender-owned business, and that
24 are disability-owned businesses under ss. 84.01 (13), 84.06, and 84.07 and the
25 number of contacts with minority businesses and, disabled veteran-owned

1 businesses, lesbian, gay, bisexual, or transgender-owned businesses, and
2 disability-owned businesses in connection with proposed purchases and contracts.
3 ~~In its reports, the department shall include only amounts paid to businesses certified~~
4 ~~by the department of safety and professional services [department of~~
5 ~~administration] as minority businesses or disabled veteran-owned businesses.~~

6 **SECTION 1521.** 84.11 (4) of the statutes is amended to read:

7 84.11 (4) FINDING, DETERMINATION, AND ORDER. After such hearing the
8 department shall make such investigation as it considers necessary in order to make
9 a decision in the matter. If the department finds that the construction is necessary
10 it shall determine the location of the project and whether the project is eligible for
11 construction under this section. The department shall also determine the character
12 and kind of bridge most suitable for such location and estimate separately the cost
13 of the bridge portion and the entire project. The department shall make its finding,
14 determination, and order, in writing, and file a certified copy thereof with the clerk
15 of each county, city, village, and town in which any portion of the bridge project will
16 be located and also with the ~~secretary of state and the~~ secretary of administration.
17 The determination of the location of the project made by the department and set forth
18 in its finding, determination, and order shall be conclusive as to such location and
19 shall constitute full authority for laying out new streets or highways or for any
20 relocations of highways made necessary for the construction of the project and for
21 acquirement of any lands necessary for such streets or highways, relocation or
22 construction. The estimate of cost made by the department shall be conclusive
23 insofar as cost may determine eligibility of construction under this section.

24 **SECTION 1522.** 84.12 (4) of the statutes is amended to read:

1 84.12 (4) FINDING, DETERMINATION, AND ORDER. If the department finds that the
2 construction is necessary, and that provision has been made or will be made by the
3 adjoining state or its subdivisions to bear its or their portions of the cost of the project,
4 the department, in cooperation with the state highway department of the adjoining
5 state, shall determine the location thereof, the character and kind of bridge and other
6 construction most suitable at such location, estimate the cost of the project, and
7 determine the respective portions of the estimated cost to be paid by each state and
8 its subdivisions. In the case of projects eligible to construction under sub. (1) (a) the
9 department shall further determine the respective portions of the cost to be paid by
10 this state and by its subdivisions which are required to pay portions of the cost. The
11 department, after such hearing, investigation, and negotiations, shall make its
12 finding, determination, and order in writing and file a certified copy thereof with the
13 clerk of each county, city, village, or town in this state in which any part of the bridge
14 project will be located, with the ~~secretary of state,~~ and the secretary of
15 administration and with the state highway department of the adjoining state. The
16 determination of the location set forth in the finding, determination, and order of the
17 department shall be conclusive as to such location and shall constitute full authority
18 for laying out new streets or highways or for any relocations of the highways made
19 necessary for the construction of the project and for acquiring lands necessary for
20 such streets or highways, relocation or construction.

21 **SECTION 1523.** 84.41 (3) of the statutes is created to read:

22 84.41 (3) EMPLOYMENT REGULATIONS. Employment regulations set forth in s.
23 103.50 pertaining to wages and hours shall apply to all projects constructed under
24 s. 84.40 in the same manner as such laws apply to projects on other state highways.

1 Where applicable, the federal wages and hours law known as the Davis-Bacon act
2 shall apply.

3 **SECTION 1524.** 84.54 of the statutes is repealed.

4 **SECTION 1525.** 84.555 (1m) of the statutes is amended to read:

5 84.555 (1m) Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds of
6 general obligation bonds issued under s. 20.866 (2) (uum) are allocated for
7 expenditure obligations under s. 84.95 and s. 84.014, the proceeds of general
8 obligation bonds issued under s. 20.866 (2) (uup) and (uuv) may be used to fund
9 expenditure obligations for the Marquette interchange reconstruction project under
10 s. 84.014, for the reconstruction of the I 94 north-south corridor, as defined in s.
11 84.014 (5m) (ag) ~~1. 1m.~~, for the reconstruction of the Zoo interchange, as defined in
12 s. 84.014 (5m) (ag) 2., for the reconstruction of the I 94 east-west corridor, as defined
13 in s. 84.014 (5m) (ag) 1e., for southeast Wisconsin freeway megaprojects under s.
14 84.0145, and for high-cost state highway bridge projects under s. 84.017, and the
15 proceeds of general obligation bonds issued under s. 20.866 (2) (uur) and (uuv) may
16 be used to fund expenditure obligations for southeast Wisconsin freeway
17 megaprojects under s. 84.0145.

18 **SECTION 1526.** 84.56 of the statutes is amended to read:

19 **84.56 Additional funding for major highway projects.** Notwithstanding
20 ss. 84.51, 84.53, 84.555, and 84.59, major highway projects, as defined under s.
21 84.013 (1) (a), for the purposes of ss. 84.06 and 84.09, may be funded with the
22 proceeds of general obligation bonds issued under s. 20.866 (2) (uus) and (uuv).

23 **SECTION 1527.** 84.57 (1) of the statutes is amended to read:

24 84.57 (1) Notwithstanding ss. 84.51, 84.53, 84.555, 84.59, and 84.95, and
25 subject to sub. (2), state highway rehabilitation projects for the purposes specified

1 in s. 20.395 (6) (aq) may be funded with the proceeds of general obligation bonds
2 issued under s. 20.866 (2) (uut) and (uuv).

3 **SECTION 1528.** 84.59 (6) of the statutes is amended to read:

4 84.59 (6) The building commission may contract revenue obligations when it
5 reasonably appears to the building commission that all obligations incurred under
6 this section can be fully paid from moneys received or anticipated and pledged to be
7 received on a timely basis. Except as provided in this subsection, the principal
8 amount of revenue obligations issued under this section may not exceed
9 ~~\$4,055,372,900~~ \$4,359,650,700, excluding any obligations that have been defeased
10 under a cash optimization program administered by the building commission, to be
11 used for transportation facilities under s. 84.01 (28) and major highway projects for
12 the purposes under ss. 84.06 and 84.09. ~~In addition to the foregoing limit on principal~~
13 ~~amount, the building commission may contract revenue obligations under this~~
14 ~~section up to \$142,254,600, excluding any obligations that have been defeased under~~
15 ~~a cash optimization program administered by the building commission, to be used~~
16 ~~for transportation facilities under s. 84.01 (28) and major highway projects for the~~
17 ~~purposes under ss. 84.06 and 84.09. In addition to the foregoing limits on principal~~
18 amount, the building commission may contract revenue obligations under this
19 section as the building commission determines is desirable to refund outstanding
20 revenue obligations contracted under this section, to make payments under
21 agreements or ancillary arrangements entered into under s. 18.55 (6) with respect
22 to revenue obligations issued under this section, and to pay expenses associated with
23 revenue obligations contracted under this section.

24 **SECTION 1529.** 85.0215 of the statutes is created to read:

25 **85.0215 Local supplement. (1)** In this section:

1 (a) “Eligible applicant” means a city, village, town, county, or federally
2 recognized American Indian tribe or band in this state or a combination of these or
3 an eligible entity, as defined under 23 USC 133 (h) (4) (B).

4 (b) “Eligible project” means a project eligible for funding under s. 84.12, 84.16,
5 84.18, or 86.31 (3) or (3t) or 23 USC 133 (h) (3).

6 (2) Funds provided under s. 20.395 (2) (fq) shall be distributed under this
7 subsection as discretionary grants to reimburse eligible applicants for eligible
8 projects. The department shall solicit and provide discretionary grants under this
9 section until all funds appropriated under s. 20.395 (2) (fq) have been expended.

10 **SECTION 1530.** 85.09 (2) (a) of the statutes is amended to read:

11 85.09 (2) (a) The department of transportation shall have the first right to
12 acquire, for present or future transportational or recreational purposes, any
13 property used in operating a railroad or railway, including land and rails, ties,
14 switches, trestles, bridges, and the like located on that property, that has been
15 abandoned. The department of transportation may, in connection with abandoned
16 rail property, assign this right to a state agency, the board of regents of the University
17 of Wisconsin System, any county or municipality, or any transit commission.
18 Acquisition by the department of transportation may be by gift, purchase, or
19 condemnation in accordance with the procedure under s. 32.05, ~~except that the power~~
20 ~~of condemnation may not be used to acquire property for the purpose of establishing~~
21 ~~or extending a recreational trail; a bicycle way, as defined in s. 340.01 (5s); a bicycle~~
22 ~~lane, as defined in s. 340.01 (5e); or a pedestrian way, as defined in s. 346.02 (8) (a).~~
23 In addition to its property management authority under s. 85.15, the department of
24 transportation may, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1),
25 lease and collect rents and fees for any use of rail property pending discharge of the

1 department's duty to convey property that is not necessary for a public purpose. No
2 person owning abandoned rail property, including any person to whom ownership
3 reverts upon abandonment, may convey or dispose of any abandoned rail property
4 without first obtaining a written release from the department of transportation
5 indicating that the first right of acquisition under this subsection will not be
6 exercised or assigned. No railroad or railway may convey any rail property prior to
7 abandonment if the rail property is part of a rail line shown on the railroad's system
8 map as in the process of abandonment, expected to be abandoned, or under study for
9 possible abandonment unless the conveyance or disposal is for the purpose of
10 providing continued rail service under another company or agency. Any conveyance
11 made without obtaining such release is void. The first right of acquisition of the
12 department of transportation under this subsection does not apply to any rail
13 property declared by the department to be abandoned before January 1, 1977. The
14 department of transportation may acquire any abandoned rail property under this
15 section regardless of the date of its abandonment.

16 **SECTION 1531.** 85.093 of the statutes is renumbered 85.093 (2) and amended
17 to read:

18 85.093 (2) The Subject to sub. (3), the department may make grants to public
19 or private applicants for intermodal freight facilities ~~that the department~~
20 ~~determines have a public purpose.~~

21 (4) In the 2019-21 fiscal biennium, a grant made under this section shall be
22 paid from the appropriation under s. 20.395 (2) (bu). After July 1, 2021, a grant made
23 under this section shall be paid from the appropriation under s. 20.866 (2) (uw).

24 (5) For the 2019-21 fiscal biennium, grants under this section cannot exceed
25 \$1,500,000.

1 **SECTION 1532.** 85.093 (1) of the statutes is created to read:

2 85.093 (1) The legislature finds and determines that intermodal freight
3 facilities provide a vital connection between the freight rail industry and harbors and
4 the commercial trucking industry in this state by allowing for the efficient movement
5 of goods and supplies. The legislature further finds and determines that these
6 facilities boost economic development and connect citizens of the state with products
7 from across the world, and that supporting these facilities and thereby preserving
8 and improving the development of freight rail service in the state are statewide
9 responsibilities of statewide dimension. The legislature further finds that private
10 capital and local government financial and technical resources are unable to fully
11 meet the transportation and infrastructure needs of the state. It is therefore in the
12 public interest, and it is the public policy of this state, to support the development
13 of intermodal freight facilities through grants awarded under sub. (2).

14 **SECTION 1533.** 85.093 (3) of the statutes is created to read:

15 85.093 (3) The department may not make a grant under this section unless the
16 grantee agrees to provide adequate intermodal freight services at the facility funded
17 by the grant, subject to remedial transfer of the facility to the department. If, without
18 the approval of the department, intermodal freight service is discontinued or
19 inadequate at the facility or the grantee disposes of any portion of the facility, the
20 intermodal freight facility for which financial assistance was provided under this
21 section shall transfer to the ownership and control of the department. The
22 department may elect to accept repayment from the grantee of the full amount of all
23 grants received from the department for the facility in lieu of transfer under this
24 subsection.

25 **SECTION 1534.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

1 85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the
2 department shall pay ~~\$64,193,900 for aid payable for calendar years 2015 to 2019~~
3 ~~and \$65,477,800 for aid payable for calendar year years 2020 and 2021, \$67,114,700~~
4 ~~for calendar year 2022, and \$68,792,600 for calendar year 2023~~ and thereafter, to the
5 eligible applicant that pays the local contribution required under par. (b) 1. for an
6 urban mass transit system that has annual operating expenses of \$80,000,000 or
7 more. If the eligible applicant that receives aid under this subd. 6. cm. is served by
8 more than one urban mass transit system, the eligible applicant may allocate the aid
9 between the urban mass transit systems in any manner the eligible applicant
10 considers desirable.

11 **SECTION 1535.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

12 85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the
13 department shall pay ~~\$16,868,000 for aid payable for calendar years 2015 to 2019~~
14 ~~and \$17,205,400 for aid payable for calendar year years 2020 and 2021, \$17,635,500~~
15 ~~for calendar year 2022, and \$18,076,400 for calendar year 2023~~ and thereafter, to the
16 eligible applicant that pays the local contribution required under par. (b) 1. for an
17 urban mass transit system that has annual operating expenses in excess of
18 \$20,000,000 but less than \$80,000,000. If the eligible applicant that receives aid
19 under this subd. 6. d. is served by more than one urban mass transit system, the
20 eligible applicant may allocate the aid between the urban mass transit systems in
21 any manner the eligible applicant considers desirable.

22 **SECTION 1536.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

23 85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the
24 amounts for aids are ~~\$24,486,700 in calendar years 2015 to 2019 and \$24,976,400 in~~
25 ~~calendar year years 2020 and 2021, \$25,600,800 in calendar year 2022, and~~

1 \$26,240,800 in calendar year 2023 and thereafter. These amounts, to the extent
2 practicable, shall be used to determine the uniform percentage in the particular
3 calendar year.

4 **SECTION 1537.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

5 85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the
6 amounts for aids are ~~\$5,188,900 in calendar years 2015 to 2019~~ and \$5,292,700 in
7 calendar year years 2020 and 2021, \$5,425,000 in calendar year 2022, and
8 \$5,560,600 in calendar year 2023 and thereafter. These amounts, to the extent
9 practicable, shall be used to determine the uniform percentage in the particular
10 calendar year.

11 **SECTION 1538.** 85.203 of the statutes is created to read:

12 **85.203 Transit capital assistance grants. (1)** In this section:

13 (a) “Eligible applicant” has the meaning given in s. 85.20 (1) (b).

14 (b) “Public transit vehicle” means any vehicle used for providing transportation
15 service to the general public that is eligible for replacement under settlement
16 guidelines, as defined in s. 16.047 (1) (b).

17 (2) The department shall administer a transit capital assistance grant
18 program. From the appropriation under s. 20.395 (1) (bt), the department shall
19 award grants to eligible applicants for the replacement of public transit vehicles.
20 The department shall establish criteria for awarding grants under this section.

21 **SECTION 1539.** 85.215 of the statutes is amended to read:

22 **85.215 Tribal elderly transportation grant program.** The department
23 shall award grants to federally recognized American Indian tribes or bands to assist
24 in providing transportation services for elderly persons. Grants awarded under this
25 section shall be paid from the appropriation under s. 20.395 (1) ~~(ek)~~ (ct). The

1 department shall prescribe the form, nature, and extent of the information that shall
2 be contained in an application for a grant under this section. The department shall
3 establish criteria for evaluating applications and for awarding grants under this
4 section.

5 **SECTION 1540.** 85.25 (2) (c) 2m. of the statutes is amended to read:

6 85.25 (2) (c) 2m. A disabled veteran-owned business, as defined in s. 84.075
7 (1c) (a) ah.

8 **SECTION 1541.** 85.25 (2) (c) 3. of the statutes is created to read:

9 85.25 (2) (c) 3. A lesbian, gay, bisexual, or transgender-owned business
10 certified by the department of administration under s. 16.288 (3).

11 **SECTION 1542.** 85.25 (2) (c) 4. of the statutes is created to read:

12 85.25 (2) (c) 4. A disability-owned business certified by the department of
13 administration under s. 16.289 (3).

14 **SECTION 1543.** 85.53 of the statutes is created to read:

15 **85.53 Electric vehicle infrastructure program. (1)** The legislature finds
16 and determines that the use of electric vehicles benefits all residents of the state. The
17 legislature further finds and determines that current infrastructure supporting the
18 use of electric vehicles in Wisconsin is insufficient and that the funding of projects
19 authorized under this section is therefore a valid governmental function serving a
20 proper public purpose. The legislature finds that private capital and local
21 government financial and technical resources are unable to fully meet the
22 transportation and infrastructure needs of the state. It is the intent of this section
23 to promote the public good by improving the accessibility of the state for electric
24 vehicles.

1 **(2)** The department shall develop and administer an electric vehicle
2 infrastructure program.

3 **(3)** From the appropriation under s. 20.866 (2) (USD), the department shall
4 provide funding for electric vehicle infrastructure projects. The department, in
5 consultation with the department of administration, shall determine appropriate
6 locations for electric vehicle infrastructure projects under this section.

7 **SECTION 1544.** 85.61 (1) of the statutes is amended to read:

8 85.61 **(1)** The secretary of transportation and the administrator of the elections
9 commission shall enter into an agreement to match personally identifiable
10 information on the official registration list maintained by the commission under s.
11 6.36 (1) and the information specified in s. ss. 6.256 (2) and 6.34 (2m) with personally
12 identifiable information in the operating record file database under ch. 343 and
13 vehicle registration records under ch. 341 to the extent required to enable the
14 secretary of transportation and the administrator of the elections commission to
15 verify the accuracy of the information provided for the purpose of voter registration.
16 Notwithstanding ss. 110.09 (2), 342.06 (1) (eg), and 343.14 (2j), but subject to s.
17 343.14 (2p) (b), the agreement shall provide for the transfer of electronic information
18 under s. 6.256 (2) to the commission on a continuous basis, no less often than weekly.

19 **SECTION 1545.** 86.195 (2) (ag) 4. of the statutes is amended to read:

20 86.195 **(2)** (ag) 4. STH 11 from ~~STH 81~~ CTH "N" west of Monroe to I-43 STH
21 50 at Delavan.

22 **SECTION 1546.** 86.195 (2) (ag) 7. of the statutes is amended to read:

23 86.195 **(2)** (ag) 7. STH 16 from ~~STH 67~~ at Wisconsin Avenue west of
24 Oconomowoc to I 94 at Waukesha.

25 **SECTION 1547.** 86.195 (2) (ag) 8. of the statutes is amended to read:

1 86.195 (2) (ag) 8. STH 21 from I 94 north of Tomah to CTH “Z” in the town of
2 Strong’s Prairie in Adams County and from STH 13 north of the village of Friendship
3 in Adams County to USH I 41 at Oshkosh.

4 **SECTION 1548.** 86.195 (2) (ag) 11. of the statutes is amended to read:

5 86.195 (2) (ag) 11. STH 29 from USH I 41 at Green Bay to I 94 west northwest
6 of Elk Mound.

7 **SECTION 1549.** 86.195 (2) (ag) 12. of the statutes is amended to read:

8 86.195 (2) (ag) 12. STH 33 from USH I 41 at Allenton to STH 32 at Port
9 Washington.

10 **SECTION 1550.** 86.195 (2) (ag) 13. of the statutes is amended to read:

11 86.195 (2) (ag) 13. STH 36 from STH 50 120 at Springfield to STH 100 at
12 southwest of Milwaukee.

13 **SECTION 1551.** 86.195 (2) (ag) 14. of the statutes is amended to read:

14 86.195 (2) (ag) 14. STH 50 from ~~STH 120~~ USH 12 at Lake Geneva to STH 32
15 at Kenosha.

16 **SECTION 1552.** 86.195 (2) (ag) 15. of the statutes is amended to read:

17 86.195 (2) (ag) 15. ~~STH~~ USH 53 from I 94 at Eau Claire to I 535 at Superior.

18 **SECTION 1553.** 86.195 (2) (ag) 16m. of the statutes is amended to read:

19 86.195 (2) (ag) 16m. STH 172 from I 43 southeast of Green Bay to USH I 41 at
20 Ashwaubenon.

21 **SECTION 1554.** 86.195 (2) (ag) 19. of the statutes is amended to read:

22 86.195 (2) (ag) 19. USH 8 from USH 51 southeast east of Bradley Heafford
23 Junction to STH ~~47~~ USH 45 at Monico.

24 **SECTION 1555.** 86.195 (2) (ag) 22. of the statutes is amended to read:

1 86.195 (2) (ag) 22. USH 12 from I-90 CTH "N" east of Madison to I 90 ~~north~~
2 south of Wisconsin Dells.

3 **SECTION 1556.** 86.195 (2) (ag) 24. of the statutes is amended to read:

4 86.195 (2) (ag) 24. USH 41 from ~~STH 181 at Milwaukee~~ to the state line in
5 Kenosha County to the state line in Marinette County.

6 **SECTION 1557.** 86.195 (2) (ag) 25. of the statutes is amended to read:

7 86.195 (2) (ag) 25. USH 45 from ~~USH I 41~~ at Richfield to STH 28 at Kewaskum.

8 **SECTION 1558.** 86.195 (2) (ag) 26. of the statutes is amended to read:

9 86.195 (2) (ag) 26. USH 45 from ~~USH I 41 at Appleton~~ Oshkosh to USH 8 at
10 Monico.

11 **SECTION 1559.** 86.195 (2) (ag) 27. of the statutes is amended to read:

12 86.195 (2) (ag) 27. USH 51 from ~~STH 78 north of Portage~~ 29 south of Wausau
13 to USH 2 at Hurley.

14 **SECTION 1560.** 86.195 (2) (ag) 29. of the statutes is amended to read:

15 86.195 (2) (ag) 29. ~~USH STH 64~~ from the state line in St. Croix County to East
16 Jct USH 63 east of New Richmond.

17 **SECTION 1561.** 86.195 (2) (ag) 30. of the statutes is amended to read:

18 86.195 (2) (ag) 30. ~~USH 78 1 39~~ from I-90 ~~south of Portage~~ the state line in Rock
19 County to ~~USH 51 north of Portage~~ STH 29 south of Wausau.

20 **SECTION 1562.** 86.195 (2) (ag) 31. of the statutes is amended to read:

21 86.195 (2) (ag) 31. USH 141 from I 43 at northwest of Green Bay to the state
22 line in Marinette County.

23 **SECTION 1563.** 86.195 (2) (ag) 33. of the statutes is amended to read:

1 86.195 (2) (ag) 33. STH 441 between the Roland Kampo Bridge and USH ~~I~~ 41
2 in Appleton, designated as the tri-county expressway, in Calumet, Outagamie and
3 Winnebago counties.

4 **SECTION 1564.** 86.195 (2) (ag) 34. of the statutes is amended to read:

5 86.195 (2) (ag) 34. USH 53 from I 90 at La Crosse ~~Onalaska~~ to STH 35 north
6 of Holmen.

7 **SECTION 1565.** 86.195 (2) (ag) 36. of the statutes is amended to read:

8 86.195 (2) (ag) 36. USH 12 from CTH “P” in ~~Walworth County~~ southeast of
9 Whitewater to Tri County Road in Rock County.

10 **SECTION 1566.** 86.195 (2) (ag) 37. of the statutes is created to read:

11 86.195 (2) (ag) 37. STH 35 from CTH “M” at River Falls to I 94 east of Hudson.

12 **SECTION 1567.** 86.195 (2) (ag) 38. of the statutes is created to read:

13 86.195 (2) (ag) 38. USH 51 from STH 19 north of Madison to CTH “V” at
14 DeForest.

15 **SECTION 1568.** 86.195 (2) (c) of the statutes is amended to read:

16 86.195 (2) (c) A person who requests the erection or installation of a sign under
17 par. (a) or (b) shall pay to the department an annual permit fee of \$40 ~~\$80~~ to cover
18 administrative costs and the cost of inspection of the signs erected or installed under
19 this section. In addition, the person requesting a sign under par. (a) or (b) shall pay
20 a fee for the manufacture, installation and maintenance of the specific information
21 sign and the installation and maintenance of the business sign.

22 **SECTION 1569.** 86.195 (3) (b) 2. of the statutes is amended to read:

23 86.195 (3) (b) 2. Regular operation at least 5 days a week, ~~opening for service~~
24 ~~no later than 10 a.m. and remaining open until at least 7 p.m.;~~

25 **SECTION 1570.** 86.195 (5) (b) of the statutes is amended to read:

1 86.195 (5) (b) *Number of signs permitted.* ~~No more than 4 specific information~~
2 ~~signs for each category of motorist service may be erected~~ The department may not
3 authorize the erection of a number of signs along an approach to an interchange or
4 intersection that exceeds the number of signs authorized by the manual on uniform
5 traffic control devices adopted by the department under s. 84.02 (4) (e). No specific
6 information sign may contain more than 6 business signs.

7 **SECTION 1571.** 86.195 (5) (c) of the statutes is amended to read:

8 86.195 (5) (c) *Conformity with discrimination laws.* Each business identified
9 as a motorist service on a specific information sign shall, as a condition of eligibility
10 for erection, installation and maintenance of a sign under this section, give written
11 assurance to the department that the business conforms with all applicable laws
12 concerning the provisions of public accommodations without regard to race, religion,
13 color, sex ~~or~~, national origin, or status as a holder or nonholder of a license under s.
14 343.03 (3r).

15 **SECTION 1572.** 86.195 (6) (a) of the statutes is amended to read:

16 86.195 (6) (a) Specific information signs and business signs shall have a blue
17 reflectorized background with a white reflectorized border and white reflectorized
18 legend. ~~Sign panels may be illuminated.~~

19 **SECTION 1573.** 86.30 (2) (a) 3. of the statutes is amended to read:

20 86.30 (2) (a) 3. For each mile of road or street under the jurisdiction of a
21 municipality as determined under s. 86.302, the mileage aid payment shall be ~~\$2,389~~
22 ~~in calendar year 2019 and \$2,628 in calendar year~~ years 2020 and 2021, \$2,681 in
23 calendar year 2022, and \$2,734 in calendar year 2023 and thereafter.

24 **SECTION 1574.** 86.30 (9) (b) of the statutes is amended to read:

1 86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),
2 the amounts for aids to counties are ~~\$111,093,800 in calendar year 2019 and~~
3 ~~\$122,203,200 in calendar year years 2020 and 2021, \$124,647,300 in calendar year~~
4 ~~2022, and \$127,140,200 in calendar year 2023 and thereafter.~~ These amounts, to the
5 extent practicable, shall be used to determine the statewide county average
6 cost-sharing percentage in the particular calendar year.

7 **SECTION 1575.** 86.30 (9) (c) of the statutes is amended to read:

8 86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),
9 the amounts for aids to municipalities are ~~\$348,639,300 in calendar year 2019 and~~
10 ~~\$383,503,200 in calendar year years 2020 and 2021, \$391,173,300 in calendar year~~
11 ~~2022, and \$398,996,800 in calendar year 2023 and thereafter.~~ These amounts, to the
12 extent practicable, shall be used to determine the statewide municipal average
13 cost-sharing percentage in the particular calendar year.

14 **SECTION 1576.** 86.303 (5) (i) 3. of the statutes is created to read:

15 86.303 (5) (i) 3. The amount of reduction may not exceed \$100 for each working
16 day after July 31 that the financial reports are actually submitted.

17 **SECTION 1577.** 86.31 (3s) of the statutes is repealed.

18 **SECTION 1578.** 86.35 of the statutes is created to read:

19 **86.35 Local road aids for critical infrastructure. (1)** In this section:

20 (a) “Eligible applicant” means a city, village, town, or county.

21 (b) “Eligible project” means a project that satisfies the requirements of sub. (3).

22 **(2)** The department shall develop and administer a local road aids for critical
23 infrastructure program.

24 **(3)** A project is eligible for funding under this section if all of the following
25 apply:

1 (a) The project is for the reconstruction of a culvert or bridge to a higher
2 standard durability.

3 (b) The culvert or bridge under par. (a) is owned by the eligible applicant that
4 is applying for the grant.

5 (c) The culvert or bridge under par. (a) is at risk of being damaged by future
6 extreme storm water events.

7 **(4)** (a) From the appropriation under s. 20.866 (2) (usb), the department shall
8 award grants to reimburse eligible applicants for moneys expended on eligible
9 projects.

10 (b) The department shall promulgate rules prescribing the form, nature, and
11 extent of information that shall be contained in applications for grants under this
12 section and shall establish criteria for evaluating applications and for awarding
13 grants under this section. The criteria for awarding grants under this section shall
14 prioritize grants for eligible projects most at risk from future extreme storm water
15 events.

16 (c) The amount of a grant awarded under this section may not exceed 50 percent
17 of the cost of the project.

18 **SECTION 1579.** 86.51 of the statutes is repealed.

19 **SECTION 1580.** 91.10 (title) of the statutes is amended to read:

20 **91.10** (title) **County plan required; planning and implementation**
21 **grants.**

22 **SECTION 1581.** 91.10 (7) of the statutes is created to read:

23 91.10 **(7)** (a) From the appropriations under s. 20.115 (7) (dm) and (tm), the
24 department may award implementation grants to counties for implementing a
25 county's certified farmland preservation plan.

1 (b) The department shall enter into a contract with a county to which it awards
2 a planning grant under par. (a) before the department distributes any grant funds
3 to the county. In the contract, the department shall identify the costs that are eligible
4 for reimbursement through the grant.

5 (c) The department may distribute grant funds under this subsection only after
6 the county shows that it has incurred costs that are eligible for reimbursement under
7 par. (b).

8 **SECTION 1582.** 92.14 (3) (intro.) of the statutes is amended to read:

9 92.14 (3) BASIC ALLOCATIONS TO COUNTIES. (intro.) To help counties fund their
10 land and water conservation activities, the department shall award an annual grant
11 from the appropriation under s. 20.115 (7) (c), (f), (qe), or (qf) or s. 20.866 (2) (we) to
12 any county land conservation committee that has a land and water resource
13 management plan approved by the department under s. 92.10 (4) (d), and that, by
14 county board action, has resolved to provide any matching funds required under sub.
15 (5g). The county may use the grant for land and water resource management
16 planning and for any of the following purposes, consistent with the approved land
17 and water resource management plan:

18 **SECTION 1583.** 92.14 (3) (a) 4m. of the statutes is created to read:

19 92.14 (3) (a) 4m. County land conservation personnel who primarily focus on
20 climate change and climate change resiliency.

21 **SECTION 1584.** 92.14 (5r) of the statutes is amended to read:

22 92.14 (5r) ANNUAL GRANT REQUEST. Every land conservation committee shall
23 prepare annually a grant request that describes the land and water resource staffing
24 needs and activities to be undertaken or funded by the county under this chapter and
25 ss. 281.65 and 281.66 and the funding needed for those purposes. The grant request

1 shall specifically state any request for funding for climate change personnel under
2 sub. (3) (a) 4m. The grant request shall be consistent with the county's plan under
3 s. 92.10. The land conservation committee shall submit the grant request to the
4 department.

5 **SECTION 1585.** 93.01 (14m) of the statutes is created to read:

6 93.01 (14m) "Regenerative agricultural practice" means an agricultural
7 management technique designed to build soil health and crop resiliency, improve
8 water and nutrient retention, or sequester carbon, primarily by managing the
9 organic matter content of soil. "Regenerative agricultural practice" includes
10 diversifying crop rotations and using no-till planting, managed grazing, cover
11 cropping, and composting.

12 **SECTION 1586.** 93.06 (1qm) of the statutes is amended to read:

13 93.06 (1qm) **LOANS AND GRANTS FOR RURAL DEVELOPMENT.** ~~Make~~ Provide grants,
14 make loans, and charge interest and origination fees and take security for those
15 loans, as required to receive federal funding for the development of rural business
16 enterprises or for rural economic development.

17 **SECTION 1587.** 93.425 of the statutes is created to read:

18 **93.425 Wisconsin initiative for agricultural exports.** (1) The department
19 shall consult with the center for international agribusiness marketing and establish
20 and administer an agricultural exports program to promote the export of this state's
21 agricultural and agribusiness products.

22 (2) In establishing and administering the program under this section, not more
23 than 50 percent of the funds from the appropriation under s. 20.115 (3) (d) may be
24 used for promoting dairy product exports and not more than 50 percent of the funds

1 from the appropriation under s. 20.115 (3) (d) may be used for promoting fruit,
2 vegetable, meat, fish, and other agricultural product exports.

3 **SECTION 1588.** 93.48 of the statutes is renumbered 93.63, and 93.63 (1), as
4 renumbered, is amended to read:

5 93.63 (1) The department may award grants from the appropriation under s.
6 20.115 (4) (~~am~~) (f) to individuals or organizations to fund projects that are designed
7 to increase the sale of agricultural products grown in this state that are purchased
8 in close proximity to where they are produced. The department may not award a
9 grant under this section unless the applicant contributes matching funds equal to at
10 least 50 percent of the costs of the project. The department shall promulgate rules
11 for the program under this section.

12 **SECTION 1589.** 93.485 of the statutes is created to read:

13 **93.485 Water stewardship certification grant program.** The department
14 may award grants from the appropriation under s. 20.115 (4) (cm) to agricultural
15 producers to reimburse the amounts that a producer pays to the Alliance for Water
16 Stewardship to obtain a certification of water stewardship. The department shall
17 award grants under this section directly to the agricultural producer. Grants under
18 this section may not be used to reimburse any costs of operational changes needed
19 to obtain the certification of water stewardship.

20 **SECTION 1590.** 93.49 (1), (2), (3) (b) and (c), (4) and (5) of the statutes are
21 renumbered 93.61 (1), (2), (3) (b) and (c), (4) and (5).

22 **SECTION 1591.** 93.49 (3) (a) of the statutes is renumbered 93.61 (3) (a) (intro.)
23 and amended to read:

24 93.61 (3) (a) (intro.) From the appropriation under s. 20.115 (4) (~~as~~) (f), the
25 department shall provide grants to school districts, in coordination with the

1 department of public instruction, and to nonprofit organizations, farmers, and any
2 other entities for the creation and expansion of farm to school programs. The
3 department shall give preference to the following types of proposals:

4 2. Proposals that are innovative or that provide models that other school
5 districts can adopt.

6 **SECTION 1592.** 93.525 of the statutes is created to read:

7 **93.525 Meat processing tuition grants. (1)** From the appropriation under
8 s. 20.115 (3) (f), the department shall provide grants to universities, colleges, and
9 technical colleges located in this state that have programs in meat processing to
10 reimburse tuition costs of students enrolled in a meat processing program.

11 **(2)** Each tuition reimbursement made with a grant received under this section
12 shall reimburse a student for not more than 80 percent of the first \$9,375 of the
13 tuition cost for enrolling in a meat processing program.

14 **SECTION 1593.** 93.53 of the statutes is created to read:

15 **93.53 Food waste reduction grants. (1)** The department shall provide
16 grants for food waste reduction pilot projects that have an objective of preventing
17 food waste, redirecting surplus food to hunger relief organizations, and composting
18 food waste. In awarding grants under this section, the department shall give
19 preference to proposals that serve census tracts for which the median household
20 income is below the statewide median household income and in which no grocery
21 store is located.

22 **(2)** The department shall promulgate rules for the administration of this
23 section.

24 **SECTION 1594.** 93.60 of the statutes is created to read:

1 **93.60 Food security and Wisconsin products grant program. (1)**

2 GRANTS. The department may award grants from the appropriation under s. 20.115
3 (4) (f) to nonprofit food banks, nonprofit food pantries, and other nonprofit
4 organizations that provide food assistance for the purpose of purchasing food
5 products that are made or grown in this state.

6 **(2) RULES.** The department may promulgate rules to administer this section.

7 **SECTION 1595.** 93.61 (3) (a) 1. of the statutes is created to read:

8 93.61 **(3)** (a) 1. Proposals from school districts in which a high percentage of
9 pupils satisfy the income eligibility criteria under 42 USC 1758 (b) (1) for a free or
10 reduced-price meal.

11 **SECTION 1596.** 93.62 of the statutes is created to read:

12 **93.62 Farm to fork program. (1) DEFINITION.** In this section, “farm to fork
13 program” means a program to connect entities that are not school districts and that
14 have cafeterias to nearby farms to provide locally produced fresh fruits and
15 vegetables, dairy products, and other nutritious, locally produced foods in meals and
16 snacks; to help the public develop healthy eating habits; to provide nutritional and
17 agricultural education; and to improve farmers’ incomes and direct access to
18 markets.

19 **(2) GRANTS.** (a) The department may award grants from the appropriation
20 under s. 20.115 (4) (f) to businesses, universities, hospitals, and other entities that
21 are not school districts and that have cafeterias for the creation and expansion of
22 farm to fork programs. The department shall give preference to proposals that are
23 innovative or that provide models that other entities can adopt.

24 (b) In awarding grants under this section, the department shall promote
25 agricultural development and farm profitability by supporting the development and

1 adoption of practices and agribusiness opportunities that involve the production of
2 value-added agricultural products, as defined under s. 93.65 (1).

3 (c) The department may award grants under this subsection for projects that
4 do any of the following:

5 1. Create, expand, diversify, or promote production, processing, marketing, and
6 distribution of food produced in this state for sale to entities in this state other than
7 school districts.

8 2. Create, expand, or renovate facilities, including purchases of equipment for
9 the facilities, that would ensure the use of food produced in this state in locations in
10 this state other than schools.

11 3. Provide, expand, or promote training for food service personnel, farmers, and
12 distributors.

13 4. Provide, expand, or promote nutritional and agricultural education.

14 (d) The department shall consult with interested persons to establish grant
15 priorities for each fiscal year.

16 **(3) REPORTS.** At least annually, the department shall report to the legislature
17 under s. 13.172 (2) and to the secretary on the needs and opportunities for farm to
18 fork programs.

19 **(4) RULES.** The department may promulgate rules to administer this section.

20 **SECTION 1597.** 93.64 of the statutes is created to read:

21 **93.64 Small farm diversity grant program. (1) GRANTS.** The department
22 may award grants from the appropriation under s. 20.115 (4) (f) to agricultural
23 producers that have been in operation for at least one year and that, in the year prior
24 to applying for a grant, earned less than \$350,000 in gross cash farm income. Grants
25 awarded under this section shall be in an amount no less than \$5,000 and no more

1 than \$50,000. The recipient of a grant under this section shall provide matching
2 funds of 30 percent of the amount of the grant.

3 **(2) ELIGIBLE COSTS.** Grants awarded under this section may be used to pay for
4 any of the following:

5 (a) Costs to develop a new agricultural product or increase production of an
6 agricultural product where market opportunities exist, including business planning,
7 feasibility research, engineering, and architectural designs.

8 (b) Start-up costs for new agricultural production operations.

9 (c) Research and development of uses for food, feed, and fiber products that are
10 innovative and add value to agricultural products.

11 (d) Developing on-farm processing of agricultural commodities.

12 (e) Developing an agritourism venue.

13 **(3) PRIORITY.** The department, in awarding grants under this section, shall give
14 preference to applications that do any of the following:

15 (a) Develop a business plan with market research and income projections
16 including new and innovative plans for marketing.

17 (b) Demonstrate a high probability of increased revenue, job creation, or
18 enhanced viability.

19 (c) Feature research that is innovative as well as commercially plausible.

20 (d) Demonstrate a high probability of rapid commercialization.

21 (e) Demonstrate a commitment for funding from other private or public sources
22 or from the applicant.

23 **(4) REPORTS.** The recipient of a grant under this section shall submit annual
24 reports to the department documenting grant money expenses and results.

25 **(5) RULES.** The department may promulgate rules to administer this section.

1 **SECTION 1598.** 93.65 of the statutes is created to read:

2 **93.65 Value-added agricultural practices. (1) DEFINITION.** In this section,
3 “value-added agricultural product” means a farm product that satisfies any of the
4 following:

- 5 (a) The product has undergone a change in physical state.
- 6 (b) The product is produced in a manner that enhances its value.
- 7 (c) The product is physically segregated in a manner that enhances its value.
- 8 (d) The product is a source of farm-based or ranch-based renewable energy.
- 9 (e) The product is aggregated and marketed as a locally produced farm product.

10 **(2) VALUE-ADDED PRODUCTS.** The department may provide education and
11 technical assistance related to promoting and implementing agricultural practices
12 that produce value-added agricultural products, including by doing all of the
13 following:

14 (a) *Assistance for organic farming practices.* Providing education and technical
15 assistance related to organic farming practices, including business and market
16 development assistance; collaborating with organic producers, industry
17 participants, and local organizations that coordinate organic farming; and
18 stimulating interest and investment in organic production. The department may
19 award grants from the appropriation under s. 20.115 (4) (f) to organic producers,
20 industry participants, and local organizations that coordinate organic farming. The
21 department may award a grant to an organic producer, industry participant, or local
22 organization under this paragraph for any of the following purposes:

- 23 1. Providing education and technical assistance related to implementing
24 organic farming practices.
- 25 2. Helping to create organic farming plans.

1 3. Assisting farmers to transition to organic farming.

2 (b) *Grazing grants*. Awarding grants from the appropriation under s. 20.115

3 (4) (f) to appropriate entities to provide education and training to farmers about best
4 practices related to grazing.

5 (c) *Promotion*. Helping producers market value-added agricultural products,
6 including products produced through the use of a practice described in s. 93.67.

7 **(3) RULES.** The department may promulgate rules to administer this section.

8 **SECTION 1599.** 93.66 of the statutes is created to read:

9 **93.66 Grants for hiring farm business consultants.** The department may
10 award grants from the appropriation under s. 20.115 (4) (f) to help farm operators
11 hire business consultants and attorneys to examine their farm business plans and
12 create a farm succession plan. The department may promulgate rules to administer
13 this section.

14 **SECTION 1600.** 93.67 of the statutes is created to read:

15 **93.67 Technical assistance on resource conservation.** **(1) TECHNICAL**
16 **ASSISTANCE.** The department may provide technical assistance to farmers related to
17 increasing or maintaining agricultural yields while promoting soil health, water
18 quality, and regenerative agricultural practices, including by doing all of the
19 following:

20 (a) Connecting farmers with technologies or practices that address water
21 quality and other environmental sustainability goals, including technologies or
22 practices developed by the University of Wisconsin System, private sector
23 businesses, and other agricultural producers.

24 (b) Developing technical resources to assist farmers in promoting soil health,
25 water quality, and regenerative agricultural practices.

1 (c) Awarding grants under sub. (2).

2 (2) GRANTS. The department may award grants from the appropriation under
3 s. 20.115 (4) (f) to local governments, nongovernmental organizations, federally
4 recognized American Indian tribes or bands, businesses, and individuals for
5 developing technologies and strategies that support conservation efforts on working
6 lands and for developing market-based solutions to environmental and resource
7 challenges in modern farming systems. The department may not award a grant
8 under this section of more than \$25,000.

9 (3) RULES. The department may promulgate rules to administer this section.

10 **SECTION 1601.** 93.68 of the statutes is created to read:

11 **93.68 Grants for meat processing facilities.** (1) DEFINITION. In this
12 section, “meat processing facility” means a plant or premises where animals are
13 slaughtered for human consumption, or where meat or meat products are processed,
14 but does not include rendering plants.

15 (2) GRANTS. The department may award grants from the appropriation under
16 s. 20.115 (4) (f) to meat processing facilities for the purpose of promoting the growth
17 of the meat industry in this state.

18 (3) RULES. The department may promulgate rules to administer this section.

19 **SECTION 1602.** 93.74 of the statutes is created to read:

20 **93.74 Planning grants for regional biodigesters.** (1) GRANT PROGRAM.
21 From the appropriation under s. 20.115 (7) (u), the department shall provide
22 planning grants for establishing regional biodigesters.

23 (2) RULES. The department shall promulgate rules for the administration of
24 this section.

25 **SECTION 1603.** 93.75 of the statutes is created to read:

1 **93.75 Regenerative agriculture practices. (1)** The department shall
2 provide grants from the appropriation under s. 20.115 (7) (qf) to provide cost-sharing
3 for the following purposes:

4 (a) Conducting soil tests and other carbon sequestration analyses.

5 (b) Updating nutrient management software.

6 (c) Studying the feasibility of a statewide carbon market.

7 (d) Assessing the market value of carbon sequestration.

8 (e) For agricultural producers, implementing regenerative agricultural
9 practices.

10 **(2)** In conjunction with grants provided under sub. (1), the department shall
11 do all of the following:

12 (a) Evaluate the potential of existing tools to accurately and efficiently
13 calculate carbon credits generated by producer-led watershed protection grant
14 recipients under s. 93.59 and document the suitability of various carbon credit
15 calculators for use in this state.

16 (b) Identify opportunities and facilitate groups of agricultural producers to
17 work together to generate carbon credits.

18 (c) Provide technical assistance to farmers and agricultural agencies and
19 professionals regarding the processes of carbon credit generation and associated
20 risks of market participation to aid them in choosing to collaborate with carbon credit
21 project developers on a verified project in the future.

22 (d) Study the feasibility of a statewide carbon market and assess the market
23 value of carbon sequestration.

24 **(3)** The department may promulgate rules to administer the program under
25 this section.

1 **SECTION 1604.** 93.76 of the statutes is created to read:

2 **93.76 Conservation grants.** The department shall provide grants from the
3 appropriation under s. 20.115 (7) (qf) to local governments, nongovernmental
4 organizations, federally recognized American Indian tribes or bands, businesses,
5 and individuals for any of the following purposes:

6 **(1)** To develop and provide education and training to farmers about best
7 practices related to grazing and pasture maintenance.

8 **(2)** To provide cost-sharing incentive payments to farmers to develop and adopt
9 regenerative agricultural practices.

10 **(3)** The department may promulgate rules to administer the program under
11 this section.

12 **SECTION 1605.** 93.77 of the statutes is created to read:

13 **93.77 Nitrogen optimization pilot program.** **(1)** In this section, “eligible
14 university entities” means the College of Agricultural and Life Sciences at the
15 University of Wisconsin–Madison, the Center for Watershed Science and Education
16 at the University of Wisconsin–Stevens Point, and the University of
17 Wisconsin–Extension.

18 **(2)** The department shall award grants from the appropriation under s. 20.115
19 (7) (cm) to agricultural producers and eligible university entities as provided under
20 this section.

21 **(3)** An agricultural producer may apply for and receive a grant to implement
22 a project with the potential to reduce nitrate loading to groundwater in the area. The
23 agricultural producer receiving a grant under this subsection shall collaborate with
24 one or more eligible university entities under sub. (4).

1 (4) The eligible university entities shall collaborate with an agricultural
2 producer that receives a grant under sub. (3) to monitor the grant project on-site and
3 to use information gathered from the project to research nitrate loading reduction
4 methods with a goal of making recommendations to agricultural producers to
5 optimize nitrogen usage while improving water quality in this state.

6 (5) The department may not make a grant to an agricultural producer and the
7 eligible university entities collaborating with the agricultural producer in an
8 amount that totals more than \$125,000. No more than 50 percent of this total
9 amount may be awarded to the collaborating eligible university entities.

10 **SECTION 1606.** 94.55 (2t) of the statutes is repealed.

11 **SECTION 1607.** 94.56 of the statutes is created to read:

12 **94.56 Marijuana producers and processors. (1) DEFINITIONS.** In this
13 section:

14 (a) “Labor peace agreement” means an agreement between a person applying
15 for a permit under this section and a labor organization, as defined in s. 5.02 (8m),
16 that does all of the following:

17 1. Prohibits labor organizations and its members from engaging in picketing,
18 work stoppages, boycotts, and any other economic interference with persons doing
19 business in this state.

20 2. Prohibits the applicant from disrupting the efforts of the labor organization
21 to communicate with and to organize and represent the applicant’s employees.

22 3. Provides the labor organization access at reasonable times to areas in which
23 the applicant’s employees work for the purpose of meeting with employees to discuss
24 their right to representation, employment rights under state law, and terms and
25 conditions of employment.

1 (b) “Marijuana” has the meaning given in s. 961.70 (3).

2 (c) “Marijuana processor” has the meaning given in s. 139.97 (6).

3 (d) “Marijuana producer” has the meaning given in s. 139.97 (7).

4 (e) “Usable marijuana” has the meaning given in s. 139.97 (13).

5 (f) “Permittee” means a marijuana producer or marijuana processor who is
6 issued a permit under this section.

7 **(2) PERMIT REQUIRED.** (a) No person may operate in this state as a marijuana
8 producer or marijuana processor without a permit from the department. A person
9 who acts as a marijuana producer and a marijuana processor shall obtain a separate
10 permit for each activity. A person is not required to obtain a permit under this section
11 if the person produces or processes only industrial hemp and holds a valid license
12 under s. 94.55.

13 (b) This subsection applies to any of the following if they hold 5 percent or more
14 of the stock of any corporation applying for a permit under this section

15 1. Officers of the corporation.

16 2. Directors of the corporation.

17 3. Agents of the corporation.

18 4. Stockholders of the corporation.

19 (c) Subject to ss. 111.321, 111.322, and 111.335, a permit under this section may
20 not be granted to any person to whom any of the following applies:

21 1. The person has been convicted of a violent misdemeanor, as defined in s.
22 941.29 (1g) (b), at least 3 times.

23 2. The person has been convicted of a violent felony, as defined in s. 941.29 (1g)
24 (a), unless pardoned.

1 3. During the preceding 3 years, the person has been committed under s. 51.20
2 for being drug dependent.

3 4. The person chronically and habitually uses alcohol beverages or other
4 substances to the extent that his or her normal faculties are impaired. A person is
5 presumed to chronically and habitually use alcohol beverages or other substances to
6 the extent that his or her normal faculties are impaired if, within the preceding 3
7 years, any of the following applies:

8 a. The person has been committed for involuntary treatment under s. 51.45
9 (13).

10 b. The person has been convicted of a violation of s. 941.20 (1) (b).

11 c. In 2 or more cases arising out of separate incidents, a court has found the
12 person to have committed a violation of s. 346.63 or a local ordinance in conformity
13 with that section; a violation of a law of a federally recognized American Indian tribe
14 or band in this state in conformity with s. 346.63; or a violation of the law of another
15 jurisdiction, as defined in s. 340.01 (41m), that prohibits use of a motor vehicle while
16 intoxicated, while under the influence of a controlled substance, a controlled
17 substance analog, or a combination thereof, with an excess or specified range of
18 alcohol concentration, or while under the influence of any drug to a degree that
19 renders the person incapable of safely driving, as those or substantially similar
20 terms are used in that jurisdiction's laws.

21 5. The person has income that comes principally from gambling or has been
22 convicted of 2 or more gambling offenses.

23 6. The person has been convicted of crimes relating to prostitution.

24 7. The person has been convicted of crimes relating to loaning money or
25 anything of value to persons holding licenses or permits pursuant to ch. 125.

1 8. The person is under the age of 21.

2 9. The person has not been a resident of this state continuously for at least 90
3 days prior to the application date.

4 (cm) An applicant with 20 or more employees may not receive a permit under
5 this section unless the applicant certifies to the department that the applicant has
6 entered into a labor peace agreement and will abide by the terms of the agreement
7 as a condition of maintaining a valid permit under this section. The applicant shall
8 submit to the department a copy of the page of the labor peace agreement that
9 contains the signatures of the union representative and the applicant.

10 (cn) The department shall use a competitive scoring system to determine which
11 applicants are eligible to receive a permit under this section. The department shall
12 issue permits to the highest scoring applicants that it determines will best protect
13 the environment; provide stable, family-supporting jobs to local residents; ensure
14 worker and consumer safety; operate secure facilities; and uphold the laws of the
15 jurisdictions in which they operate. The department may deny a permit to an
16 applicant with a low score as determined under this paragraph. The department
17 may request that the applicant provide any information or documentation that the
18 department deems necessary for purposes of making a determination under this
19 paragraph.

20 (d) 1. Before the department issues a new or renewed permit under this section,
21 the department shall give notice of the permit application to the governing body of
22 the municipality where the permit applicant intends to operate the premises of a
23 marijuana producer or marijuana processor. No later than 30 days after the
24 department submits the notice, the governing body of the municipality may file with

1 the department a written objection to granting or renewing the permit. At the
2 municipality's request, the department may extend the period for filing objections.

3 2. A written objection filed under subd. 1. shall provide all the facts on which
4 the objection is based. In determining whether to grant or deny a permit for which
5 an objection has been filed under this paragraph, the department shall give
6 substantial weight to objections from a municipality based on chronic illegal activity
7 associated with the premises for which the applicant seeks a permit or the premises
8 of any other operation in this state for which the applicant holds or has held a valid
9 permit or license, the conduct of the applicant's patrons inside or outside the
10 premises of any other operation in this state for which the applicant holds or has held
11 a valid permit or license, and local zoning ordinances. In this subdivision, "chronic
12 illegal activity" means a pervasive pattern of activity that threatens the public
13 health, safety, and welfare of the municipality, including any crime or ordinance
14 violation, and that is documented in crime statistics, police reports, emergency
15 medical response data, calls for service, field data, or similar law enforcement agency
16 records.

17 (e) After denying a permit, the department shall immediately notify the
18 applicant in writing of the denial and the reasons for the denial. After making a
19 decision to grant or deny a permit for which a municipality has filed an objection
20 under par. (d), the department shall immediately notify the governing body of the
21 municipality in writing of its decision and the reasons for the decision.

22 (f) 1. The department's denial of a permit under this section is subject to judicial
23 review under ch. 227.

24 2. The department's decision to grant a permit under this section regardless of
25 an objection filed under par. (d) is subject to judicial review under ch. 227.

1 (g) The department shall not issue a permit under this section to any person
2 who does not hold a valid certificate under s. 73.03 (50).

3 **(3) FEES; TERM.** (a) Each person who applies for a permit under this section
4 shall submit with the application a \$250 fee. A permit issued under this section is
5 valid for one year and may be renewed, except that the department may revoke or
6 suspend a permit prior to its expiration. A person is not entitled to a refund of the
7 fees paid under this subsection if the person's permit is denied, revoked, or
8 suspended.

9 (b) A permittee shall annually pay to the department a fee for as long as the
10 person holds a valid permit under this section. The annual fee for a marijuana
11 processor permittee is \$2,000. The annual fee for a marijuana producer permittee
12 is one of the following, unless the department, by rule, establishes a higher amount:

13 1. If the permittee plants, grows, cultivates, or harvests not more than 1,800
14 marijuana plants, \$1,800.

15 2. If the permittee plants, grows, cultivates, or harvests more than 1,800 but
16 not more than 3,600 marijuana plants, \$2,900.

17 3. If the permittee plants, grows, cultivates, or harvests more than 3,600 but
18 not more than 6,000 marijuana plants, \$3,600.

19 4. If the permittee plants, grows, cultivates, or harvests more than 6,000 but
20 not more than 10,200 marijuana plants, \$5,100.

21 5. If the permittee plants, grows, cultivates, or harvests more than 10,200
22 marijuana plants, \$7,100 plus \$800 for every 3,600 marijuana plants over 10,200.

23 **(4) SCHOOLS.** The department may not issue a permit under this section to
24 operate as a marijuana producer within 500 feet of the perimeter of the grounds of
25 any elementary or secondary school.

1 **(5) EDUCATION AND AWARENESS CAMPAIGN.** The department shall develop and
2 make available training programs for marijuana producers on how to safely and
3 efficiently plant, grow, cultivate, harvest, and otherwise handle marijuana, and for
4 marijuana processors on how to safely and efficiently produce and handle marijuana
5 products and test marijuana for contaminants. The department shall conduct an
6 awareness campaign to inform potential marijuana producers and marijuana
7 processors of the availability and viability of marijuana as a crop or product in this
8 state.

9 **(6) RULES.** The department shall promulgate rules necessary to administer and
10 enforce this section, including rules relating to the inspection of the plants, facilities,
11 and products of permittees; training requirements for employees of permittees; and
12 the competitive scoring system for determining which applicants are eligible to
13 receive a permit under this section.

14 **(7) PENALTIES.** (a) Any person who violates sub. (2), fails to pay the required
15 fee under sub. (3), or violates any of the requirements established by the rules
16 promulgated under sub. (6) shall be fined not less than \$100 nor more than \$500 or
17 imprisoned not more than 6 months or both.

18 (b) In addition to the penalties imposed under par. (a), the department shall
19 revoke the permit of any person convicted of any violation described under par. (a)
20 and not issue another permit to that person for a period of 2 years following the
21 revocation.

22 **SECTION 1608.** 94.57 of the statutes is created to read:

23 **94.57 Testing laboratories.** The department shall register entities as
24 tetrahydrocannabinols testing laboratories. The laboratories may possess or

1 manufacture tetrahydrocannabinols or drug paraphernalia and shall perform the
2 following services:

3 (1) Test marijuana produced for the medical use of tetrahydrocannabinols for
4 potency and for mold, fungus, pesticides, and other contaminants.

5 (2) Collect information on research findings and conduct research related to
6 the medical use of tetrahydrocannabinols, including research that identifies
7 potentially unsafe levels of contaminants.

8 (3) Provide training on the following:

9 (a) The safe and efficient cultivation, harvesting, packaging, labeling, and
10 distribution of marijuana for the medical use of tetrahydrocannabinols.

11 (b) Security and inventory accountability procedures.

12 (c) The most recent research on the use of tetrahydrocannabinols.

13 **SECTION 1609.** 100.145 of the statutes is created to read:

14 **100.145 Recreational marijuana logotype.** The department shall design
15 an official logotype appropriate for including on a label affixed to recreational
16 marijuana under s. 139.973 (10) (a).

17 **SECTION 1610.** 100.182 (4m) of the statutes is created to read:

18 100.182 (4m) The department may promulgate rules to implement this section.

19 **SECTION 1611.** 100.2091 of the statutes is created to read:

20 **100.2091 Broadband; discrimination prohibited.** (1) No broadband
21 service provider may deny access to broadband service to any group of potential
22 residential customers because of the race or income of the residents in the area in
23 which the group resides.

24 (2) It is a defense to an alleged violation of sub. (1) based on income if, no later
25 than 3 years after the date on which the broadband service provider began providing

1 broadband service in this state, at least 30 percent of the households with access to
2 the broadband service provider's broadband service in the area in which a group of
3 potential residential customers resides are low-income households.

4 (3) The department may enforce this section and may promulgate rules to
5 implement and administer this section. The department of justice may represent the
6 department in an action to enforce this section. If the court finds that a broadband
7 service provider has not complied with this section, the court shall order the
8 broadband service provider to comply with this section within a reasonable amount
9 of time and, notwithstanding s. 814.14 (1), shall award costs, including reasonable
10 attorney fees, to the department of justice.

11 (4) Any person that is affected by a failure to comply with this section may bring
12 an action to enforce this section. If a court finds that a broadband service provider
13 has not complied with this section, the court shall order the broadband service
14 provider to comply with this section within a reasonable amount of time and,
15 notwithstanding s. 814.14 (1), shall award costs, including reasonable attorney fees,
16 to the person affected.

17 **SECTION 1612.** 100.2092 of the statutes is created to read:

18 **100.2092 Broadband service subscriber rights. (1) RIGHTS. (a)** A
19 broadband service provider shall repair broadband service within 72 hours after a
20 subscriber reports a service interruption or requests the repair if the service
21 interruption is not the result of a major system-wide or large area emergency, such
22 as a natural disaster.

23 (b) Upon notification by a subscriber of a service interruption, a broadband
24 service provider shall give the subscriber a credit for one day of broadband service

1 if broadband service is interrupted for more than 4 hours in one day and the
2 interruption is caused by the broadband service provider.

3 (c) Upon notification by a subscriber of a service interruption, a broadband
4 service provider shall give the subscriber a credit for each hour that broadband
5 service is interrupted if broadband service is interrupted for more than 4 hours in
6 one day and the interruption is not caused by the broadband service provider.

7 (d) Prior to entering into a service agreement with a subscriber, a broadband
8 service provider shall disclose that a subscriber has a right to a credit for notifying
9 the broadband service provider of a service interruption.

10 (e) A broadband service provider shall provide broadband service that satisfies
11 minimum standards established by the department by rule.

12 (f) A broadband service provider shall give a subscriber at least 30 days'
13 advance written notice before instituting a rate increase.

14 (g) A broadband service provider shall give a subscriber at least 7 days' advance
15 written notice of any scheduled routine maintenance that causes a service slowdown,
16 interruption, or outage.

17 (h) A broadband service provider shall give a subscriber at least 10 days'
18 advance written notice of disconnecting service, unless the disconnection is
19 requested by the subscriber.

20 (i) Prior to entering into a service agreement with a subscriber, a broadband
21 service provider shall disclose the factors that may cause the actual broadband speed
22 experience to vary, including the number of users and device limitations.

23 (j) A broadband service provider shall provide broadband service to a
24 subscriber as described in point of sale advertisements and representations made to
25 the subscriber.

1 (k) A broadband service provider shall give a subscriber at least 10 days'
2 advance written notice of a change in a factor that might cause the originally
3 disclosed speed experience to vary.

4 (L) A broadband service provider shall allow a subscriber to terminate a
5 contract and receive a full refund without fees if the provider sells a service that does
6 not satisfy the requirements established under par. (e) and the broadband service
7 provider does not satisfy the requirements established under par. (e) within one
8 month of written notification from the subscriber.

9 **(2) ADVERTISING.** A broadband service provider shall disclose the factors that
10 may cause the actual broadband speed experience of a subscriber to vary, including
11 the number of users and device limitations, in each advertisement of the speed of the
12 provider's service, including in all of the following types of advertisements:

13 (a) Television and other commercials.

14 (b) Internet and email advertisements.

15 (c) Print advertisements and bill inserts.

16 (d) Any other advertising method or solicitation for the sale of new or upgraded
17 broadband service.

18 **(3) RULES.** The department may promulgate rules to implement and
19 administer this section.

20 **(4) PENALTY; ENFORCEMENT.** (a) A person who violates this section may be
21 required to forfeit not more than \$1,000 for each violation and not more than \$10,000
22 for each occurrence. Failure to give a notice required under sub. (1) (f) to more than
23 one subscriber shall be considered one violation.

24 (b) The department or a district attorney may institute civil proceedings under
25 this section.

1 **SECTION 1613.** 100.311 of the statutes is created to read:

2 **100.311 Unfair drug pricing practices. (1)** In this section:

3 (a) “Drug” has the meaning given in s. 450.01 (10).

4 (b) “Unfair drug pricing practice” means a drug pricing practice that causes or
5 is likely to cause substantial injury to consumers that is not reasonably avoidable by
6 consumers themselves and not outweighed by countervailing benefits to consumers
7 or to competition.

8 (2) No person may engage in unfair drug pricing practices.

9 (3) The department may promulgate rules to implement this section.

10 (4) Any district attorney, after informing the department, or the department
11 may seek a temporary or permanent injunction in circuit court to restrain any
12 violation of this section. Prior to entering a final judgment the court may award
13 damages to any person suffering monetary loss because of a violation. The
14 department may subpoena any person or require the production of any document to
15 aid in investigating alleged violations of this section.

16 **SECTION 1614.** 100.75 of the statutes is created to read:

17 **100.75 Vapor products. (1)** No person may advertise vapor products in a
18 manner that targets persons under the age of 21. The department shall investigate
19 advertisements for vapor products that target persons under the age of 21.

20 (2) The department shall investigate under s. 254.916 sales of vapor products
21 to persons under the age of 21 in violation of s. 134.66 (2) (a) and (am) or a local
22 ordinance adopted under s. 134.66 (5).

23 **SECTION 1615.** 101.123 (1) (ac) 2. of the statutes is amended to read:

24 101.123 (1) (ac) 2. A juvenile detention facility, as defined in s. 938.02 (10r), a
25 secured residential care center for children and youth, as defined in s. 938.02 (15g),

1 or a juvenile correctional facility, as defined in s. 938.02 (10p), ~~except a juvenile~~
2 ~~correctional facility authorized under s. 938.533 (3) (b), 938.538 (4) (b), or 938.539 (5)~~
3 ~~if the facility is a private residence in which the juvenile is placed and no one is~~
4 ~~employed there to ensure that the juvenile remains in custody.~~

5 **SECTION 1616.** 101.123 (1) (h) (intro.) of the statutes is amended to read:

6 101.123 (1) (h) (intro.) “Smoking” means burning any of the following:

7 1m. Burning or holding, or inhaling or exhaling smoke from, any of the
8 following items containing tobacco:

9 **SECTION 1617.** 101.123 (1) (h) 1. of the statutes is renumbered 101.123 (1) (h)

10 1m. a.

11 **SECTION 1618.** 101.123 (1) (h) 2. of the statutes is renumbered 101.123 (1) (h)

12 1m. b.

13 **SECTION 1619.** 101.123 (1) (h) 2m. of the statutes is created to read:

14 101.123 (1) (h) 2m. Inhaling or exhaling vapor from a vapor product.

15 **SECTION 1620.** 101.123 (1) (h) 3. of the statutes is renumbered 101.123 (1) (h)

16 1m. c.

17 **SECTION 1621.** 101.123 (1) (h) 4. of the statutes is renumbered 101.123 (1) (h)

18 1m. d.

19 **SECTION 1622.** 101.123 (1) (j) of the statutes is renumbered 101.123 (1) (bc) and
20 amended to read:

21 101.123 (1) (bc) “~~Type 1 juvenile~~ Juvenile correctional facility” has the meaning
22 given in s. 938.02 ~~(19)~~ (10p).

23 **SECTION 1623.** 101.123 (1) (k) of the statutes is created to read:

24 101.123 (1) (k) 1. “Vapor product” has the meaning given in s. 139.75 (14).

25 **SECTION 1624.** 101.123 (2) (d) 3. of the statutes is amended to read:

1 101.123 (2) (d) 3. Anywhere on the grounds of a ~~Type 1~~ juvenile correctional
2 facility.

3 **SECTION 1625.** 101.147 of the statutes is created to read:

4 **101.147 Construction contractor registration. (1)** (a) Except as provided
5 in par. (b), no person may hold himself or herself out or act as a construction
6 contractor unless that person is registered as a construction contractor by the
7 department.

8 (b) The registration requirement under par. (a) does not apply to any of the
9 following:

10 1. A person who engages in construction on property owned or leased by that
11 person.

12 2. A state agency or local governmental unit.

13 3. A person who engages in construction in the course of his or her employment
14 by a state agency or local governmental unit.

15 **(2)** An application for a registration under this section shall require the
16 applicant to submit all of the following:

17 (a) The applicant's name, contact information, and physical address for the
18 business principal.

19 (b) If the applicant is a corporation, limited liability company, limited
20 partnership, or limited liability partnership and is not organized under ch. 178, 179,
21 180, 181, or 183, evidence that the applicant is registered, or has obtained a
22 certificate of authority or registration, to transact business in this state under s.
23 178.1003, 179.87, 180.1503, 181.1503, or 183.1004, as applicable.

24 (c) Evidence of compliance with the requirements under ss. 108.17 to 108.205.

25 (d) Evidence of compliance with s. 102.28 (2).

1 (e) An acknowledgment of worker classification laws and penalties to ensure
2 that registered construction contractors are aware of their obligations.

3 (3) The department may directly assess a forfeiture by issuing an order against
4 any person who violates this section.

5 (4) The department shall, with the advice of the department of workforce
6 development, promulgate rules to administer and enforce this section.

7 **SECTION 1626.** 101.1472 of the statutes is repealed.

8 **SECTION 1627.** 101.19 (1g) (m) of the statutes is created to read:

9 101.19 (1g) (m) Registering construction contractors under s. 101.147.

10 **SECTION 1628.** 101.91 (5m) of the statutes is amended to read:

11 101.91 (5m) “Manufactured home community” means any plot or plots of
12 ground upon which 3 or more manufactured homes that are occupied for dwelling or
13 sleeping purposes are located. “Manufactured home community” does not include a
14 farm where the occupants of the manufactured homes are the ~~father, mother, son,~~
15 ~~daughter, brother or sister~~ parents, children, or siblings of the farm owner or
16 operator or where the occupants of the manufactured homes work on the farm.

17 **SECTION 1629.** 102.07 (5) (b) of the statutes is amended to read:

18 102.07 (5) (b) The parents, spouse, child, brother, sister, son-in-law,
19 daughter-in-law, ~~father-in-law, mother-in-law~~ parent-in-law, brother-in-law, or
20 sister-in-law of a farmer shall not be deemed the farmer’s employees.

21 **SECTION 1630.** 102.07 (5) (c) of the statutes is amended to read:

22 102.07 (5) (c) A shareholder-employee of a family farm corporation shall be
23 deemed a “farmer” for purposes of this chapter and shall not be deemed an employee
24 of a farmer. A “family farm corporation” means a corporation engaged in farming all
25 of whose shareholders are related as lineal ancestors or lineal descendants, whether

1 by blood or by adoption, or as spouses, brothers, sisters, uncles, aunts, cousins,
2 sons-in-law, daughters-in-law, ~~fathers-in-law, mothers-in-law~~ parents-in-law,
3 brothers-in-law, or sisters-in-law of such lineal ancestors or lineal descendants.

4 **SECTION 1631.** 102.15 (title) of the statutes is amended to read:

5 **102.15 (title) Rules of procedure; transcripts; electronic delivery.**

6 **SECTION 1632.** 102.15 (4) of the statutes is created to read:

7 102.15 (4) The department, division, or commission may not electronically
8 deliver any information, notice, filing, or other document required to be provided by
9 the department, division, or commission under this chapter unless the department,
10 division, or commission receives the written consent of the interested party to receive
11 such electronic delivery.

12 **SECTION 1633.** 102.17 (1) (a) 1. of the statutes is amended to read:

13 102.17 (1) (a) 1. Upon the filing with the department by any party in interest
14 of any application in writing stating the general nature of any claim as to which any
15 dispute or controversy may have arisen, the department shall electronically deliver
16 or mail a copy of the application to all other parties in interest, and the insurance
17 carrier shall be considered a party in interest. The department or the division may
18 bring in additional parties by service of a copy of the application by electronic
19 delivery or by mail.

20 **SECTION 1634.** 102.17 (1) (a) 2. of the statutes is amended to read:

21 102.17 (1) (a) 2. Subject to subd. 3., the division shall cause notice of hearing
22 on the application to be given to each interested party by service of that notice on the
23 interested party personally or by electronic delivery or by mailing a copy of that
24 notice to the interested party's last-known address at least 10 days before the
25 hearing. If a party in interest is located without this state, and has no post-office

1 address within this state, the copy of the application and copies of all notices shall
2 be filed with the department of financial institutions and shall also be sent by
3 registered or certified mail to the last-known post-office address of the party. Such
4 filing ~~and, mailing, and electronic delivery~~ shall constitute sufficient service, with
5 the same effect as if served upon a party located within this state.

6 **SECTION 1635.** 102.17 (1) (ct) 2. of the statutes is amended to read:

7 102.17 (1) (ct) 2. If the department denies an application or revokes a license
8 under subd. 1., the department shall electronically deliver or mail a notice of denial
9 or revocation to the applicant or license holder. The notice shall include a statement
10 of the facts that warrant the denial or revocation and a statement that the applicant
11 or license holder may, within 30 days after the date on which the notice of denial or
12 revocation is delivered electronically or mailed, file a written request with the
13 department to have the determination that the applicant or license holder is liable
14 for delinquent contributions reviewed at a hearing under s. 108.227 (5) (a).

15 **SECTION 1636.** 102.18 (1) (e) of the statutes is amended to read:

16 102.18 (1) (e) Except as provided in s. 102.21, if the department or the division
17 orders a party to pay an award of compensation, the party shall pay the award no
18 later than 21 days after the date on which the order is electronically delivered or
19 mailed to the last-known address of the party, unless the party files a petition for
20 review under sub. (3). This paragraph applies to all awards of compensation ordered
21 by the department or the division, whether the award results from a hearing, the
22 default of a party, or a compromise or stipulation confirmed by the department or the
23 division.

24 **SECTION 1637.** 102.18 (3) of the statutes is amended to read:

1 102.18 (3) A party in interest may petition the commission for review of an
2 examiner's decision awarding or denying compensation if the department, the
3 division, or the commission receives the petition within 21 days after the department
4 or the division electronically delivered or mailed a copy of the examiner's findings
5 and order to the last-known addresses of the parties in interest. The commission
6 shall dismiss a petition that is not filed within those 21 days unless the petitioner
7 shows that the petition was filed late for a reason that was beyond the petitioner's
8 control. If no petition is filed within those 21 days, the findings or order shall be
9 considered final unless set aside, reversed, or modified by the examiner within that
10 time. If the findings or order are set aside by the examiner, the status shall be the
11 same as prior to the setting aside of the findings or order. If the findings or order are
12 reversed or modified by the examiner, the time for filing a petition commences on the
13 date on which notice of the reversal or modification is delivered electronically or
14 mailed to the last-known addresses of the parties in interest. The commission shall
15 either affirm, reverse, set aside, or modify the findings or order, in whole or in part,
16 or direct the taking of additional evidence. The commission's action shall be based
17 on a review of the evidence submitted.

18 **SECTION 1638.** 102.23 (1) (b) of the statutes is amended to read:

19 102.23 (1) (b) In such an action a complaint shall be served with an
20 authenticated copy of the summons. The complaint need not be verified, but shall
21 state the grounds upon which a review is sought. Service upon a commissioner or
22 agent authorized by the commission to accept service constitutes complete service on
23 all parties, but there shall be left with the person so served as many copies of the
24 summons and complaint as there are defendants, and the commission shall deliver
25 electronically or mail one copy to each other defendant.

1 **SECTION 1639.** 102.26 (3) (b) 3. of the statutes is amended to read:

2 102.26 (3) (b) 3. The claimant may request the insurer or self-insured employer
3 to pay any compensation that is due the claimant by depositing the payment directly
4 into an account maintained by the claimant at a financial institution. If the insurer
5 or self-insured employer agrees to the request, the insurer or self-insured employer
6 may deposit the payment by direct deposit, electronic funds transfer, or any other
7 money transfer technique approved by the department or the division. The claimant
8 may revoke a request under this subdivision at any time by providing appropriate
9 written notice to the insurer or self-insured employer. If a claimant requests
10 payment by check under this chapter, the insurer or self-insured employer shall
11 make the payment by check.

12 **SECTION 1640.** 102.26 (3) (d) and (e) of the statutes are created to read:

13 102.26 (3) (d) Except as provided in par. (e), an award to an employer made
14 under this chapter shall be paid by electronic money transfer to the employer.
15 Payment may be made by direct deposit, electronic funds transfer, automated
16 clearinghouse transfer, or any other secure electronic money transfer procedure.

17 (e) If an employer cannot receive payments as provided in par. (d), elects to not
18 receive payments as set forth in par. (d), or if the insurer, self-insured employer, or
19 3rd-party payer does not have the capacity to issue payments as set forth in par. (d),
20 the payment shall be made by other means acceptable to the employer and payer.

21 **SECTION 1641.** 102.28 (6) of the statutes is amended to read:

22 102.28 (6) REPORTS BY EMPLOYER. Every employer shall upon request of the
23 department report to it the number of employees and the nature of their work and
24 also the name of the insurance company with whom the employer has insured
25 liability under this chapter and the number and date of expiration of such policy.

1 Failure to furnish such report within 10 days from the making of a request by secure
2 electronic delivery or certified mail shall constitute presumptive evidence that the
3 delinquent employer is violating sub. (2).

4 **SECTION 1642.** 102.35 (1) of the statutes is amended to read:

5 102.35 (1) Every employer and every insurance company that fails to keep the
6 records or to make the reports required by this chapter or that knowingly falsifies
7 such records or makes false reports shall pay a work injury supplemental benefit
8 surcharge to the state of not less than \$10 nor more than \$100 for each offense. The
9 department may waive or reduce a surcharge imposed under this subsection if the
10 employer or insurance company that violated this subsection requests a waiver or
11 reduction of the surcharge within 45 days after the date on which notice of the
12 surcharge is electronically delivered or mailed to the employer or insurance company
13 and shows that the violation was due to mistake or an absence of information. A
14 surcharge imposed under this subsection is due within 30 days after the date on
15 which notice of the surcharge is electronically delivered or mailed to the employer
16 or insurance company. Interest shall accrue on amounts that are not paid when due
17 at the rate of 1 percent per month. All surcharges and interest payments received
18 under this subsection shall be deposited in the fund established under s. 102.65.

19 **SECTION 1643.** 102.43 (9) (e) of the statutes is amended to read:

20 102.43 (9) (e) The employee's employment with the employer has been
21 suspended or terminated due to misconduct, as defined in s. 108.04 (5), ~~or substantial~~
22 ~~fault, as defined in s. 108.04 (5g) (a),~~ by the employee connected with the employee's
23 work.

24 **SECTION 1644.** 102.51 (1) (a) 1. of the statutes is amended to read:

1 102.51 (1) (a) 1. A ~~wife~~ married person upon ~~a husband~~ his or her spouse with
2 whom ~~he or~~ she is living at the time of ~~his~~ the spouse's death.

3 **SECTION 1645.** 102.51 (1) (a) 2. of the statutes is repealed.

4 **SECTION 1646.** 102.565 (2) of the statutes is amended to read:

5 102.565 (2) Upon application of any employer or employee the department or
6 the division may direct any employee of the employer or an employee who, in the
7 course of his or her employment, has been exposed to toxic or hazardous substances
8 or conditions to submit to examination by one or more physicians appointed by the
9 department or the division to determine whether the employee has developed any
10 abnormality or condition under sub. (1), and the degree of that abnormality or
11 condition. The cost of the medical examination shall be borne by the person making
12 application. The physician conducting the examination shall submit the results of
13 the examination to the department or the division, which shall submit copies of the
14 reports to the employer and employee, who shall have an opportunity to rebut the
15 reports if a request to submit a rebuttal is made to the department or the division
16 within 10 days after the department or the division electronically delivers or mails
17 the report to the parties. The department or the division shall make its findings as
18 to whether it is inadvisable for the employee to continue in his or her employment.

19 **SECTION 1647.** 102.75 (1m) of the statutes is amended to read:

20 102.75 (1m) The moneys collected under subs. (1) and (1g) and under ss. 102.28
21 (2) and 102.31 (7), together with all accrued interest, shall constitute a separate
22 nonlapsible fund designated as the worker's compensation operations fund. Moneys
23 in the fund may be expended only as provided in ss. 20.427 (1) (ra) and 20.445 (1) (ra),
24 (rb), and (rp), and (rr) and may not be used for any other purpose of the state.

25 **SECTION 1648.** 102.835 (12) of the statutes is amended to read:

1 102.835 (12) NOTICE BEFORE LEVY. If no proceeding for review ~~permitted~~ allowed
2 by law is pending, the department shall make a demand to the debtor for payment
3 of the debt which is subject to levy and give notice that the department may pursue
4 legal action for collection of the debt against the debtor. The department shall make
5 the demand for payment and give the notice at least 10 days prior to the levy,
6 personally ~~or~~, by any type of mail service which requires a signature of acceptance,
7 at the address of the debtor as it appears on the records of the department, or by
8 secure electronic delivery that requires a unique verifiable signature. The demand
9 for payment and notice shall include a statement of the amount of the debt, including
10 costs and fees, and the name of the debtor who is liable for the debt. The debtor's
11 failure to accept or receive the notice does not prevent the department from making
12 the levy. Notice prior to levy is not required for a subsequent levy on any debt of the
13 same debtor within one year after the date of service of the original levy.

14 **SECTION 1649.** 102.835 (13) (a) of the statutes is amended to read:

15 102.835 (13) (a) The department shall serve the levy upon the debtor and 3rd
16 party by personal service or by any type of electronic delivery or mail service which
17 requires a signature of acceptance or unique verifiable signature.

18 **SECTION 1650.** 102.835 (13) (c) of the statutes is amended to read:

19 102.835 (13) (c) The department representative who serves the levy shall
20 certify service of process on the notice of levy form and the person served shall
21 acknowledge receipt of the certification by signing and dating it. If service is made
22 by mail, the return receipt is the certificate of service of the levy. If service is made
23 by electronic delivery, an electronic delivery receipt, as approved by the department,
24 is the certificate of service of the levy.

25 **SECTION 1651.** 102.85 (1) (a) of the statutes is amended to read:

1 102.85 (1) (a) ~~An~~ For each act occurring before the date of the first
2 determination of a violation of this subsection, an employer who fails to comply with
3 s. 102.16 (3) or 102.28 (2) for less than 11 days shall forfeit not less than \$100 ~~nor~~ and
4 not more than \$1,000.

5 **SECTION 1652.** 102.85 (1) (b) of the statutes is amended to read:

6 102.85 (1) (b) ~~An~~ For each act occurring after the date of the first or second
7 determination of a violation of this subsection, an employer who fails to comply with
8 s. 102.16 (3) or 102.28 (2) for more than 10 days shall forfeit not less than \$10 ~~nor~~ and
9 not more than \$100 for each day on which the employer fails to comply with s. 102.16
10 (3) or 102.28 (2).

11 **SECTION 1653.** 102.85 (1) (c) of the statutes is created to read:

12 102.85 (1) (c) For each act occurring after the date of the 3rd determination of
13 a violation of this subsection, the employer shall be assessed a penalty in the amount
14 of \$3,000 for each act, or 3 times the amount of the premium that would have been
15 payable, whichever is greater.

16 **SECTION 1654.** 102.85 (1) (d) of the statutes is created to read:

17 102.85 (1) (d) For each act occurring after the date of the 4th determination of
18 a violation of this subsection, the employer shall be assessed a penalty in the amount
19 of \$4,000 for each act, or 4 times the amount of the premium that would have been
20 payable, whichever is greater.

21 **SECTION 1655.** 102.85 (2) (intro.) of the statutes is amended to read:

22 102.85 (2) (intro.) ~~An~~ For each act occurring after the date of the first
23 determination under this subsection, an employer who is required to provide
24 worker's compensation insurance coverage under this chapter shall forfeit not less
25 than \$100 ~~nor~~ and not more than \$1,000 if the employer does any of the following:

1 **SECTION 1656.** 102.85 (2j) of the statutes is created to read:

2 102.85 (2j) For each act occurring after the date of the 3rd determination under
3 sub. (2), an employer who is required to provide worker's compensation insurance
4 coverage under this chapter shall forfeit \$3,000 per violation.

5 **SECTION 1657.** 102.85 (2k) of the statutes is created to read:

6 102.85 (2k) For each act occurring after the date of the 4th determination
7 under sub. (2), an employer who is required to provide worker's compensation
8 insurance coverage under this chapter shall forfeit \$4,000 per violation.

9 **SECTION 1658.** 102.87 (1) (b) of the statutes is amended to read:

10 102.87 (1) (b) The citation may be served on the defendant by registered mail
11 with a return receipt requested or by electronic delivery, which requires a unique
12 verifiable signature of the defendant.

13 **SECTION 1659.** 103.005 (4m) of the statutes is created to read:

14 103.005 (4m) (a) The department shall design and make available to employers
15 a notice regarding worker classification laws, requirements for employers and
16 employees, and penalties for noncompliance.

17 (b) All employers shall post, in one or more conspicuous places where notices
18 to employees are customarily posted, the notice designed by the department under
19 par. (a). Any employer who violates this paragraph shall forfeit not more than \$100
20 for each offense.

21 (c) The department shall establish and maintain on the department's Internet
22 site information regarding worker classification laws, requirements for employers
23 and employees, penalties for noncompliance, and contact information at each state
24 agency that administers worker classification laws.

25 **SECTION 1660.** 103.005 (12) (a) of the statutes is amended to read:

1 103.005 (12) (a) If any employer, employee, owner, or other person violates chs.
2 103 to 106, or fails or refuses to perform any duty required under chs. 103 to 106,
3 within the time prescribed by the department, for which no penalty has been
4 specifically provided, or fails, neglects or refuses to obey any lawful order given or
5 made by the department or any judgment or decree made by any court in connection
6 with chs. 103 to 106, for each such violation, failure or refusal, the employer,
7 employee, owner or other person shall forfeit not less than \$10 nor more than \$100
8 for each offense. This paragraph does not apply to any person that fails to provide
9 any information to the department to assist the department in determining
10 prevailing wage rates or prevailing hours of labor under s. 103.49 (3) (a) or (am) or
11 103.50 (3) or (4).

12 **SECTION 1661.** 103.007 of the statutes is repealed.

13 **SECTION 1662.** 103.10 (1) (a) (intro.) of the statutes is renumbered 103.10 (1)
14 (a) and amended to read:

15 103.10 (1) (a) “Child” means a natural, adopted, or foster child, a stepchild, or
16 a legal ward ~~to whom any of the following applies:~~

17 **SECTION 1663.** 103.10 (1) (a) 1. of the statutes is repealed.

18 **SECTION 1664.** 103.10 (1) (a) 2. of the statutes is repealed.

19 **SECTION 1665.** 103.10 (1) (a) 3. of the statutes is created to read:

20 103.10 (1) (a) 3. The individual is 18 years of age or older, suffers from a chronic
21 condition, and requires family caregiving.

22 **SECTION 1666.** 103.10 (1) (ao) of the statutes is created to read:

23 103.10 (1) (ao) “Chronic condition” means a health condition, illness,
24 impairment, or physical or mental condition that involves any of the following:

1 1. A condition or disease that is persistent or otherwise long-lasting in its
2 effects.

3 2. A condition or disease that lasts for at least 3 months.

4 3. A condition or disease that requires the individual to have assistance with
5 one or more essential daily activities.

6 4. Outpatient care that requires continuing treatment or supervision by a
7 health care provider.

8 **SECTION 1667.** 103.10 (1) (ap) of the statutes is created to read:

9 103.10 (1) (ap) “Covered active duty” means any of the following:

10 1. In the case of a member of a regular component of the U.S. armed forces, duty
11 during the deployment of the member with the U.S. armed forces to a foreign country.

12 2. In the case of a member of a reserve component of the U.S. armed forces, duty
13 during the deployment of the member with the U.S. armed forces to a foreign country
14 under a call or order to active duty under a provision of law specified in 10 USC 101
15 (a) (13) (B).

16 **SECTION 1668.** 103.10 (1) (b) of the statutes is amended to read:

17 103.10 (1) (b) Except as provided in ~~sub. (1m) (b) 2.~~ and s. 452.38, “employee”
18 means an individual employed in this state by an employer, except the employer’s
19 ~~parent, child,~~ spouse, domestic partner, ~~or child parent, grandparent, grandchild, or~~
20 sibling.

21 **SECTION 1669.** 103.10 (1) (c) of the statutes is amended to read:

22 103.10 (1) (c) Except as provided in sub. (1m) (b) 3., “employer” means a person
23 engaging in any activity, enterprise or business in this state employing at least 50
24 25 individuals on a permanent basis. “Employer” includes the state and any office,
25 department, independent agency, authority, institution, association, society or other

1 body in state government created or authorized to be created by the constitution or
2 any law, including the legislature and the courts.

3 **SECTION 1670.** 103.10 (1) (dg) of the statutes is created to read:

4 103.10 (1) (dg) “Family caregiving” means providing care or assistance without
5 remuneration to a family member who suffers from a chronic condition and includes
6 all of the following:

7 1. Providing direct treatment to an individual with a chronic condition.

8 2. Attending training and educational courses on duties and responsibilities for
9 caring for an individual with a chronic condition.

10 3. Attending discharge planning meetings for an individual with a chronic
11 condition.

12 4. Attending care planning meetings for an individual with a chronic condition.

13 5. Attending appointments with health care providers for an individual with
14 a chronic condition.

15 **SECTION 1671.** 103.10 (1) (dr) of the statutes is created to read:

16 103.10 (1) (dr) “Grandchild” means the child of a child.

17 **SECTION 1672.** 103.10 (1) (dt) of the statutes is created to read:

18 103.10 (1) (dt) “Grandparent” means the parent of a parent.

19 **SECTION 1673.** 103.10 (1) (em) of the statutes is created to read:

20 103.10 (1) (em) “Medical isolation” means any of the following:

21 1. When a health care professional, a local health officer, or the department of
22 health services advises that the individual seclude herself or himself from others
23 when the individual is awaiting the result of a diagnostic test for a communicable
24 disease or when the individual is infected with a communicable disease.

1 2. When a local health officer or the department of health services advises that
2 an individual isolate or quarantine under s. 252.06.

3 3. When an individual's employer advises that the individual not come to the
4 workplace due to a concern that the individual may have been exposed to or infected
5 with a communicable disease.

6 **SECTION 1674.** 103.10 (1) (gm) of the statutes is created to read:

7 103.10 (1) (gm) "Sibling" means a brother, sister, half brother, half sister,
8 stepbrother, or stepsister, whether by blood, marriage, or adoption.

9 **SECTION 1675.** 103.10 (1) (h) of the statutes is amended to read:

10 103.10 (1) (h) "Spouse" means ~~an employee's legal husband or wife~~ the person
11 to whom an employee is legally married.

12 **SECTION 1676.** 103.10 (2) (c) of the statutes is amended to read:

13 103.10 (2) (c) This section only applies to an employee who has been employed
14 by the same employer for more than 52 consecutive weeks and who worked for the
15 employer for at least ~~1,000~~ 680 hours during the preceding 52-week period.

16 **SECTION 1677.** 103.10 (3) (a) 1. of the statutes is amended to read:

17 103.10 (3) (a) 1. In a 12-month period no employee may take more than 6 weeks
18 of family leave under par. (b) 1. ~~and, 2., 4., 4m., and 5.~~

19 **SECTION 1678.** 103.10 (3) (a) 2m. of the statutes is created to read:

20 103.10 (3) (a) 2m. In a 12-month period no employee may take more than 2
21 weeks of family leave for the reasons specified under par. (b) 6.

22 **SECTION 1679.** 103.10 (3) (b) 3. of the statutes is amended to read:

23 103.10 (3) (b) 3. To care for the employee's child, spouse, domestic partner, ~~or~~
24 parent, grandparent, grandchild, or sibling, if the child, spouse, domestic partner, ~~or~~
25 parent, grandparent, grandchild, or sibling has a serious health condition.

1 **SECTION 1680.** 103.10 (3) (b) 4. of the statutes is created to read:

2 103.10 (3) (b) 4. Because of any qualifying exigency, as determined by the
3 department by rule, arising out of the fact that the spouse, child, domestic partner,
4 parent, grandparent, grandchild, or sibling of the employee is on covered active duty
5 or has been notified of an impending call or order to covered active duty.

6 **SECTION 1681.** 103.10 (3) (b) 4m. of the statutes is created to read:

7 103.10 (3) (b) 4m. For family caregiving for the employee's child, spouse,
8 domestic partner, sibling, parent, grandparent, or grandchild, if the child, spouse,
9 domestic partner, sibling, parent, grandparent, or grandchild has a chronic
10 condition.

11 **SECTION 1682.** 103.10 (3) (b) 5. of the statutes is created to read:

12 103.10 (3) (b) 5. Because a child care center, child care provider, or school that
13 the employee's child, grandchild, or sibling attends is experiencing an unforeseen or
14 unexpected short-term closure.

15 **SECTION 1683.** 103.10 (3) (b) 6. of the statutes is created to read:

16 103.10 (3) (b) 6. To care for the employee's child, spouse, domestic partner,
17 parent, grandparent, grandchild, or sibling, if the child, spouse, domestic partner,
18 parent, grandparent, grandchild, or sibling is in medical isolation.

19 **SECTION 1684.** 103.10 (4) (a) of the statutes is amended to read:

20 103.10 (4) (a) Subject to pars. (b) and (c), an employee who is in medical
21 isolation or has a serious health condition which makes the employee unable to
22 perform his or her employment duties may take medical leave for the period during
23 which he or she is unable to perform those duties.

24 **SECTION 1685.** 103.10 (6) (b) of the statutes is amended to read:

1 103.10 (6) (b) If an employee intends to take family leave because of the
2 planned medical treatment ~~or~~, supervision, or family caregiving of a child, spouse,
3 domestic partner, sibling, ~~or~~ parent, grandparent, or grandchild, or intends to take
4 medical leave because of the planned medical treatment or supervision of the
5 employee, the employee shall do all of the following:

6 1. Make a reasonable effort to schedule the medical treatment ~~or~~, supervision,
7 or family caregiving so that it does not unduly disrupt the employer's operations,
8 subject to the approval of the health care provider of the child, spouse, domestic
9 partner, sibling, parent, grandparent, grandchild, or employee.

10 2. Give the employer advance notice of the medical treatment ~~or~~, supervision,
11 or family caregiving in a reasonable and practicable manner.

12 **SECTION 1686.** 103.10 (6) (c) of the statutes is created to read:

13 103.10 (6) (c) If the employee intends to take family leave under sub. (3) (b) 4.
14 that is foreseeable because the spouse, child, domestic partner, parent, grandparent,
15 grandchild, or sibling of the employee is on covered active duty or has been notified
16 of an impending call or order to covered active duty, the employee shall provide notice
17 of that intention to the employer in a reasonable and practicable manner.

18 **SECTION 1687.** 103.10 (7) (a) of the statutes is amended to read:

19 103.10 (7) (a) If an employee requests family leave for a reason described in sub.
20 (3) (b) 3. or 4m. or requests medical leave due to a serious health condition, the
21 employer may require the employee to provide certification, as described in par. (b),
22 issued by the health care provider or-Christian Science practitioner of the child,
23 spouse, domestic partner, sibling, parent, grandparent, grandchild, or employee,
24 whichever is appropriate.

25 **SECTION 1688.** 103.10 (7) (b) (intro.) of the statutes is amended to read:

1 103.10 (7) (b) (intro.) No employer may require certification under this
2 paragraph stating more than the following:

3 **SECTION 1689.** 103.10 (7) (b) 1. of the statutes is amended to read:

4 103.10 (7) (b) 1. That the child, spouse, domestic partner, sibling, parent,
5 grandparent, grandchild, or employee has a serious health condition or a chronic
6 condition.

7 **SECTION 1690.** 103.10 (7) (b) 2. of the statutes is amended to read:

8 103.10 (7) (b) 2. The date the serious health condition or chronic condition
9 commenced and its probable duration.

10 **SECTION 1691.** 103.10 (7) (b) 3. of the statutes is amended to read:

11 103.10 (7) (b) 3. Within the knowledge of the health care provider or Christian
12 Science practitioner, the medical facts regarding the serious health condition or
13 chronic condition.

14 **SECTION 1692.** 103.10 (7) (d) of the statutes is created to read:

15 103.10 (7) (d) If an employee requests family leave under sub. (3) (b) 4., the
16 employer may require the employee to provide certification that the spouse, child,
17 domestic partner, parent, grandparent, grandchild, or sibling of the employee is on
18 covered active duty or has been notified of an impending call or order to covered
19 active duty issued at such time and in such manner as the department may prescribe
20 by rule, and the employee shall provide a copy of that certification to the employer
21 in a timely manner.

22 **SECTION 1693.** 103.10 (7) (e) of the statutes is created to read:

23 103.10 (7) (e) If an employee requests family leave under sub. (3) (b) 5., the
24 employer may require the employee to provide certification that the child care center,
25 child care provider, or school that the employee's child attends is experiencing an

1 unforeseen or unexpected short-term closure. The department may prescribe by
2 rule the form and content of the certification.

3 **SECTION 1694.** 103.10 (7) (f) of the statutes is created to read:

4 103.10 (7) (f) If an employee requests family leave under sub. (3) (b) 6., or
5 medical leave due to medical isolation, the employer may require the employee to
6 provide certification issued by a local public health official, the department of health
7 services, or a health care provider or Christian Science practitioner of the child,
8 spouse, domestic partner, parent, grandparent, grandchild, sibling, or employee,
9 whichever is appropriate, except that no employer may require certification under
10 this paragraph if the sole reason for the medical isolation is due to the employer's
11 request under sub. (1) (em) 3. No employer may require certification under this
12 paragraph stating more than the following:

13 1. That the child, spouse, domestic partner, parent, grandparent, grandchild,
14 sibling, or employee is in medical isolation.

15 2. The date the medical isolation commenced and its probable duration.

16 **SECTION 1695.** 103.10 (10) of the statutes is amended to read:

17 103.10 (10) ALTERNATIVE EMPLOYMENT. Nothing in this section prohibits an
18 employer and an employee with a serious health condition or in medical isolation
19 from mutually agreeing to alternative employment for the employee while the
20 serious health condition or medical isolation lasts. No period of alternative
21 employment, with the same employer, reduces the employee's right to family leave
22 or medical leave.

23 **SECTION 1696.** 103.10 (12) (b) of the statutes is amended to read:

24 103.10 (12) (b) An employee who believes his or her employer has violated sub.
25 (11) (a) or (b) may, within ~~30~~ 300 days after the violation occurs or the employee

1 should reasonably have known that the violation occurred, whichever is later, file a
2 complaint with the department alleging the violation. Except as provided in s.
3 230.45 (1m), the department shall investigate the complaint and shall attempt to
4 resolve the complaint by conference, conciliation or persuasion. If the complaint is
5 not resolved and the department finds probable cause to believe a violation has
6 occurred, the department shall proceed with notice and a hearing on the complaint
7 as provided in ch. 227. The hearing shall be held within 60 days after the department
8 receives the complaint.

9 **SECTION 1697.** 103.10 (12) (c) of the statutes is amended to read:

10 103.10 (12) (c) If 2 or more health care providers disagree about any of the
11 information required to be certified under sub. (7) (b), the department may appoint
12 another health care provider to examine the child, spouse, domestic partner, parent,
13 grandparent, grandchild, sibling, or employee and render an opinion as soon as
14 possible. The department shall promptly notify the employee and the employer of
15 the appointment. The employer and the employee shall each pay 50 percent of the
16 cost of the examination and opinion.

17 **SECTION 1698.** 103.10 (14) (a) of the statutes is renumbered 103.10 (14).

18 **SECTION 1699.** 103.10 (14) (b) of the statutes is repealed.

19 **SECTION 1700.** 103.12 of the statutes is repealed.

20 **SECTION 1701.** 103.155 of the statutes is created to read:

21 **103.155 Public service loan forgiveness program information.** All
22 public employers, including a local unit of government, school district, sewer district,
23 drainage district, long-term care district, and other public or quasi-public
24 corporations, in the state shall provide to their employees the information collected

1 under s. 224.30 (6) regarding public service loan forgiveness programs. An employer
2 may provide the information electronically or by other means.

3 **SECTION 1702.** 103.165 (3) (a) 3. of the statutes is amended to read:

4 103.165 (3) (a) 3. The decedent's ~~father or mother~~ parent or parents if the
5 decedent leaves no surviving spouse, domestic partner under ch. 770, or children.

6 **SECTION 1703.** 103.36 of the statutes is repealed.

7 **SECTION 1704.** 103.49 of the statutes is created to read:

8 **103.49 Wage rate on state work. (1) DEFINITIONS.** In this section:

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

18 (am) "Bona fide economic benefit" means an economic benefit for which an
19 employer makes irrevocable contributions to a trust or fund created under 29 USC
20 186 (c) or to any other bona fide plan, trust, program, or fund no less often than
21 quarterly or, if an employer makes annual contributions to such a bona fide plan,
22 trust, program, or fund, for which the employer irrevocably escrows moneys at least
23 quarterly based on the employer's expected annual contribution.

24 (b) "Hourly basic rate of pay" means the hourly wage paid to any employee,
25 excluding any contributions or payments for health insurance benefits, vacation

1 benefits, pension benefits, and any other bona fide economic benefits, whether paid
2 directly or indirectly.

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

6 (bj) “Minor service or maintenance work” means a project of public works that
7 is limited to minor crack filling, chip or slurry sealing, or other minor pavement
8 patching, not including overlays, that has a projected life span of no longer than 5
9 years; cleaning of drainage or sewer ditches or structures; or any other limited, minor
10 work on public facilities or equipment that is routinely performed to prevent
11 breakdown or deterioration.

12 (br) “Multiple-trade project of public works” means a project of public works
13 in which no single trade accounts for 85 percent or more of the total labor cost of the
14 project.

15 (c) “Prevailing hours of labor” for any trade or occupation in any area means
16 10 hours per day and 40 hours per week and may not include any hours worked on
17 a Saturday or Sunday or on any of the following holidays:

- 18 1. January 1.
- 19 2. The last Monday in May.
- 20 3. July 4.
- 21 4. The first Monday in September.
- 22 5. The 4th Thursday in November.
- 23 6. December 25.
- 24 7. The day before if January 1, July 4, or December 25 falls on a Saturday.
- 25 8. The day following if January 1, July 4, or December 25 falls on a Sunday.

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

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

17 (em) “Single-trade project of public works” means a project of public works in
18 which a single trade accounts for 85 percent or more of the total labor cost of the
19 project.

20 (f) “State agency” means any office, department, independent agency,
21 institution of higher education, association, society, or other body in state
22 government created or authorized to be created by the constitution or any law,
23 including the legislature and the courts. “State agency” also includes the University
24 of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational System
25 Authority, and the Wisconsin Aerospace Authority.

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

6 (g) “Truck driver” includes an owner-operator of a truck.

7 **(1m)** APPLICABILITY. Subject to sub. (3g), this section applies to any project of
8 public works erected, constructed, repaired, remodeled, or demolished for the state
9 or a state agency, including all of the following:

10 (a) A project erected, constructed, repaired, remodeled, or demolished by one
11 state agency for another state agency under any contract or under any statute
12 specifically authorizing cooperation between state agencies.

13 (b) A project in which the completed facility is leased, purchased, lease
14 purchased, or otherwise acquired by, or dedicated to, the state in lieu of the state or
15 a state agency contracting for the erection, construction, repair, remodeling, or
16 demolition of the facility.

17 (c) A sanitary sewer or water main project in which the completed sanitary
18 sewer or water main is acquired by, or dedicated to, the state for ownership or
19 maintenance by the state.

20 **(2)** PREVAILING WAGE RATES AND HOURS OF LABOR. Any contract made for the
21 erection, construction, remodeling, repairing, or demolition of any project of public
22 works to which the state or any state agency is a party shall contain a stipulation that
23 no individual performing the work described in sub. (2m) may be allowed to work a
24 greater number of hours per day or per week than the prevailing hours of labor,
25 except that any such individual may be allowed or required to work more than such

1 prevailing hours of labor per day and per week if he or she is paid for all hours worked
2 in excess of the prevailing hours of labor at a rate of at least 1.5 times his or her hourly
3 basic rate of pay; nor may he or she be paid less than the prevailing wage rate
4 determined under sub. (3) in the same or most similar trade or occupation in the area
5 in which the project of public works is situated. The notice published for the purpose
6 of securing bids for the project must contain a reference to the prevailing wage rates
7 determined under sub. (3) and the prevailing hours of labor. Except as otherwise
8 provided in this subsection, if any contract or subcontract for a project of public works
9 that is subject to this section is entered into, the prevailing wage rates determined
10 under sub. (3) and the prevailing hours of labor shall be physically incorporated into
11 and made a part of the contract or subcontract. For a minor subcontract, as
12 determined by the department, the department shall prescribe by rule the method
13 of notifying the minor subcontractor of the prevailing wage rates and prevailing
14 hours of labor applicable to the minor subcontract. The prevailing wage rates and
15 prevailing hours of labor applicable to a contract or subcontract may not be changed
16 during the time that the contract or subcontract is in force.

17 **(2m) COVERED EMPLOYEES.** (a) Subject to par. (b), any person subject to this
18 section shall pay all of the following employees the prevailing wage rate determined
19 under sub. (3) and may not allow such employees to work a greater number of hours
20 per day or per week than the prevailing hours of labor, unless the person pays for all
21 hours worked in excess of the prevailing hours of labor at a rate of at least 1.5 times
22 the employees' hourly basic rate of pay:

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

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

7 (b) A laborer, worker, mechanic, or truck driver who is employed to process,
8 manufacture, pick up, or deliver materials or products from a commercial
9 establishment that has a fixed place of business from which the establishment
10 supplies processed or manufactured materials or products or from a facility that is
11 not dedicated exclusively, or nearly so, to a project of public works that is subject to
12 this section is not entitled to receive the prevailing wage rate determined under sub.
13 (3) or to receive at least 1.5 times his or her hourly basic rate of pay for all hours
14 worked in excess of the prevailing hours of labor unless any of the following applies:

15 1. The laborer, worker, mechanic, or truck driver is employed to go to the source
16 of mineral aggregate such as sand, gravel, or stone and deliver that mineral
17 aggregate to the site of a project of public works that is subject to this section by
18 depositing the material directly in final place, from the transporting vehicle or
19 through spreaders from the transporting vehicle.

20 2. The laborer, worker, mechanic, or truck driver is employed to go to the site
21 of a project that is subject to this section, pick up excavated material or spoil from
22 the site of the project of public works, and transport that excavated material or spoil
23 away from the site of the project.

1 (c) A person that is subject to this section shall pay a truck driver who is an
2 owner-operator of a truck separately for his or her work and for the use of his or her
3 truck.

4 **(3) INVESTIGATION; DETERMINATION.** (a) Before a state agency issues a request
5 for bids for any work to which this section applies, the state agency having the
6 authority to prescribe the specifications shall apply to the department to determine
7 the prevailing wage rate for each trade or occupation required in the work under
8 contemplation in the area in which the work is to be done. The department shall
9 conduct investigations and hold public hearings as necessary to define the trades or
10 occupations that are commonly employed on projects that are subject to this section
11 and to inform itself of the prevailing wage rates in all areas of the state for those
12 trades or occupations, in order to determine the prevailing wage rate for each trade
13 or occupation. The department shall issue its determination within 30 days after
14 receiving the request and shall file the determination with the requesting state
15 agency. A state agency that has contracted for a project of public works subject to this
16 section shall post the prevailing wage rates determined by the department, the
17 prevailing hours of labor, and the provisions of subs. (2) and (6m) in at least one
18 conspicuous place on the site of the project that is easily accessible by employees
19 working on the project.

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

1 If a project of public works extends into more than one area, the department shall
2 determine only one standard of prevailing wage rates for the entire project.

3 (ar) In determining prevailing wage rates under par. (a) or (am), the
4 department may not use data from projects that are subject to this section, s. 66.0903,
5 103.50, or 229.8275, or 40 USC 3142 unless the department determines that there
6 is insufficient wage data in the area to determine those prevailing wage rates, in
7 which case the department may use data from projects that are subject to this
8 section, s. 66.0903, 103.50, or 229.8275, or 40 USC 3142. In determining prevailing
9 wage rates under par. (a) or (am), the department may not use data from any
10 construction work performed by a state agency or a local governmental unit, as
11 defined in s. 66.0903 (1) (d).

12 (b) Any person may request a recalculation of any portion of an initial
13 determination within 30 days after the initial determination date if the person
14 submits evidence with the request showing that the prevailing wage rate for any
15 given trade or occupation included in the initial determination does not represent the
16 prevailing wage rate for that trade or occupation in the area. The evidence shall
17 include wage rate information reflecting work performed by individuals working in
18 the contested trade or occupation in the area during the current survey period. The
19 department shall affirm or modify the initial determination within 15 days after the
20 date on which the department receives the request for recalculation.

21 (c) In addition to the recalculation under par. (b), the state agency that
22 requested the determination under this subsection may request a review of any
23 portion of a determination within 30 days after the date of issuance of the
24 determination if the state agency submits evidence with the request showing that
25 the prevailing wage rate for any given trade or occupation included in the

1 determination does not represent the prevailing wage rate for that trade or
2 occupation in the city, village, or town in which the proposed project of public works
3 is located. That evidence shall include wage rate information for the contested trade
4 or occupation on at least 3 similar projects located in the city, village, or town where
5 the proposed project of public works is located on which some work has been
6 performed during the current survey period and that were considered by the
7 department in issuing its most recent compilation under par. (am). The department
8 shall affirm or modify the determination within 15 days after the date on which the
9 department receives the request for review.

10 **(3g) NONAPPLICABILITY.** This section does not apply to any of the following:

11 (a) A single-trade project of public works for which the estimated project cost
12 of completion is less than \$48,000 or a multiple-trade project of public works for
13 which the estimated project cost of completion is less than \$100,000.

14 (b) Work performed on a project of public works for which the state or the state
15 agency contracting for the project is not required to compensate any contractor,
16 subcontractor, contractor's or subcontractor's agent, or individual for performing the
17 work.

18 (c) Minor service or maintenance work, warranty work, or work under a supply
19 and installation contract.

20 (f) A public highway, street, or bridge project.

21 (g) A project of public works involving the erection, construction, repair,
22 remodeling, or demolition of a residential property containing 2 dwelling units or
23 less.

24 (h) A road, street, bridge, sanitary sewer, or water main project that is a part
25 of a development in which not less than 90 percent of the lots contain or will contain

1 2 dwelling units or less, as determined by the local governmental unit at the time of
2 approval of the development, and that, on completion, is acquired by, or dedicated to,
3 the state for ownership or maintenance by the state.

4 **(4r)** COMPLIANCE. (a) When the department finds that a state agency has not
5 requested a determination under sub. (3) (a) or that a state agency, contractor, or
6 subcontractor has not physically incorporated a determination into a contract or
7 subcontract as required under sub. (2) or has not notified a minor subcontractor of
8 a determination in the manner prescribed by the department by rule promulgated
9 under sub. (2), the department shall notify the state agency, contractor or
10 subcontractor of the noncompliance and shall file the determination with the state
11 agency, contractor, or subcontractor within 30 days after the notice.

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

17 (c) Upon completion of a project of public works and before receiving final
18 payment for his or her work on the project, each contractor shall file with the state
19 agency authorizing the work an affidavit stating that the contractor has complied
20 fully with the requirements of this section and that the contractor has received an
21 affidavit under par. (b) from each of the contractor's agents and subcontractors. A
22 state agency may not authorize a final payment until the affidavit is filed in proper
23 form and order. If a state agency authorizes a final payment before an affidavit is
24 filed in proper form and order or if the department determines, based on the greater
25 weight of the credible evidence, that any person performing the work specified in sub.

1 (2m) has been or may have been paid less than the prevailing wage rate or less than
2 1.5 times the hourly basic rate of pay for all hours worked in excess of the prevailing
3 hours of labor and requests that the state agency withhold all or part of the final
4 payment, but the state agency fails to do so, the state agency is liable for all back
5 wages payable up to the amount of the final payment.

6 (5) RECORDS; INSPECTION; ENFORCEMENT. (a) Each contractor, subcontractor, or
7 contractor's or subcontractor's agent that performs work on a project of public works
8 that is subject to this section shall keep full and accurate records clearly indicating
9 the name and trade or occupation of every individual performing the work described
10 in sub. (2m) and an accurate record of the number of hours worked by each of those
11 individuals and the actual wages paid for the hours worked.

12 (b) The department shall enforce this section. The department may demand
13 and examine, and every contractor, subcontractor, and contractor's and
14 subcontractor's agent shall keep, and furnish upon request by the department,
15 copies of payrolls and other records and information relating to the wages paid to
16 individuals performing the work described in sub. (2m) for work to which this section
17 applies. The department may inspect records in the manner provided in this chapter.
18 Every contractor, subcontractor, or agent performing work on a project of public
19 works that is subject to this section is subject to the requirements of this chapter
20 relating to the examination of records. Section 111.322 (2m) applies to discharge and
21 other discriminatory acts arising in connection with any proceeding under this
22 section.

23 (c) If requested by any person, the department shall inspect the payroll records
24 of any contractor, subcontractor, or agent performing work on a project of public
25 works that is subject to this section as provided in this paragraph to ensure

1 compliance with this section. On receipt of such a request, the department shall
2 request that the contractor, subcontractor, or agent submit to the department a
3 certified record of the information specified in par. (a), other than personally
4 identifiable information relating to an employee of the contractor, subcontractor, or
5 agent, for no longer than a 4-week period. The department may request a contractor,
6 subcontractor, or agent to submit those records no more than once per calendar
7 quarter for each project of public works on which the contractor, subcontractor, or
8 agent is performing work. The department may not charge a requester a fee for
9 obtaining that information. Certified records submitted to the department under
10 this paragraph are open for public inspection and copying under s. 19.35 (1).

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

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

1 of those unpaid wages or that unpaid overtime compensation as liquidated damages
2 within a period specified by the department in the order.

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

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

19 (am) Except as provided in pars. (b), (d), and (f), any contractor, subcontractor,
20 or contractor's or subcontractor's agent who violates this section may be fined not
21 more than \$200 or imprisoned for not more than 6 months or both. Each day that
22 a violation continues is a separate offense.

23 (b) Whoever induces an individual who seeks to be or is employed on any project
24 of public works that is subject to this section to give up, waive, or return any part of
25 the wages to which the individual is entitled under the contract governing the

1 project, or who reduces the hourly basic rate of pay normally paid to an individual
2 for work on a project that is not subject to this section during a week in which the
3 individual works both on a project of public works that is subject to this section and
4 on a project that is not subject to this section, by threat not to employ, by threat of
5 dismissal from employment, or by any other means is guilty of an offense under s.
6 946.15 (1).

7 (c) Any individual who is employed on a project of public works that is subject
8 to this section who knowingly allows a contractor, subcontractor, or contractor's or
9 subcontractor's agent to pay him or her less than the prevailing wage rate set forth
10 in the contract governing the project, who gives up, waives, or returns any part of the
11 compensation to which he or she is entitled under the contract, or who gives up,
12 waives, or returns any part of the compensation to which he or she is normally
13 entitled for work on a project that is not subject to this section during a week in which
14 the individual works both on a project of public works that is subject to this section
15 and on a project that is not subject to this section, is guilty of an offense under s.
16 946.15 (2).

17 (d) Whoever induces any individual who seeks to be or is employed on any
18 project of public works that is subject to this section to allow any part of the wages
19 to which the individual is entitled under the contract governing the project to be
20 deducted from the individual's pay is guilty of an offense under s. 946.15 (3), unless
21 the deduction would be allowed under 29 CFR 3.5 or 3.6 from an individual who is
22 working on a project that is subject to 40 USC 3142.

23 (e) Any individual who is employed on a project of public works that is subject
24 to this section who knowingly allows any part of the wages to which he or she is
25 entitled under the contract governing the project to be deducted from his or her pay

1 is guilty of an offense under s. 946.15 (4), unless the deduction would be allowed
2 under 29 CFR 3.5 or 3.6 from an individual who is working on a project that is subject
3 to 40 USC 3142.

4 (f) Paragraph (am) does not apply to any person who fails to provide any
5 information to the department to assist the department in determining prevailing
6 wage rates under sub. (3) (a) or (am).

7 **(7) DEPARTMENT.** (a) Except as provided under pars. (b) and (c), the department
8 shall distribute to all state agencies a list of all persons that the department has
9 found to have failed to pay the prevailing wage rate determined under sub. (3) or has
10 found to have paid less than 1.5 times the hourly basic rate of pay for all hours worked
11 in excess of the prevailing hours of labor at any time in the preceding 3 years. The
12 department shall include with any name the address of the person and shall specify
13 when the person failed to pay the prevailing wage rate and when the person paid less
14 than 1.5 times the hourly basic rate of pay for all hours worked in excess of the
15 prevailing hours of labor. A state agency may not award any contract to the person
16 unless otherwise recommended by the department or unless 3 years have elapsed
17 from the date the department issued its findings or date of final determination by a
18 court of competent jurisdiction, whichever is later.

19 (b) The department may not include in a notification under par. (a) the name
20 of any person on the basis of having subcontracted a contract for a project of public
21 works to a person that the department has found to have failed to pay the prevailing
22 wage rate determined under sub. (3) or has found to have paid less than 1.5 times
23 the hourly basic rate of pay for all hours worked in excess of the prevailing hours of
24 labor.

1 (c) This subsection does not apply to any contractor, subcontractor, or agent
2 who in good faith commits a minor violation of this section, as determined on a
3 case-by-case basis through administrative hearings with all rights to due process
4 afforded to all parties or who has not exhausted or waived all appeals.

5 (d) Any person submitting a bid on a project of public works that is subject to
6 this section shall, on the date the person submits the bid, identify any construction
7 business in which the person, or a shareholder, officer, or partner of the person if the
8 person is a business, owns or has owned at least a 25 percent interest on the date the
9 person submits the bid or at any other time within 3 years preceding the date the
10 person submits the bid, if the business has been found to have failed to pay the
11 prevailing wage rate determined under sub. (3) or to have paid less than 1.5 times
12 the hourly basic rate of pay for all hours worked in excess of the prevailing hours of
13 labor.

14 (e) The department shall promulgate rules to administer this subsection.

15 **SECTION 1705.** 103.50 of the statutes is created to read:

16 **103.50 Highway contracts. (1) DEFINITIONS.** In this section:

17 (a) “Area” means the county in which a proposed project that is subject to this
18 section is located or, if the department determines that there is insufficient wage
19 data in that county, “area” means those counties that are contiguous to that county
20 or, if the department determines that there is insufficient wage data in those
21 counties, “area” means those counties that are contiguous to those counties or, if the
22 department determines that there is insufficient wage data in those counties, “area”
23 means the entire state.

24 (b) “Hourly basic rate of pay” has the meaning given in s. 103.49 (1) (b).

25 (bg) “Insufficient wage data” has the meaning given in s. 103.49 (1) (bg).

1 (c) “Prevailing hours of labor” has the meaning given in s. 103.49 (1) (c).

2 (d) 1. Except as provided in subd. 2., “prevailing wage rate” for any trade or
3 occupation in any area means the hourly basic rate of pay, plus the hourly
4 contribution for health insurance benefits, vacation benefits, pension benefits, and
5 any other bona fide economic benefit, paid directly or indirectly, for a majority of the
6 hours worked in the trade or occupation in the area.

7 2. If there is no rate at which a majority of the hours worked in the trade or
8 occupation in the area is paid, “prevailing wage rate” means the average hourly basic
9 rate of pay, weighted by the number of hours worked, plus the average hourly
10 contribution, weighted by the number of hours worked, for health insurance benefits,
11 vacation benefits, pension benefits, and any other bona fide economic benefit, paid
12 directly or indirectly for all hours worked at the hourly basic rate of pay of the
13 highest-paid 51 percent of hours worked in that trade or occupation in that area.

14 (e) “Truck driver” has the meaning given in s. 103.49 (1) (g).

15 **(2) PREVAILING WAGE RATES AND HOURS OF LABOR.** No contractor, subcontractor,
16 agent, or other person performing any work on a project under a contract based on
17 bids as provided in s. 84.06 (2) to which the state is a party for the construction or
18 improvement of any highway may do any of the following:

19 (a) Pay an individual performing the work described in sub. (2m) less than the
20 prevailing wage rate in the area in which the work is to be done determined under
21 sub. (3).

22 (b) Allow an individual performing the work described in sub. (2m) to work a
23 greater number of hours per day or per week than the prevailing hours of labor,
24 unless the contractor, subcontractor, or contractor or subcontractor’s agent pays the

1 individual for all hours worked in excess of the prevailing hours of labor at a rate of
2 at least 1.5 times the individual's hourly basic rate of pay.

3 **(2g) NONAPPLICABILITY.** This section does not apply to a single-trade project of
4 public works, as defined in s. 103.49 (1) (em), for which the estimated project cost of
5 completion is less than \$48,000 or a multiple-trade project of public works, as
6 defined in s. 103.49 (1) (br), for which the estimated project cost of completion is less
7 than \$100,000.

8 **(2m) COVERED EMPLOYEES.** (a) Subject to par. (b), any person subject to this
9 section shall pay all of the following employees the prevailing wage rate determined
10 under sub. (3) and may not allow such employees to work a greater number of hours
11 per day or per week than the prevailing hours of labor, unless the person pays for all
12 hours worked in excess of the prevailing hours of labor at a rate of at least 1.5 times
13 the employees' hourly basic rate of pay:

14 1. All laborers, workers, mechanics, and truck drivers employed on the site of
15 a project that is subject to this section.

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

21 (b) A laborer, worker, mechanic, or truck driver who is employed to process,
22 manufacture, pick up, or deliver materials or products from a commercial
23 establishment that has a fixed place of business from which the establishment
24 supplies processed or manufactured materials or products or from a facility that is
25 not dedicated exclusively, or nearly so, to a project that is subject to this section is not

1 entitled to receive the prevailing wage rate determined under sub. (3) or to receive
2 at least 1.5 times his or her hourly basic rate of pay for all hours worked in excess
3 of the prevailing hours of labor unless any of the following applies:

4 1. The laborer, worker, mechanic, or truck driver is employed to go to the source
5 of mineral aggregate such as sand, gravel, or stone and deliver that mineral
6 aggregate to the site of a project that is subject to this section by depositing the
7 material directly in final place, from the transporting vehicle or through spreaders
8 from the transporting vehicle.

9 2. The laborer, worker, mechanic, or truck driver is employed to go to the site
10 of a project that is subject to this section, pick up excavated material or spoil from
11 the site of the project, and transport that excavated material or spoil away from the
12 site of the project and return to the site of the project.

13 (c) A contractor, subcontractor, agent, or other person performing work on a
14 project subject to this section shall pay a truck driver who is an owner-operator of
15 a truck separately for his or her work and for the use of his or her truck.

16 **(3) INVESTIGATIONS; DETERMINATIONS.** The department shall conduct
17 investigations and hold public hearings necessary to define the trades or occupations
18 that are commonly employed in the highway construction industry and to inform the
19 department of the prevailing wage rates in all areas of the state for those trades or
20 occupations, in order to ascertain and determine the prevailing wage rates
21 accordingly.

22 **(4) CERTIFICATION OF PREVAILING WAGE RATES.** The department of workforce
23 development shall, by May 1 of each year, certify to the department of transportation
24 the prevailing wage rates in each area for all trades or occupations commonly
25 employed in the highway construction industry. The certification shall, in addition

1 to the current prevailing wage rates, include future prevailing wage rates when such
2 prevailing wage rates can be determined for any such trade or occupation in any area
3 and shall specify the effective date of those future prevailing wage rates. The
4 certification shall also include wage rates for work performed on Sundays or the
5 holidays specified in s. 103.49 (1) (c) and shift differentials based on the time of day
6 or night when work is performed. If a construction project extends into more than
7 one area, the department shall determine only one standard of prevailing wage rates
8 for the entire project.

9 **(4m) WAGE RATE DATA.** In determining prevailing wage rates for projects that
10 are subject to this section, the department shall use data from projects that are
11 subject to this section, s. 66.0903 or 103.49, or 40 USC 3142. In determining
12 prevailing wage rates for those projects, the department may not use data from any
13 construction work that is performed by a state agency or a local governmental unit,
14 as defined in s. 66.0903 (1) (d).

15 **(5) APPEALS TO GOVERNOR.** If the department of transportation considers any
16 determination of the department of workforce development of the prevailing wage
17 rates in an area to be incorrect, it may appeal to the governor, whose determination
18 is final.

19 **(6) CONTENTS OF CONTRACTS.** The department of transportation shall include
20 a reference to the prevailing wage rates determined under sub. (3) and the prevailing
21 hours of labor in the notice published for the purpose of securing bids for a project.
22 Except as otherwise provided in this subsection, if any contract or subcontract for a
23 project that is subject to this section is entered into, the prevailing wage rates
24 determined under sub. (3) and the prevailing hours of labor shall be physically
25 incorporated into and made a part of the contract or subcontract. For a minor

1 subcontract, as determined by the department of workforce development, that
2 department shall prescribe by rule the method of notifying the minor subcontractor
3 of the prevailing wage rates and prevailing hours of labor applicable to the minor
4 subcontract. The prevailing wage rates and prevailing hours of labor applicable to
5 a contract or subcontract may not be changed during the time that the contract or
6 subcontract is in force. The department of transportation shall post the prevailing
7 wage rates determined by the department, the prevailing hours of labor, and the
8 provisions of subs. (2) and (7) in at least one conspicuous place that is easily
9 accessible to the employees on the site of the project.

10 **(7) PENALTIES.** (a) Except as provided in pars. (b), (d), and (f), any contractor,
11 subcontractor, or contractor's or subcontractor's agent who violates this section may
12 be fined not more than \$200 or imprisoned for not more than 6 months or both. Each
13 day that a violation continues is a separate offense.

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

22 (c) Any individual employed on a project that is subject to this section who
23 knowingly allows a contractor, subcontractor, or contractor's or subcontractor's
24 agent to pay him or her less than the prevailing wage rate set forth in the contract
25 governing the project, who gives up, waives, or returns any part of the compensation

1 to which he or she is entitled under the contract, or who gives up, waives, or returns
2 any part of the compensation to which he or she is normally entitled for work on a
3 project that is not subject to this section during a week in which the individual works
4 both on a project that is subject to this section and on a project that is not subject to
5 this section, is guilty of an offense under s. 946.15 (2).

6 (d) Whoever induces any individual who seeks to be or is employed on any
7 project that is subject to this section to allow any part of the wages to which the
8 individual is entitled under the contract governing the project to be deducted from
9 the individual's pay is guilty of an offense under s. 946.15 (3), unless the deduction
10 would be allowed under 29 CFR 3.5 or 3.6 from an individual who is working on a
11 project that is subject to 40 USC 3142.

12 (e) Any individual employed on a project that is subject to this section who
13 knowingly allows any part of the wages to which he or she is entitled under the
14 contract governing the project to be deducted from his or her pay is guilty of an
15 offense under s. 946.15 (4), unless the deduction would be allowed under 29 CFR 3.5
16 or 3.6 from an individual who is working on a project that is subject to 40 USC 3142.

17 (f) Paragraph (a) does not apply to any individual who fails to provide any
18 information to the department to assist the department in determining prevailing
19 wage rates under sub. (3) or (4).

20 **(8) ENFORCEMENT AND PROSECUTION.** The department of transportation shall
21 require adherence to subs. (2), (2m), and (6). The department of transportation may
22 demand and examine, and every contractor, subcontractor, and contractor's or
23 subcontractor's agent shall keep and furnish upon request by the department of
24 transportation, copies of payrolls and other records and information relating to
25 compliance with this section. Upon request of the department of transportation or

1 upon complaint of alleged violation, the district attorney of the county in which the
2 work is located shall investigate as necessary and prosecute violations in a court of
3 competent jurisdiction. Section 111.322 (2m) applies to discharge and other
4 discriminatory acts arising in connection with any proceeding under this section.

5 **SECTION 1706.** 103.503 (title) of the statutes is amended to read:

6 **103.503 (title) Substance abuse prevention on public works and public**
7 **utility projects; registration required.**

8 **SECTION 1707.** 103.503 (1) (a) of the statutes is amended to read:

9 103.503 (1) (a) “Accident” means an incident caused, contributed to, or
10 otherwise involving an employee that resulted or could have resulted in death,
11 personal injury, or property damage and that occurred while the employee was
12 performing the work described in s. 66.0903 (4), ~~2013 stats.~~, or s. ~~16.856~~ 103.49 (2m),
13 ~~2015 stats.~~, on a project of public works or while the employee was performing work
14 on a public utility project.

15 **SECTION 1708.** 103.503 (1) (e) of the statutes is amended to read:

16 103.503 (1) (e) “Employee” means a laborer, worker, mechanic, or truck driver
17 who performs the work described in s. 66.0903 (4), ~~2013 stats.~~, or s. ~~16.856~~ 103.49
18 (2m), ~~2015 stats.~~, on a project of public works or on a public utility project.

19 **SECTION 1709.** 103.503 (1) (g) of the statutes is repealed and recreated to read:

20 103.503 (1) (g) “Project of public works” means a project of public works that
21 is subject to s. 66.0903 or 103.49.

22 **SECTION 1710.** 103.503 (2) of the statutes is amended to read:

23 103.503 (2) **SUBSTANCE ABUSE PROHIBITED.** No employee may use, possess,
24 attempt to possess, distribute, deliver, or be under the influence of a drug, or use or
25 be under the influence of alcohol, while performing the work described in s. 66.0903

1 (~~4~~), ~~2013 stats.~~, or s. ~~16.856~~ 103.49 (2m), ~~2015 stats.~~, on a project of public works or
2 while performing work on a public utility project. An employee is considered to be
3 under the influence of alcohol for purposes of this subsection if he or she has an
4 alcohol concentration that is equal to or greater than the amount specified in s.
5 885.235 (1g) (d).

6 **SECTION 1711.** 103.503 (2m) of the statutes is created to read:

7 103.503 **(2m)** REGISTRATION REQUIRED. (a) Every employer that is subject to this
8 section shall register with the department in the manner prescribed by the
9 department by rule.

10 (b) The department shall charge a fee for a registration under this section. The
11 department shall, by rule, establish a tiered fee structure, and fees shall be set at a
12 level necessary to pay the costs of the department that are attributable to
13 administering and enforcing this section.

14 (c) Any employer in violation of par. (a) shall forfeit no less than \$10,000 and
15 not more than \$25,000 for each occurrence.

16 **SECTION 1712.** 103.503 (3) (a) 2. of the statutes is amended to read:

17 103.503 **(3)** (a) 2. A requirement that employees performing the work described
18 in s. 66.0903 (~~4~~), ~~2013 stats.~~, or s. ~~16.856~~ 103.49 (2m), ~~2015 stats.~~, on a project of
19 public works or performing work on a public utility project submit to random,
20 reasonable suspicion, and post-accident drug and alcohol testing and to drug and
21 alcohol testing before commencing work on the project, except that testing of an
22 employee before commencing work on a project is not required if the employee has
23 been participating in a random testing program during the 90 days preceding the
24 date on which the employee commenced work on the project.

25 **SECTION 1713.** 103.503 (6) of the statutes is created to read:

1 103.503 (6) DEPARTMENT TO ADMINISTER. (a) The department shall administer
2 and enforce this section.

3 (b) The department shall promulgate any rules necessary to implement this
4 section, including rules to establish compliance with the registration requirement
5 under sub. (2m).

6 **SECTION 1714.** 103.805 (1) of the statutes is amended to read:

7 103.805 (1) The department or a permit officer shall collect a fee in the amount
8 of \$10 for issuing permits under ss. 103.25 and 103.71 and certificates of age under
9 s. 103.75. A person designated to issue permits and certificates of age who is not on
10 the payroll of the division administering this chapter may retain \$2.50 of that fee as
11 compensation for the person's services and shall forward \$7.50 of that fee to the
12 department, ~~which shall deposit that amount forwarded in the general fund and~~
13 ~~credit \$5 of that amount forwarded to the appropriation account under s. 20.445 (1)~~
14 ~~(gk). A person designated to issue permits and certificates of age who is on the payroll~~
15 ~~of the division administering this chapter shall forward that fee to the department,~~
16 ~~which. The department shall deposit that fee~~ all fees collected by or forwarded to the
17 department under this section in the general fund and credit \$5 of that fee those
18 amounts to the appropriation account under s. 20.445 (1) (gk). ~~The A~~ permit officer
19 shall account for all fees collected as the department prescribes.

20 **SECTION 1715.** 104.001 (3) of the statutes is created to read:

21 104.001 (3) This section does not affect an ordinance that, subject to s. 66.0903,
22 requires an employee of a county, city, village, or town, an employee who performs
23 work under a contract for the provision of services to a county, city, village, or town,
24 or an employee who performs work that is funded by financial assistance from a

1 county, city, village, or town to be paid at a minimum wage rate specified in the
2 ordinance.

3 **SECTION 1716.** 104.001 (4) of the statutes is created to read:

4 104.001 (4) This section does not affect the requirement that employees
5 employed on a public works project contracted for by a city, village, town, or county
6 be paid at the prevailing wage rate, as defined in s. 66.0903 (1) (g), as required under
7 s. 66.0903.

8 **SECTION 1717.** 104.01 (1h) of the statutes is created to read:

9 104.01 (1h) “Consumer price index” means the average of the consumer price
10 index over each 12-month period for all urban consumers, U.S. city average, all
11 items, not seasonally adjusted, as determined by the bureau of labor statistics of the
12 U.S. department of labor.

13 **SECTION 1718.** 104.035 (1) (a) of the statutes is renumbered 104.035 (1) (a)
14 (intro.) and amended to read:

15 104.035 (1) (a) *Minimum rates.* (intro.) Except as provided in subs. (2) to (8)
16 (8m), the minimum wage is as follows:

17 1. For wages earned prior to the effective date of this subdivision [LRB
18 inserts date], \$7.25 per hour.

19 **SECTION 1719.** 104.035 (1) (a) 2. of the statutes is created to read:

20 104.035 (1) (a) 2. For wages earned on or after the effective date of this
21 subdivision [LRB inserts date], and prior to January 1, 2023, \$8.60 per hour.

22 **SECTION 1720.** 104.035 (1) (a) 3. of the statutes is created to read:

23 104.035 (1) (a) 3. For wages earned on or after January 1, 2023, and prior to
24 January 1, 2024, \$9.40.

25 **SECTION 1721.** 104.035 (1) (a) 4. of the statutes is created to read:

1 104.035 (1) (a) 4. For wages earned on or after January 1, 2024, and prior to
2 January 1, 2025, \$10.15.

3 **SECTION 1722.** 104.035 (2) (a) of the statutes is renumbered 104.035 (2) (a)
4 (intro.) and amended to read:

5 104.035 (2) (a) *Minimum rates.* (intro.) Except as provided in subs. (2m) to ~~(8)~~
6 ~~(8m)~~, the minimum wage for a minor employee is as follows:

7 1. For wages earned prior to the effective date of this subdivision [LRB
8 inserts date], \$7.25 per hour.

9 **SECTION 1723.** 104.035 (2) (a) 2. of the statutes is created to read:

10 104.035 (2) (a) 2. For wages earned on or after the effective date of this
11 subdivision [LRB inserts date], and prior to January 1, 2023, \$8.60 per hour.

12 **SECTION 1724.** 104.035 (2) (a) 3. of the statutes is created to read:

13 104.035 (2) (a) 3. For wages earned on or after January 1, 2023, and prior to
14 January 1, 2024, \$9.40.

15 **SECTION 1725.** 104.035 (2) (a) 4. of the statutes is created to read:

16 104.035 (2) (a) 4. For wages earned on or after January 1, 2024, and prior to
17 January 1, 2025, \$10.15.

18 **SECTION 1726.** 104.035 (2m) (a) of the statutes is renumbered 104.035 (2m) (a)
19 (intro.) and amended to read:

20 104.035 (2m) (a) *Minimum rates.* (intro.) Except as provided in subs. (3) to ~~(8)~~
21 ~~(8m)~~, the minimum wage for an opportunity employee is as follows:

22 1. For wages earned prior to the effective date of this subdivision [LRB
23 inserts date], \$5.90 per hour.

24 **SECTION 1727.** 104.035 (2m) (a) 2. of the statutes is created to read:

1 104.035 **(2m)** (a) 2. For wages earned on or after the effective date of this
2 subdivision ... [LRB inserts date], and prior to January 1, 2023, \$6.71 per hour.

3 **SECTION 1728.** 104.035 (2m) (a) 3. of the statutes is created to read:

4 104.035 **(2m)** (a) 3. For wages earned on or after January 1, 2023, and prior to
5 January 1, 2024, \$7.32.

6 **SECTION 1729.** 104.035 (2m) (a) 4. of the statutes is created to read:

7 104.035 **(2m)** (a) 4. For wages earned on or after January 1, 2024, and prior to
8 January 1, 2025, \$7.93.

9 **SECTION 1730.** 104.035 (3) (a) (intro.) of the statutes is amended to read:

10 104.035 **(3)** (a) *Minimum rates.* (intro.) Except as provided in subs. (4) to ~~(8)~~
11 ~~(8m)~~, if an employer of a tipped employee establishes by the employer's payroll
12 records that, when adding the tips received by the tipped employee in a week to the
13 wages paid to the tipped employee in that week, the tipped employee receives not less
14 than the applicable minimum wage specified in sub. (1), (2), or (2m), the minimum
15 wage for the tipped employee is as follows:

16 **SECTION 1731.** 104.035 (3) (a) 1. of the statutes is amended to read:

17 104.035 **(3)** (a) 1. For wages earned by a tipped employee who is not an
18 opportunity employee prior to the effective date of this subdivision ... [LRB inserts
19 date], \$2.33 per hour.

20 **SECTION 1732.** 104.035 (3) (a) 1d. of the statutes is created to read:

21 104.035 **(3)** (a) 1d. For wages earned by a tipped employee who is not an
22 opportunity employee, on or after the effective date of this subdivision ... [LRB
23 inserts date] and prior to January 1, 2023, \$2.65 per hour.

24 **SECTION 1733.** 104.035 (3) (a) 1h. of the statutes is created to read:

1 104.035 (3) (a) 1h. For wages earned by a tipped employee who is not an
2 opportunity employee, on or after January 1, 2023, and prior to January 1, 2024,
3 \$2.89 per hour.

4 **SECTION 1734.** 104.035 (3) (a) 1p. of the statutes is created to read:

5 104.035 (3) (a) 1p. For wages earned by a tipped employee who is not an
6 opportunity employee, on or after January 1, 2024, and prior to January 1, 2025,
7 \$3.13 per hour.

8 **SECTION 1735.** 104.035 (3) (a) 2. of the statutes is amended to read:

9 104.035 (3) (a) 2. For wages earned by a tipped employee who is an opportunity
10 employee prior to the effective date of this subdivision [LRB inserts date], \$2.13
11 per hour.

12 **SECTION 1736.** 104.035 (3) (a) 2d. of the statutes is created to read:

13 104.035 (3) (a) 2d. For wages earned by a tipped employee who is an
14 opportunity employee, on or after the effective date of this subdivision [LRB
15 inserts date], and prior to January 1, 2023, \$2.42 per hour.

16 **SECTION 1737.** 104.035 (3) (a) 2h. of the statutes is created to read:

17 104.035 (3) (a) 2h. For wages earned by a tipped employee who is an
18 opportunity employee, on or after January 1, 2023, and prior to January 1, 2024,
19 \$2.64 per hour.

20 **SECTION 1738.** 104.035 (3) (a) 2p. of the statutes is created to read:

21 104.035 (3) (a) 2p. For wages earned by a tipped employee who is an
22 opportunity employee, on or after January 1, 2024, and prior to January 1, 2025,
23 \$2.86 per hour.

24 **SECTION 1739.** 104.035 (4) (a) of the statutes is renumbered 104.035 (4) (a)
25 (intro.) and amended to read:

1 104.035 (4) (a) *Minimum rates.* (intro.) Except as provided in subs. (7) and (8)
2 to (8m), the minimum wage for an agricultural employee is as follows:

3 1. For wages earned prior to the effective date of this subdivision [LRB
4 inserts date], \$7.25 per hour.

5 **SECTION 1740.** 104.035 (4) (a) 2. of the statutes is created to read:

6 104.035 (4) (a) 2. For wages earned on or after the effective date of this
7 subdivision [LRB inserts date], and prior to January 1, 2023, \$8.60 per hour.

8 **SECTION 1741.** 104.035 (4) (a) 3. of the statutes is created to read:

9 104.035 (4) (a) 3. For wages earned on or after January 1, 2023, and prior to
10 January 1, 2024, \$9.40 per hour.

11 **SECTION 1742.** 104.035 (4) (a) 4. of the statutes is created to read:

12 104.035 (4) (a) 4. For wages earned on or after January 1, 2024, and prior to
13 January 1, 2025, \$10.15 per hour.

14 **SECTION 1743.** 104.035 (5) of the statutes is renumbered 104.035 (5) (intro.)
15 and amended to read:

16 104.035 (5) CAMP COUNSELORS. (intro.) The Except as provided in sub. (8m), the
17 minimum wage for a counselor at a seasonal recreational or educational camp,
18 including a day camp, is as follows:

19 (a) Prior to the effective date of this paragraph [LRB inserts date], \$350 per
20 week if meals and lodging are not furnished, \$265 per week if only meals are
21 furnished, and \$210 per week if both meals and lodging are furnished.

22 **SECTION 1744.** 104.035 (5) (b) of the statutes is created to read:

23 104.035 (5) (b) On or after the effective date of this paragraph [LRB inserts
24 date], and prior to January 1, 2023, \$398.28 per week if meals and lodging are not

1 furnished, \$284.48 per week if only meals are furnished, and \$238.97 per week if both
2 meals and lodging are furnished.

3 **SECTION 1745.** 104.035 (5) (c) of the statutes is created to read:

4 104.035 (5) (c) On or after January 1, 2023, and prior to January 1, 2024,
5 \$434.48 per week if meals and lodging are not furnished, \$310.34 per week if only
6 meals are furnished, and \$260.69 per week if both meals and lodging are furnished.

7 **SECTION 1746.** 104.035 (5) (d) of the statutes is created to read:

8 104.035 (5) (d) On or after January 1, 2024, and prior to January 1, 2025,
9 \$470.69 per week if meals and lodging are not furnished, \$336.21 per week if only
10 meals are furnished, and \$282.41 per week if both meals and lodging are furnished.

11 **SECTION 1747.** 104.035 (6) of the statutes is renumbered 104.035 (6) (intro.)
12 and amended to read:

13 104.035 (6) GOLF CADDIES. (intro.) The Except as provided in sub. (8m), the
14 minimum wage for a golf caddy is as follows:

15 (a) Prior to the effective date of this paragraph ... [LRB inserts date], \$10.50
16 for caddying 18 holes and \$5.90 for caddying 9 holes.

17 **SECTION 1748.** 104.035 (6) (b) of the statutes is created to read:

18 104.035 (6) (b) On or after the effective date of this paragraph ... [LRB inserts
19 date], and prior to January 1, 2023, \$11.95 for caddying 18 holes and \$6.71 for
20 caddying 9 holes.

21 **SECTION 1749.** 104.035 (6) (c) of the statutes is created to read:

22 104.035 (6) (c) On or after January 1, 2023, and prior to January 1, 2024, \$13.03
23 for caddying 18 holes and \$7.32 for caddying 9 holes.

24 **SECTION 1750.** 104.035 (6) (d) of the statutes is created to read:

1 104.035 (6) (d) On or after January 1, 2024, and prior to January 1, 2025,
2 \$14.12 for caddying 18 holes and \$7.93 for caddying 9 holes.

3 **SECTION 1751.** 104.035 (8m) of the statutes is created to read:

4 104.035 (8m) MINIMUM WAGE ADJUSTMENTS. Effective on January 1, 2025, and
5 effective on each January 1 thereafter, the department shall revise the minimum
6 wages established under subs. (1) to (6). The department shall determine the revised
7 minimum wages by calculating the percentage difference between the consumer
8 price index for the 12-month period ending on the last day of the last month for which
9 that information is available and the consumer price index for the 12-month period
10 ending on the last day of the month 12 months prior to that month, adjusting the
11 minimum wage then in effect by that percentage difference. The department shall
12 annually have the revised amount published in the Wisconsin Administrative
13 Register and on the department's Internet site.

14 **SECTION 1752.** 106.04 of the statutes is created to read:

15 **106.04 Employment of apprentices on state public works projects. (1)**

16 DEFINITION. In this section, "project" means a project of public works that is subject
17 to s. 103.49 or 103.50 in which work is performed by employees employed in trades
18 that are apprenticeable under this subchapter.

19 (2) WAIVER. If the department grants an exception or modification to any
20 requirement in any contract for the performance of work on a project relating to the
21 employment and training of apprentices, the department shall post that information
22 on its Internet site, together with a detailed explanation for granting the exception
23 or modification.

24 **SECTION 1753.** 106.125 of the statutes is amended to read:

1 **106.125 Early college credit program.** On behalf of the school board of a
2 school district, on behalf of a governing board of a charter school under s. 118.40 (2r)
3 or (2x), and on behalf of the governing body of a participating private school, as
4 defined in s. 118.55 (1) (c), the department of workforce development shall pay to the
5 department of public instruction the costs of tuition for a pupil who attends an
6 institution of higher education under the program under s. 118.55 as provided under
7 s. 118.55 (5) (e) 2. and 3.

8 **SECTION 1754.** 106.13 (2r) of the statutes is amended to read:

9 106.13 (2r) ~~From the appropriation under s. 20.445 (1) (a), the~~ The department
10 shall develop curricula for youth apprenticeship programs for occupational areas
11 approved under sub. (2m).

12 **SECTION 1755.** 106.26 (1) of the statutes is amended to read:

13 106.26 (1) FINDINGS AND PURPOSE. The legislature finds that, for many workers
14 and persons seeking employment ~~in outlying suburban and sparsely populated and~~
15 ~~developed areas~~, conventional, fixed-route mass transit systems do not provide
16 adequate transportation service. The purpose of the employment transit assistance
17 program under this section is to correct this deficiency in access to employment
18 locations and to stimulate the development of innovative transit service methods.

19 **SECTION 1756.** 106.26 (2) (d) of the statutes is amended to read:

20 106.26 (2) (d) “Project” means a project designed to improve access to jobs,
21 including part-time jobs and Wisconsin works employment positions, as defined in
22 s. 49.141 (1) (r), ~~located in outlying suburban and sparsely populated and developed~~
23 ~~areas that are not adequately served by a mass transit system~~ and to develop
24 innovative transit service methods.

25 **SECTION 1757.** 106.27 (1p) of the statutes is created to read:

1 106.27 **(1p)** GREEN JOBS TRAINING PROGRAM. (a) In this subsection, “green jobs”
2 means jobs that produce goods or provide services that benefit the environment or
3 conserve natural resources.

4 (b) From the appropriation under s. 20.445 (1) (bp), the department shall award
5 grants to public or private organizations for the development and implementation
6 of green jobs training programs. As a condition of receiving a grant under this
7 subsection, the department may require a public or private organization to provide
8 matching funds at a percentage to be determined by the department.

9 **SECTION 1758.** 106.27 (1q) of the statutes is created to read:

10 106.27 **(1q)** PANDEMIC WORKFORCE TRAINING PROGRAM. From the appropriation
11 under s. 20.445 (1) (bq), the department shall award grants to public or private
12 organizations for the development and implementation of pandemic workforce
13 training programs that emphasize training, skill development, and economic
14 recovery for individuals and businesses. The grants may be used for virtual and
15 in-person job training, employment navigators or coaches, skill assessment,
16 transportation, soft skill development, career or talent search services, and other
17 programs to return employees to the labor market. As a condition of receiving a grant
18 under this subsection, the department may require a public or private organization
19 to provide matching funds at a percentage to be determined by the department.

20 **SECTION 1759.** 106.27 (2g) (a) 1. of the statutes is amended to read:

21 106.27 **(2g)** (a) 1. Promulgate rules prescribing procedures and criteria for
22 awarding grants under ~~sub~~ subs. (1), (1p), and (1q) and the information with respect
23 to those grants that must be contained in the reports required under subd. 3.

24 **SECTION 1760.** 106.27 (2g) (a) 2. of the statutes is amended to read:

1 106.27 **(2g)** (a) 2. Receive and review applications for grants under subs. (1),
2 (1g), ~~and (1j) (am), (1p), and (1q)~~ and prescribe the form, nature, and extent of the
3 information that must be contained in an application for a grant under sub. (1), (1g),
4 ~~or (1j) (am), (1p) or (1q)~~.

5 **SECTION 1761.** 106.27 (3) of the statutes is amended to read:

6 106.27 **(3)** ANNUAL REPORT. Annually, by December 31, the department shall
7 submit a report to the governor and the cochairpersons of the joint committee on
8 finance providing an account of the department's activities and expenditures under
9 this section during the preceding fiscal year and detailing the amounts allocated to
10 and expended for each of the programs, grants, and services specified in s. 20.445 (1)
11 (b) ~~and, (bm), (bp), and (bq)~~ for that fiscal year. The report shall include information
12 on the number of unemployed and underemployed workers and incumbent
13 employees who participate in training programs under sub. (1) ~~or, (1j), (1p), or (1q)~~;
14 the number of unemployed workers who obtain gainful employment, underemployed
15 workers who obtain new employment, and incumbent employees who receive
16 increased compensation after participating in such a training program; and the
17 wages earned by those workers and employees both before and after participating
18 in such a training program. The report shall also include information on the extent
19 to which waiting lists for enrollment in courses and programs provided by technical
20 colleges in high-demand fields are reduced as a result of grants under sub. (1g) (a),
21 on the number of students who participate in certification or training programs
22 under sub. (1) (a) or (e) or (1g) (b), on the building modifications funded under sub.
23 (1) (f) and the effect of those building modifications on the school districts' technical
24 education programs, and on the number of persons with disabilities who participate
25 in employment enhancement activities under sub. (1g) (c). In addition, the report

1 shall provide information on the number of student interns who are placed with
2 employers as a result of the coordination activities conducted under sub. (1r) or the
3 grants awarded under sub. (1) (d).

4 **SECTION 1762.** 106.274 of the statutes is created to read:

5 **106.274 Worker connection program. (1) WORKER CONNECTION PROGRAM.**

6 The department shall, from the appropriation under 20.445 (1) (cm), establish and
7 administer a worker connection program that helps participants prepare for and
8 enter jobs in high-growth employment sectors by pairing participants with
9 achievement coaches who guide participants through the workforce system and
10 partner with employers in high-growth employment sectors.

11 **(2) IMPLEMENTATION.** The department shall promulgate rules to administer this
12 section.

13 **SECTION 1763.** 106.28 of the statutes is created to read:

14 **106.28 Health care recruitment initiative. (1)** In this section, “nurse aide”
15 has the meaning given in s. 146.40 (1) (d).

16 **(2)** The department shall, from the appropriation under s. 20.445 (1) (bv) and
17 in coordination with local workforce development boards established under 29 USC
18 3122, do all of the following:

19 (a) Undertake a statewide recruitment initiative to promote and connect
20 individuals with instructional programs for nurse aides approved by the department
21 of health services under s. 146.40 and nurse aide employment opportunities and to
22 promote other health care provider employment opportunities.

23 (b) Create a free, 4-hour course that individuals may take to explore career
24 opportunities within the field of human services or health care delivery.

25 **SECTION 1764.** 106.29 of the statutes is created to read:

1 **106.29 Pandemic recovery grants. (1)** In this section, “pandemic” means
2 the 2019 novel coronavirus pandemic.

3 **(2)** The department shall, from the appropriation under s. 20.445 (1) (bw),
4 establish and operate a program to provide grants to local workforce development
5 boards established under 29 USC 3122 to fund pandemic recovery efforts. The
6 grants shall emphasize training, skill development, and economic recovery for
7 individuals and businesses. The grants may be used for virtual and in-person job
8 training, employment navigators or coaches, skill assessment, transportation, soft
9 skill development, career or talent search services, and other programs to return
10 employees to the labor market.

11 **SECTION 1765.** 106.38 (4) (a) 2m. of the statutes is amended to read:

12 106.38 (4) (a) 2m. Submit an application to the program ~~no later than 7 years~~
13 at any time after the date of discharge from military service.

14 **SECTION 1766.** 106.50 (1) of the statutes is amended to read:

15 106.50 (1) INTENT. It is the intent of this section to render unlawful
16 discrimination in housing. It is the declared policy of this state that all persons shall
17 have an equal opportunity for housing regardless of sex, race, color, sexual
18 orientation, disability, religion, national origin, marital status, family status, status
19 as a holder or nonholder of a license under s. 343.03 (3r), status as a victim of
20 domestic abuse, sexual assault, or stalking, lawful source of income, age, or ancestry
21 and it is the duty of the political subdivisions to assist in the orderly prevention or
22 removal of all discrimination in housing through the powers granted under ss.
23 66.0125 and 66.1011. The legislature hereby extends the state law governing equal
24 housing opportunities to cover single-family residences that are owner-occupied.
25 The legislature finds that the sale and rental of single-family residences constitute

1 a significant portion of the housing business in this state and should be regulated.
2 This section shall be considered an exercise of the police powers of the state for the
3 protection of the welfare, health, peace, dignity, and human rights of the people of
4 this state.

5 **SECTION 1767.** 106.50 (1m) (h) of the statutes is amended to read:

6 106.50 (1m) (h) “Discriminate” means to segregate, separate, exclude, or treat
7 a person or class of persons unequally in a manner described in sub. (2), (2m), or (2r)
8 because of sex, race, color, sexual orientation, disability, religion, national origin,
9 marital status, family status, status as a holder or nonholder of a license under s.
10 343.03 (3r), status as a victim of domestic abuse, sexual assault, or stalking, lawful
11 source of income, age, or ancestry.

12 **SECTION 1768.** 106.50 (1m) (nm) of the statutes is amended to read:

13 106.50 (1m) (nm) “Member of a protected class” means a group of natural
14 persons, or a natural person, who may be categorized because of sex, race, color,
15 disability, sexual orientation, religion, national origin, marital status, family status,
16 status as a holder or nonholder of a license under s. 343.03 (3r), status as a victim
17 of domestic abuse, sexual abuse, or stalking, lawful source of income, age, or ancestry.

18 **SECTION 1769.** 106.50 (5m) (f) 1. of the statutes is amended to read:

19 106.50 (5m) (f) 1. Nothing in this section prohibits an owner or agent from
20 requiring that a person who seeks to buy or rent housing supply information
21 concerning family status, and marital, financial, and business status but not
22 concerning race, color, disability, sexual orientation, ancestry, national origin,
23 religion, creed, status as a holder or nonholder of a license under s. 343.03 (3r), status
24 as a victim of domestic abuse, sexual assault, or stalking, or, subject to subd. 2., age.

25 **SECTION 1770.** 106.50 (6) (f) 1. of the statutes is amended to read:

1 106.50 (6) (f) 1. After the department issues a charge under par. (c) 2., the
2 department shall serve the charge, along with a written notice of hearing, specifying
3 the nature and acts of discrimination which appear to have been committed, and
4 requiring the respondent to answer the charge at a hearing before an examiner. The
5 notice shall specify a time of hearing, not less than 10 days after service of the charge,
6 and a place of hearing ~~within the county in which the violation is alleged to have~~
7 ~~occurred.~~ The department shall designate the place of hearing, which may include
8 a remote, web-based, or in-person hearing in a location accessible and in proximity
9 to the parties.

10 **SECTION 1771.** 106.52 (3) (a) 1. of the statutes is amended to read:

11 106.52 (3) (a) 1. Deny to another or charge another a higher price than the
12 regular rate for the full and equal enjoyment of any public place of accommodation
13 or amusement because of sex, race, color, creed, disability, sexual orientation,
14 national origin, or ancestry or because a person holds or does not hold a license under
15 s. 343.03 (3r).

16 **SECTION 1772.** 106.52 (3) (a) 2. of the statutes is amended to read:

17 106.52 (3) (a) 2. Give preferential treatment to some classes of persons in
18 providing services or facilities in any public place of accommodation or amusement
19 because of sex, race, color, creed, sexual orientation, national origin, or ancestry or
20 because a person holds or does not hold a license under s. 343.03 (3r).

21 **SECTION 1773.** 106.52 (3) (a) 3. of the statutes is amended to read:

22 106.52 (3) (a) 3. Directly or indirectly publish, circulate, display or mail any
23 written communication which the communicator knows is to the effect that any of
24 the facilities of any public place of accommodation or amusement will be denied to
25 any person by reason of sex, race, color, creed, disability, sexual orientation, national

1 origin, or ancestry or because a person holds or does not hold a license under s. 343.03
2 (3r) or that the patronage of a person is unwelcome, objectionable or unacceptable
3 for any of those reasons.

4 **SECTION 1774.** 106.52 (3) (a) 4. of the statutes is amended to read:

5 106.52 (3) (a) 4. Refuse to furnish or charge another a higher rate for any
6 automobile insurance because of race, color, creed, disability, national origin, or
7 ancestry or because a person holds or does not hold a license under s. 343.03 (3r).

8 **SECTION 1775.** 106.52 (3) (a) 5. of the statutes is amended to read:

9 106.52 (3) (a) 5. Refuse to rent, charge a higher price than the regular rate or
10 give preferential treatment, because of sex, race, color, creed, sexual orientation,
11 national origin, or ancestry or because a person holds or does not hold a license under
12 s. 343.03 (3r), regarding the use of any private facilities commonly rented to the
13 public.

14 **SECTION 1776.** 106.52 (4) (a) 4. of the statutes is amended to read:

15 106.52 (4) (a) 4. If the department finds probable cause to believe that any act
16 prohibited under sub. (3) has been or is being committed, the department may
17 endeavor to eliminate the act by conference, conciliation and persuasion. If the
18 department determines that such conference, conciliation and persuasion has not
19 eliminated the alleged act prohibited under sub. (3), the department shall issue and
20 serve a written notice of hearing, specifying the nature and acts prohibited under
21 sub. (3) which appear to have been committed, and requiring the person named, in
22 this subsection called the "respondent", to answer the complaint at a hearing before
23 an examiner. The notice shall specify a time of hearing, not less than 10 days after
24 service of the complaint, and a place of hearing ~~within the county in which the~~
25 ~~violation of sub. (3) is alleged to have occurred.~~ The department shall designate the

1 place of hearing, which may include a remote, web-based, or in-person hearing in
2 a location accessible and in proximity to the parties. The attorney of record for any
3 party may issue a subpoena to compel the attendance of a witness or the production
4 of evidence. A subpoena issued by an attorney must be in substantially the same
5 form as provided in s. 805.07 (4) and must be served in the manner provided in s.
6 805.07 (5). The attorney shall, at the time of issuance, send a copy of the subpoena
7 to the appeal tribunal or other representative of the department responsible for
8 conducting the proceeding. The testimony at the hearing shall be recorded by the
9 department. In all hearings before an examiner, except those for determining
10 probable cause, the burden of proof is on the party alleging an act prohibited under
11 sub. (3). If, after the hearing, the examiner finds by a fair preponderance of the
12 evidence that the respondent has violated sub. (3), the examiner shall make written
13 findings and order such action by the respondent as will effectuate the purpose of this
14 subsection and sub. (3). The department shall serve a certified copy of the examiner's
15 findings and order on the respondent and complainant. The order shall have the
16 same force as other orders of the department and shall be enforced as provided in this
17 subsection, except that the enforcement of the order is automatically stayed upon the
18 filing of a petition for review with the commission. If the examiner finds that the
19 respondent has not engaged in an act prohibited under sub. (3) as alleged in the
20 complaint, the department shall serve a certified copy of the examiner's findings on
21 the complainant and the respondent together with an order dismissing the
22 complaint. If the complaint is dismissed, costs in an amount not to exceed \$100 plus
23 actual disbursements for the attendance of witnesses may be assessed against the
24 department in the discretion of the department.

25 **SECTION 1777.** 108.02 (18r) of the statutes is created to read:

1 108.02 **(18r)** MARIJUANA. “Marijuana” has the meaning given in s. 111.32 (11m).

2 **SECTION 1778.** 108.02 (26m) of the statutes is repealed.

3 **SECTION 1779.** 108.04 (2) (a) (intro.) of the statutes is amended to read:

4 108.04 **(2)** (a) (intro.) Except as provided in ~~pars. par.~~ (b) ~~to (bd)~~, sub. (16) (am)
5 and (b), and s. 108.062 (10) and (10m) and as otherwise expressly provided, a
6 claimant is eligible for benefits as to any given week only if all of the following apply:

7 **SECTION 1780.** 108.04 (2) (a) 3. of the statutes is repealed and recreated to read:

8 108.04 **(2)** (a) 3. The claimant conducts a reasonable search for suitable work
9 during that week and provides verification of that search to the department. The
10 search for suitable work must include at least 4 actions per week that constitute a
11 reasonable search as prescribed by rule of the department. In addition, the
12 department may, by rule, require a claimant to take more than 4 reasonable work
13 search actions in any week. The department shall require a uniform number of
14 reasonable work search actions for similar types of claimants. This subdivision does
15 not apply to a claimant if the department determines that the claimant is currently
16 laid off from employment with an employer but there is a reasonable expectation of
17 reemployment of the individual by that employer. In determining whether the
18 claimant has a reasonable expectation of reemployment by an employer, the
19 department shall request the employer to verify the claimant’s employment status
20 and shall consider all of the following:

21 a. The history of layoffs and reemployments by the employer.

22 b. Any information that the employer furnished to the claimant or the
23 department concerning the claimant’s anticipated reemployment date.

24 c. Whether the claimant has recall rights with the employer under the terms
25 of any applicable collective bargaining agreement.

1 **SECTION 1781.** 108.04 (2) (b) of the statutes is repealed and recreated to read:

2 108.04 (2) (b) The department may, by rule, establish waivers from the
3 registration for work requirement under par. (a) 2. and the work search requirement
4 under par. (a) 3.

5 **SECTION 1782.** 108.04 (2) (bb) of the statutes is repealed.

6 **SECTION 1783.** 108.04 (2) (bd) of the statutes is repealed.

7 **SECTION 1784.** 108.04 (2) (bm) of the statutes is amended to read:

8 108.04 (2) (bm) A claimant is ineligible to receive benefits for any week for
9 which there is a determination that the claimant failed to comply with the
10 registration for work and work search requirements under par. (a) 2. or 3. or failed
11 to provide verification to the department that the claimant complied with those
12 requirements, unless the department has waived those requirements under par. (b),
13 ~~(bb), or (bd)~~ or s. 108.062 (10m). If the department has paid benefits to a claimant
14 for any such week, the department may recover the overpayment under s. 108.22.

15 **SECTION 1785.** 108.04 (2) (h) of the statutes is amended to read:

16 108.04 (2) (h) A claimant shall, when the claimant first files a claim for benefits
17 under this chapter and during each subsequent week the claimant files for benefits
18 under this chapter, inform the department whether he or she is receiving social
19 security disability insurance payments, as defined in ~~sub. (12) (f) 2m~~ s. 108.05 (7m)
20 (b). If the claimant is receiving social security disability insurance payments, the
21 claimant shall, in the manner prescribed by the department, report to the
22 department the amount of the social security disability insurance payments.

23 **SECTION 1786.** 108.04 (3) of the statutes is repealed.

24 **SECTION 1787.** 108.04 (5g) of the statutes is repealed.

25 **SECTION 1788.** 108.04 (5m) of the statutes is created to read:

1 108.04 (5m) DISCHARGE FOR USE OF MARIJUANA. (a) Notwithstanding sub. (5),
2 “misconduct,” for purposes of sub. (5), does not include the employee’s use of
3 marijuana off the employer’s premises during nonworking hours or a violation of the
4 employer’s policy concerning such use, unless termination of the employee because
5 of that use is permitted under s. 111.35.

6 (b) Notwithstanding sub. (5g), “substantial fault,” for purposes of sub. (5g), does
7 not include the employee’s use of marijuana off the employer’s premises during
8 nonworking hours or a violation of the employer’s policy concerning such use, unless
9 termination of the employee because of that use is permitted under s. 111.35.

10 **SECTION 1789.** 108.04 (7) (e) of the statutes is amended to read:

11 108.04 (7) (e) Paragraph (a) does not apply if the department determines that
12 the employee accepted work that the employee could have failed to accept under sub.
13 (8) and terminated the work on the same grounds and within the first ~~30 calendar~~
14 days 10 weeks after starting the work, or that the employee accepted work that the
15 employee could have refused under sub. (9) and terminated the work within the first
16 ~~30 calendar days~~ 10 weeks after starting the work. For purposes of this paragraph,
17 an employee has the same grounds for voluntarily terminating work if the employee
18 could have failed to accept the work under sub. (8) (d) to (em) when it was offered,
19 regardless of the reason articulated by the employee for the termination.

20 **SECTION 1790.** 108.04 (7) (t) 1. of the statutes is repealed.

21 **SECTION 1791.** 108.04 (7) (t) 2. of the statutes is amended to read:

22 108.04 (7) (t) 2. The employee’s spouse was required by ~~the U.S. armed forces~~
23 his or her employing unit to relocate to a place to which it is impractical for the
24 employee to commute.

25 **SECTION 1792.** 108.04 (8) (a) of the statutes is amended to read:

1 108.04 (8) (a) ~~Except as provided in par. (b), if~~ If an employee fails, without good
2 cause, to accept suitable work when offered, the employee is ineligible to receive
3 benefits until the employee earns wages after the week in which the failure occurs
4 equal to at least 6 times the employee's weekly benefit rate under s. 108.05 (1) in
5 employment or other work covered by the unemployment insurance law of any state
6 or the federal government. For purposes of requalification, the employee's weekly
7 benefit rate shall be that rate which would have been paid had the failure not
8 occurred. This paragraph does not preclude an employee from establishing a benefit
9 year during a period in which the employee is ineligible to receive benefits under this
10 paragraph if the employee qualifies to establish a benefit year under s. 108.06 (2) (a).
11 ~~Except as provided in par. (b), the~~ The department shall charge to the fund's
12 balancing account any benefits otherwise chargeable to the account of an employer
13 that is subject to the contribution requirements under ss. 108.17 and 108.18
14 whenever an employee of that employer fails, without good cause, to accept suitable
15 work offered by that employer.

16 **SECTION 1793.** 108.04 (8) (b) of the statutes is repealed.

17 **SECTION 1794.** 108.04 (8) (d) (intro.) of the statutes is amended to read:

18 108.04 (8) (d) (intro.) With respect to the first ~~6~~ 10 weeks after the employee
19 became unemployed, "suitable work," for purposes of par. (a), means work to which
20 all of the following apply:

21 **SECTION 1795.** 108.04 (8) (dm) of the statutes is amended to read:

22 108.04 (8) (dm) With respect to the ~~7th~~ 11th week after the employee became
23 unemployed and any week thereafter, "suitable work," for purposes of par. (a), means
24 any work that the employee is capable of performing, regardless of whether the
25 employee has any relevant experience or training, that pays wages that are above

1 the lowest quartile of wages for similar work in the labor market area in which the
2 work is located, as determined by the department.

3 **SECTION 1796.** 108.04 (11) (bm) of the statutes is amended to read:

4 108.04 (11) (bm) The department shall apply any ineligibility under par. (be)
5 against benefits and weeks of eligibility for which the claimant would otherwise be
6 eligible after the week of concealment and within 6 years after the date of an initial
7 determination issued under s. 108.09 finding that a concealment occurred. ~~The~~
8 ~~claimant shall not receive waiting period credit under s. 108.04 (3) for the period of~~
9 ~~ineligibility applied under par. (be).~~ If no benefit rate applies to the week for which
10 the claim is made, the department shall use the claimant's benefit rate for the
11 claimant's next benefit year beginning after the week of concealment to determine
12 the amount of the benefit reduction.

13 **SECTION 1797.** 108.04 (12) (f) 1m. and 2m. of the statutes are renumbered
14 108.05 (7m) (a) and (b) and amended to read:

15 108.05 (7m) (a) The intent of the legislature in enacting this ~~paragraph~~
16 subsection is to prevent the payment of duplicative government benefits for the
17 replacement of lost earnings or income, regardless of an individual's ability to work.

18 (b) In this ~~paragraph~~ subsection, "social security disability insurance payment"
19 means a payment of social security disability insurance benefits under 42 USC ch.
20 7 subch. II.

21 **SECTION 1798.** 108.04 (12) (f) 3. of the statutes is repealed.

22 **SECTION 1799.** 108.04 (12) (f) 4. of the statutes is renumbered 108.05 (7m) (e).

23 **SECTION 1800.** 108.05 (1) (am) of the statutes is created to read:

1 108.05 (1) (am) On or before June 30 of each year, the department shall
2 calculate, from quarterly wage reports under s. 108.205 for the prior calendar year,
3 the state's annual average weekly wage in employment covered under this chapter.

4 **SECTION 1801.** 108.05 (1) (cm) of the statutes is created to read:

5 108.05 (1) (cm) The department shall set the maximum weekly benefit amount
6 as follows:

7 1. For benefits paid for a week of total unemployment that commences on or
8 after January 5, 2014, but before January 2, 2022, \$370.

9 2. For benefits paid for a week of total unemployment that commences on or
10 after January 2, 2022, but before January 1, 2023, \$409.

11 3. For benefits paid for a week of total unemployment that commences on or
12 after January 1, 2023, but before January 7, 2024, \$409 or 50 percent of the state's
13 annual average weekly wage, rounded up to the nearest dollar, whichever is greater.

14 4. For benefits paid for a week of total unemployment that commences on or
15 after January 7, 2024, the department shall set an annual maximum weekly benefit
16 amount that takes effect on the 1st Sunday in January of each calendar year and that
17 is equal to the greater of the following:

18 a. Seventy-five percent of the state's annual average weekly wage, rounded up
19 to the nearest dollar.

20 b. The maximum benefit amount in effect in the previous calendar year.

21 **SECTION 1802.** 108.05 (1) (r) of the statutes is renumbered 108.05 (1) (r) (intro.)
22 and amended to read:

23 108.05 (1) (r) (intro.) Except as provided in s. 108.062 (6) (a), each eligible
24 employee shall be paid benefits for each week of total unemployment ~~that~~
25 ~~commences on or after January 5, 2014, at the a weekly benefit rate specified in this~~

1 ~~paragraph. Unless sub. (1m) applies, the weekly benefit rate shall equal to~~ 4 percent
2 of the employee's base period wages that were paid during that quarter of the
3 employee's base period in which the employee was paid the highest total wages,
4 rounded down to the nearest whole dollar, ~~except that, if that amount as provided~~
5 under sub. (1m), and unless one of the following applies:

6 1. If the employee's weekly benefit rate calculated under this paragraph is less
7 than \$54, no benefits are payable to the employee and, if that amount.

8 2. If the employee's weekly benefit rate is more than \$370 the maximum weekly
9 benefit amount under par. (cm), the employee's weekly benefit rate shall be \$370 and
10 except that, if the maximum weekly benefit amount under par. (cm).

11 3. If the employee's benefits are exhausted during any week under s. 108.06 (1),
12 the employee shall be paid the remaining amount of benefits payable to the employee
13 under s. 108.06 (1).

14 (s) The department shall publish on its Internet site a weekly benefit rate
15 schedule of quarterly wages and the corresponding weekly benefit rates as
16 calculated in accordance with this paragraph subsection.

17 **SECTION 1803.** 108.05 (3) (a) of the statutes is amended to read:

18 108.05 (3) (a) Except as provided in pars. (c), and (d) ~~and (dm)~~ and s. 108.062,
19 if an eligible employee earns wages in a given week, the first \$30 of the wages shall
20 be disregarded and the employee's applicable weekly benefit payment shall be
21 reduced by 67 percent of the remaining amount, except that no such employee is
22 eligible for benefits if the employee's benefit payment would be less than \$5 for any
23 week. For purposes of this paragraph, "wages" includes any salary reduction
24 amounts earned that are not wages and that are deducted from the salary of a
25 claimant by an employer pursuant to a salary reduction agreement under a cafeteria

1 plan, within the meaning of 26 USC 125, and any amount that a claimant would have
2 earned in available work under s. 108.04 (1) (a) which is treated as wages under s.
3 108.04 (1) (bm), but excludes any amount that a claimant earns for services
4 performed as a volunteer fire fighter, volunteer emergency medical services
5 practitioner, or volunteer emergency medical responder. In applying this paragraph,
6 the department shall disregard discrepancies of less than \$2 between wages reported
7 by employees and employers.

8 **SECTION 1804.** 108.05 (3) (dm) of the statutes is repealed.

9 **SECTION 1805.** 108.05 (7m) (title), (c) and (d) of the statutes are created to read:

10 108.05 (**7m**) (title) SOCIAL SECURITY DISABILITY INSURANCE PAYMENTS.

11 (c) If a monthly social security disability insurance payment is issued to a
12 claimant, the department shall reduce benefits otherwise payable to the claimant for
13 a given week in accordance with par. (d). This subsection does not apply to a lump
14 sum social security disability insurance payment in the nature of a retroactive
15 payment or back pay.

16 (d) The department shall allocate a monthly social security disability insurance
17 payment by allocating to each week the fraction of the payment attributable to that
18 week.

19 **SECTION 1806.** 108.05 (9) of the statutes is amended to read:

20 108.05 (**9**) ROUNDING OF BENEFIT AMOUNTS. Notwithstanding sub. (1), benefits
21 payable for a week of unemployment as a result of applying sub. (1m), (3) ~~or~~, (7), or
22 (7m) or s. 108.04 (11) or (12), 108.06 (1), 108.13 (4) or (5) or 108.135 shall be rounded
23 down to the next lowest dollar.

24 **SECTION 1807.** 108.05 (10) (intro.) of the statutes is amended to read:

1 108.05 (10) DEDUCTIONS FROM BENEFIT PAYMENTS. (intro.) After calculating the
2 benefit payment due to be paid for a week under subs. (1) to (7) (7m), the department
3 shall make deductions from that payment to the extent that the payment is sufficient
4 to make the following payments in the following order:

5 **SECTION 1808.** 108.133 of the statutes is repealed.

6 **SECTION 1809.** 108.14 (2e) of the statutes is amended to read:

7 108.14 (2e) The department ~~may~~ shall provide a secure means of electronic
8 interchange between itself and employing units, claimants, and other persons that,
9 ~~upon request to and with prior approval by the department, may~~ shall be used for
10 departmental transmission or receipt of any document specified by the department
11 that is related to the administration of this chapter in lieu of any other means of
12 submission or receipt specified in this chapter. The secure means of electronic
13 interchange shall be used by employing units, claimants, and other persons unless
14 a person demonstrates good cause for not being able to use the secure means of
15 electronic interchange. The department shall determine by rule what constitutes
16 good cause, for purposes of this subsection. Subject to s. 137.25 (2) and any rules
17 promulgated thereunder, the department may permit the use of the use of electronic
18 records and electronic signatures for any document specified by the department that
19 is related to the administration of this chapter. If a due date is established by statute
20 for the receipt of any document that is submitted electronically to the department
21 under this subsection, then that submission is timely only if the document is
22 submitted by midnight of the statutory due date.

23 **SECTION 1810.** 108.14 (8n) (e) of the statutes is amended to read:

24 108.14 (8n) (e) The department shall charge this state's share of any benefits
25 paid under this subsection to the account of each employer by which the employee

1 claiming benefits was employed in the applicable base period, in proportion to the
2 total amount of wages he or she earned from each employer in the base period, except
3 that if s. 108.04 (1) (f), (5), (7) (a), (c), (cg), (e), (L), (q), (s), or (t), (7m), or (8) (a) ~~or (b)~~,
4 or 108.07 (3), (3r), or (5) (am) 2., or 108.133 (3) (f) would have applied to employment
5 by such an employer who is subject to the contribution requirements of ss. 108.17 and
6 108.18, the department shall charge the share of benefits based on employment with
7 that employer to the fund's balancing account, or, if s. 108.04 (1) (f) or (5) or 108.07
8 (3) would have applied to an employer that is not subject to the contribution
9 requirements of ss. 108.17 and 108.18, the department shall charge the share of
10 benefits based on that employment in accordance with s. 108.07 (5) (am) 1. and 2.
11 The department shall also charge the fund's balancing account with any other state's
12 share of such benefits pending reimbursement by that state.

13 **SECTION 1811.** 108.14 (26m) of the statutes is created to read:

14 108.14 **(26m)** (a) The department shall allocate all available federal funding
15 for the purpose specified in s. 108.19 (1e) (d) before allocating any general purpose
16 revenue for that purpose.

17 (b) If federal funding is received for the purpose specified in s. 108.19 (1e) (d)
18 prior to July 1, 2023, the secretary of administration may, to the extent permitted
19 under federal law, lapse from the appropriation under s. 20.445 (1) (nc) to the general
20 fund an amount not to exceed the amounts in the schedule under s. 20.445 (1) (ar)
21 or the amount of federal funding received, whichever is less. This paragraph does
22 not apply with respect to amounts received as administrative grants by the state
23 under 42 USC 502 or to amounts received by this state under section 903 (d) of the
24 federal Social Security Act, as amended, 42 USC 1103.

25 **SECTION 1812.** 108.141 (7) (a) of the statutes is amended to read:

1 108.141 (7) (a) The department shall charge the state's share of each week of
2 extended benefits to each employer's account in proportion to the employer's share
3 of the total wages of the employee receiving the benefits in the employee's base
4 period, except that if the employer is subject to the contribution requirements of ss.
5 108.17 and 108.18 the department shall charge the share of extended benefits to
6 which s. 108.04 (1) (f), (5), (7) (a), (c), (cg), (e), (L), (q), (s), or (t), (7m), or (8) (a) ~~or (b)~~,
7 or 108.07 (3), (3r), or (5) (am) 2., ~~or 108.133 (3) (f)~~ applies to the fund's balancing
8 account.

9 **SECTION 1813.** 108.16 (6m) (a) of the statutes is amended to read:

10 108.16 (6m) (a) The benefits thus chargeable under s. 108.04 (1) (f), (5), (5g),
11 (7) (h), (8) (a) ~~or (b)~~, (13) (c) or (d) or (16) (e), 108.07 (3), (3r), (5) (am) 2. and (bm) 3.
12 a., (5m), and (6), ~~108.133 (3) (f)~~, 108.14 (8n) (e), 108.141, 108.151, or 108.152 or sub.
13 (6) (e) or (7) (a) and (b).

14 **SECTION 1814.** 108.16 (6m) (a) of the statutes, as affected by 2021 Wisconsin
15 Act (this act), is amended to read:

16 108.16 (6m) (a) The benefits thus chargeable under s. 108.04 (1) (f), (5), ~~(5g)~~,
17 (7) (h), (8) (a), (13) (c) or (d) or (16) (e), 108.07 (3), (3r), (5) (am) 2. and (bm) 3. a., (5m),
18 and (6), 108.14 (8n) (e), 108.141, 108.151, or 108.152 or sub. (6) (e) or (7) (a) and (b).

19 **SECTION 1815.** 108.17 (2) (b) of the statutes is amended to read:

20 108.17 (2) (b) The department ~~may~~ shall electronically provide a means
21 whereby an employer that files its employment and wage reports electronically may
22 determine the amount of contributions due for payment by the employer under s.
23 108.18 for each quarter. If an employer that is subject to a contribution requirement
24 files its employment and wage reports under s. 108.205 (1) electronically, in the
25 manner prescribed by the department for purposes of this paragraph, the

1 department may require the employer to determine electronically the amount of
2 contributions due for payment by the employer under s. 108.18 for each quarter. In
3 such case, the employer is excused from filing contribution reports under par. (a).
4 The employer shall pay the amount due for each quarter by the due date specified
5 in par. (a).

6 **SECTION 1816.** 108.17 (2b) of the statutes is amended to read:

7 108.17 (2b) The department shall prescribe a form and methodology for filing
8 contribution reports under sub. (2) electronically. Each employer of ~~25 or more~~
9 ~~employees, as determined under s. 108.22 (1) (ae),~~ that does not use an employer
10 agent to file its contribution reports under this section shall file its contribution
11 reports electronically in the manner and form prescribed by the department, unless
12 the employer demonstrates good cause for not being able to file contribution reports
13 electronically. The department shall determine by rule what constitutes good cause,
14 for purposes of this subsection. Each employer that becomes subject to an electronic
15 reporting requirement under this subsection shall file its initial report under this
16 subsection for the quarter during which the employer becomes subject to the
17 reporting requirement. Once an employer becomes subject to a reporting
18 requirement under this subsection, it shall continue to file its reports under this
19 subsection unless that requirement is waived by the department.

20 **SECTION 1817.** 108.17 (7) (a) of the statutes is amended to read:

21 108.17 (7) (a) Each employer ~~whose net total contributions paid or payable~~
22 ~~under this section for any 12-month period ending on June 30 are at least \$10,000~~
23 shall pay all contributions under this section by means of electronic funds transfer
24 beginning with the next calendar year, unless the employer demonstrates good cause
25 for not being able to pay contributions by electronic funds transfer. The department

1 shall determine by rule what constitutes good cause, for purposes of this subsection.

2 Once an employer becomes subject to an electronic payment requirement under this
3 paragraph, the employer shall continue to make payment of all contributions by
4 means of electronic funds transfer unless that requirement is waived by the
5 department.

6 **SECTION 1818.** 108.19 (1s) (a) 5. of the statutes is repealed.

7 **SECTION 1819.** 108.205 (2) of the statutes is amended to read:

8 108.205 (2) Each employer of ~~25 or more employees, as determined under s.~~
9 ~~108.22 (1) (ae)~~, that does not use an employer agent to file its reports under this
10 section shall file the quarterly report under sub. (1) electronically in the manner and
11 form prescribed by the department, unless the employer demonstrates good cause for
12 not being able to file reports electronically. The department shall determine by rule
13 what constitutes good cause, for purposes of this subsection. An employer that
14 becomes subject to an electronic reporting requirement under this subsection shall
15 file its initial report under this subsection for the quarter during which the employer
16 becomes subject to the reporting requirement. Once an employer becomes subject
17 to the reporting requirement under this subsection, the employer shall continue to
18 file its quarterly reports under this subsection unless that requirement is waived by
19 the department.

20 **SECTION 1820.** 108.221 (1) (a) of the statutes is renumbered 108.221 (1) (a)
21 (intro.) and amended to read:

22 108.221 (1) (a) (intro.) Any employer described in s. ~~108.18 (2) (c) or engaged~~
23 ~~in the painting or drywall finishing of buildings or other structures~~ who knowingly
24 and intentionally provides false information to the department for the purpose of
25 misclassifying or attempting to misclassify an individual who is an employee of the

1 employer as a nonemployee shall, for each incident, be assessed a penalty by the
2 department as follows:

3 1. For each act occurring before the date of the first determination of a violation
4 of this subsection, the employer shall be assessed a penalty in the amount of \$500
5 for each employee who is misclassified, but not to exceed \$7,500 per incident.

6 **SECTION 1821.** 108.221 (1) (a) 2. of the statutes is created to read:

7 108.221 (1) (a) 2. For each act occurring after the date of the first determination
8 of a violation of this subsection, the employer shall be assessed a penalty in the
9 amount of \$1,000 for each employee who is misclassified.

10 **SECTION 1822.** 108.221 (2) of the statutes is renumbered 108.221 (2) (intro.)
11 and amended to read:

12 108.221 (2) (intro.) Any employer ~~described in s. 108.18 (2) (e) or engaged in the~~
13 ~~painting or drywall finishing of buildings or other structures~~ who, through coercion,
14 requires an individual to adopt the status of a nonemployee shall be assessed a
15 penalty by the department as follows:

16 (a) For each act occurring before the date of the first determination of a
17 violation of this subsection, the employer shall be assessed a penalty in the amount
18 of \$1,000 for each individual so coerced, but not to exceed \$10,000 per calendar year.

19 **SECTION 1823.** 108.221 (2) (b) of the statutes is created to read:

20 108.221 (2) (b) For each act occurring after the date of the first determination
21 of a violation of this subsection, the employer shall be assessed a penalty in the
22 amount of \$2,000 for each individual so coerced.

23 **SECTION 1824.** 109.03 (1) (b) of the statutes is amended to read:

1 109.03 (1) (b) School district and private school employees who voluntarily
2 request payment over a 12-month period for personal services performed during the
3 school year, unless, ~~with respect to private school employees,~~ the employees are
4 covered under a valid collective bargaining agreement which precludes this method
5 of payment.

6 **SECTION 1825.** 109.09 (1) of the statutes is amended to read:

7 109.09 (1) The department shall investigate and attempt equitably to adjust
8 controversies between employers and employees ~~as to~~ regarding alleged wage
9 claims. The department may receive and investigate any wage claim that is filed
10 with the department, or received by the department under s. 109.10 (4), no later than
11 2 years after the date the wages are due. The department may, after receiving a wage
12 claim, investigate any wages due from the employer against whom the claim is filed
13 to any employee during the period commencing 2 years before the date the claim is
14 filed. The department shall enforce this chapter and s. ss. 66.0903, 2013 stats., s.
15 103.49, 2013 stats., s. 229.8275, 2013 stats., and s. 16.856, 2015 stats., and ss. 103.02,
16 103.49, 103.82, and 104.12, and 229.8275. In pursuance of this duty, the department
17 may sue the employer on behalf of the employee to collect any wage claim or wage
18 deficiency and ss. 109.03 (6) and 109.11 (2) and (3) shall apply to such actions. Except
19 for actions under s. 109.10, the department may refer such an action to the district
20 attorney of the county in which the violation occurs for prosecution and collection and
21 the district attorney shall commence an action in the circuit court having appropriate
22 jurisdiction. Any number of wage claims or wage deficiencies against the same
23 employer may be joined in a single proceeding, but the court may order separate
24 trials or hearings. In actions that are referred to a district attorney under this
25 subsection, any taxable costs recovered by the district attorney shall be paid into the

1 general fund of the county in which the violation occurs and used by that county to
2 meet its financial responsibility under s. 978.13 (2) (b) for the operation of the office
3 of the district attorney who prosecuted the action.

4 **SECTION 1826.** 109.09 (3) of the statutes is repealed.

5 **SECTION 1827.** 111.01 of the statutes is created to read:

6 **111.01 Declaration of policy.** The public policy of the state as to employment
7 relations and collective bargaining, in the furtherance of which this subchapter is
8 enacted, is declared to be as follows:

9 (1) It recognizes that there are 3 major interests involved, namely: the public,
10 the employee, and the employer. These 3 interests are to a considerable extent
11 interrelated. It is the policy of the state to protect and promote each of these interests
12 with due regard to the situation and to the rights of the others.

13 (2) Industrial peace, regular and adequate income for the employee, and
14 uninterrupted production of goods and services are promotive of all of these
15 interests. They are largely dependent upon the maintenance of fair, friendly, and
16 mutually satisfactory employment relations and the availability of suitable
17 machinery for the peaceful adjustment of whatever controversies may arise. It is
18 recognized that certain employers, including farmers, farmer cooperatives, and
19 unincorporated farmer cooperative associations, in addition to their general
20 employer problems, face special problems arising from perishable commodities and
21 seasonal production that require adequate consideration. It is also recognized that
22 whatever may be the rights of disputants with respect to each other in any
23 controversy regarding employment relations, they should not be permitted, in the
24 conduct of their controversy, to intrude directly into the primary rights of 3rd parties

1 to earn a livelihood, transact business, and engage in the ordinary affairs of life by
2 any lawful means and free from molestation, interference, restraint, or coercion.

3 (3) Negotiations of terms and conditions of work should result from voluntary
4 agreement between employer and employee. For the purpose of such negotiation an
5 employee has the right, if the employee desires, to associate with others in organizing
6 and bargaining collectively through representatives of the employee's own choosing,
7 without intimidation or coercion from any source.

8 (4) It is the policy of the state, in order to preserve and promote the interests
9 of the public, the employee, and the employer alike, to establish standards of fair
10 conduct in employment relations and to provide a convenient, expeditious, and
11 impartial tribunal by which these interests may have their respective rights and
12 obligations adjudicated. While limiting individual and group rights of aggression
13 and defense, the state substitutes processes of justice for the more primitive methods
14 of trial by combat.

15 **SECTION 1828.** 111.04 (1) and (2) of the statutes are consolidated, renumbered
16 111.04 and amended to read:

17 **111.04 Rights of employees.** Employees shall have the right of
18 self-organization and the right to form, join or assist labor organizations, to bargain
19 collectively through representatives of their own choosing, and to engage in lawful,
20 concerted activities for the purpose of collective bargaining or other mutual aid or
21 protection. ~~(2) Employees shall also have the right to refrain from self-organization;~~
22 ~~forming, joining, or assisting labor organizations; bargaining collectively through~~
23 ~~representatives; or engaging in activities for the purpose of collective bargaining or~~
24 ~~other mutual aid or protection such activities.~~

25 **SECTION 1829.** 111.04 (3) of the statutes is repealed.

1 **SECTION 1830.** 111.06 (1) (c) of the statutes is amended to read:

2 111.06 (1) (c) To encourage or discourage membership in any labor
3 organization, employee agency, committee, association, or representation plan by
4 discrimination in regard to hiring, tenure, or other terms or conditions of
5 employment except in a collective bargaining unit where an all-union agreement is
6 in effect. An employer may enter into an all-union agreement with the voluntarily
7 recognized representative of the employees in a collective bargaining unit, where at
8 least a majority of such employees voting have voted affirmatively, by secret ballot,
9 in favor of the all-union agreement in a referendum conducted by the commission,
10 except that where the bargaining representative has been certified by either the
11 commission or the national labor relations board as the result of a representation
12 election, no referendum is required to authorize the entry into an all-union
13 agreement. An authorization of an all-union agreement continues, subject to the
14 right of either party to the all-union agreement to petition the commission to conduct
15 a new referendum on the subject. Upon receipt of the petition, if the commission
16 determines there is reasonable ground to believe that the employees concerned have
17 changed their attitude toward the all-union agreement, the commission shall
18 conduct a referendum. If the continuance of the all-union agreement is supported
19 on a referendum by a vote at least equal to that provided in this paragraph for its
20 initial authorization, it may continue, subject to the right to petition for a further
21 vote by the procedure under this paragraph. If the continuance of the all-union
22 agreement is not supported on a referendum, it terminates at the expiration of the
23 contract of which it is then a part or at the end of one year from the date of the
24 announcement by the commission of the result of the referendum, whichever is
25 earlier. The commission shall declare any all-union agreement terminated

1 whenever it finds that the labor organization involved has unreasonably refused to
2 receive as a member any employee of such employer. An interested person may, as
3 provided in s. 111.07, request the commission to perform this duty.

4 **SECTION 1831.** 111.06 (1) (e) of the statutes is amended to read:

5 111.06 (1) (e) To bargain collectively with the representatives of less than a
6 majority of the employer's employees in a collective bargaining unit, or to enter into
7 an all-union agreement except in the manner provided in par. (c).

8 **SECTION 1832.** 111.06 (1) (i) of the statutes is amended to read:

9 111.06 (1) (i) To deduct labor organization dues or assessments from an
10 employee's earnings, unless the employer has been presented with an individual
11 order therefor, signed by the employee personally, and terminable at the end of any
12 year of its life by the employee giving to the employer at least 30 days' written notice
13 of the termination. ~~This paragraph applies to the extent permitted under federal law~~
14 unless there is an all-union agreement in effect. The employer shall give notice to
15 the labor organization of receipt of a notice of termination.

16 **SECTION 1833.** 111.31 (1) of the statutes is amended to read:

17 111.31 (1) The legislature finds that the practice of unfair discrimination in
18 employment against properly qualified individuals by reason of their age, race,
19 creed, color, disability, marital status, sex, national origin, ancestry, sexual
20 orientation, gender expression, gender identity, arrest record, conviction record,
21 military service, use or nonuse of lawful products off the employer's premises during
22 nonworking hours, or declining to attend a meeting or to participate in any
23 communication about religious matters or political matters, substantially and
24 adversely affects the general welfare of the state. Employers, labor organizations,
25 employment agencies, and licensing agencies that deny employment opportunities

1 and discriminate in employment against properly qualified individuals solely
2 because of their age, race, creed, color, disability, marital status, sex, national origin,
3 ancestry, sexual orientation, gender expression, gender identity, arrest record,
4 conviction record, military service, use or nonuse of lawful products off the
5 employer's premises during nonworking hours, or declining to attend a meeting or
6 to participate in any communication about religious matters or political matters,
7 deprive those individuals of the earnings that are necessary to maintain a just and
8 decent standard of living.

9 **SECTION 1834.** 111.31 (1) of the statutes, as affected by 2021 Wisconsin Act ...
10 (this act), is amended to read:

11 111.31 (1) The legislature finds that the practice of unfair discrimination in
12 employment against properly qualified individuals by reason of their age, race,
13 creed, color, disability, marital status, sex, national origin, ancestry, sexual
14 orientation, gender expression, gender identity, arrest record, conviction record,
15 military service, use or nonuse of lawful products off the employer's premises during
16 nonworking hours, or declining to attend a meeting or to participate in any
17 communication about religious matters or political matters, substantially and
18 adversely affects the general welfare of the state. Employers, labor organizations,
19 employment agencies, and licensing agencies that deny employment opportunities
20 and discriminate in employment against properly qualified individuals solely
21 because of their age, race, creed, color, disability, marital status, sex, national origin,
22 ancestry, sexual orientation, gender expression, gender identity, arrest record,
23 conviction record, military service, status as a holder or nonholder of a license under
24 s. 343.03 (3r), use or nonuse of lawful products off the employer's premises during
25 nonworking hours, or declining to attend a meeting or to participate in any

1 communication about religious matters or political matters, deprive those
2 individuals of the earnings that are necessary to maintain a just and decent standard
3 of living.

4 **SECTION 1835.** 111.31 (2) of the statutes is amended to read:

5 111.31 (2) It is the intent of the legislature to protect by law the rights of all
6 individuals to obtain gainful employment and to enjoy privileges free from
7 employment discrimination because of age, race, creed, color, disability, marital
8 status, sex, national origin, ancestry, sexual orientation, gender expression, gender
9 identity, arrest record, conviction record, military service, use or nonuse of lawful
10 products off the employer's premises during nonworking hours, or declining to
11 attend a meeting or to participate in any communication about religious matters or
12 political matters, and to encourage the full, nondiscriminatory utilization of the
13 productive resources of the state to the benefit of the state, the family, and all the
14 people of the state. It is the intent of the legislature in promulgating this subchapter
15 to encourage employers to evaluate an employee or applicant for employment based
16 upon the individual qualifications of the employee or applicant rather than upon a
17 particular class to which the individual may belong.

18 **SECTION 1836.** 111.31 (2) of the statutes, as affected by 2021 Wisconsin Act ...
19 (this act), is amended to read:

20 111.31 (2) It is the intent of the legislature to protect by law the rights of all
21 individuals to obtain gainful employment and to enjoy privileges free from
22 employment discrimination because of age, race, creed, color, disability, marital
23 status, sex, national origin, ancestry, sexual orientation, gender expression, gender
24 identity, arrest record, conviction record, military service, status as a holder or
25 nonholder of a license under s. 343.03 (3r), use or nonuse of lawful products off the

1 employer's premises during nonworking hours, or declining to attend a meeting or
2 to participate in any communication about religious matters or political matters, and
3 to encourage the full, nondiscriminatory utilization of the productive resources of the
4 state to the benefit of the state, the family, and all the people of the state. It is the
5 intent of the legislature in promulgating this subchapter to encourage employers to
6 evaluate an employee or applicant for employment based upon the individual
7 qualifications of the employee or applicant rather than upon a particular class to
8 which the individual may belong.

9 **SECTION 1837.** 111.31 (3) of the statutes is amended to read:

10 111.31 (3) In the interpretation and application of this subchapter, and
11 otherwise, it is declared to be the public policy of the state to encourage and foster
12 to the fullest extent practicable the employment of all properly qualified individuals
13 regardless of age, race, creed, color, disability, marital status, sex, national origin,
14 ancestry, sexual orientation, gender expression, gender identity, arrest record,
15 conviction record, military service, use or nonuse of lawful products off the
16 employer's premises during nonworking hours, or declining to attend a meeting or
17 to participate in any communication about religious matters or political matters.
18 Nothing in this subsection requires an affirmative action program to correct an
19 imbalance in the work force. This subchapter shall be liberally construed for the
20 accomplishment of this purpose.

21 **SECTION 1838.** 111.31 (3) of the statutes, as affected by 2021 Wisconsin Act ...

22 (this act), is amended to read:

23 111.31 (3) In the interpretation and application of this subchapter, and
24 otherwise, it is declared to be the public policy of the state to encourage and foster
25 to the fullest extent practicable the employment of all properly qualified individuals

1 regardless of age, race, creed, color, disability, marital status, sex, national origin,
2 ancestry, sexual orientation, gender expression, gender identity, arrest record,
3 conviction record, military service, status as a holder or nonholder of a license under
4 s. 343.03 (3r), use or nonuse of lawful products off the employer's premises during
5 nonworking hours, or declining to attend a meeting or to participate in any
6 communication about religious matters or political matters. Nothing in this
7 subsection requires an affirmative action program to correct an imbalance in the
8 work force. This subchapter shall be liberally construed for the accomplishment of
9 this purpose.

10 **SECTION 1839.** 111.32 (7j) of the statutes is created to read:

11 111.32 (7j) "Gender expression" means an individual's actual or perceived
12 gender-related appearance, behavior, or expression, regardless of whether these
13 traits are stereotypically associated with the individual's assigned sex at birth.

14 **SECTION 1840.** 111.32 (7k) of the statutes is created to read:

15 111.32 (7k) "Gender identity" means an individual's internal understanding
16 of the individual's gender, or the individual's perceived gender identity.

17 **SECTION 1841.** 111.32 (9m) of the statutes is created to read:

18 111.32 (9m) "Lawful product" includes marijuana.

19 **SECTION 1842.** 111.32 (11m) of the statutes is created to read:

20 111.32 (11m) "Marijuana" means all parts of the plants of the genus Cannabis,
21 whether growing or not; the seeds thereof; the resin extracted from any part of the
22 plant; and every compound, manufacture, salt, derivative, mixture, or preparation
23 of the plant, its seeds or resin, including tetrahydrocannabinols.

24 **SECTION 1843.** 111.32 (12) of the statutes is amended to read:

1 111.32 (12) “Marital status” means the status of being married, single,
2 divorced, separated, or widowed a surviving spouse.

3 **SECTION 1844.** 111.321 of the statutes is amended to read:

4 **111.321 Prohibited bases of discrimination.** Subject to ss. 111.33 to
5 111.365, no employer, labor organization, employment agency, licensing agency, or
6 other person may engage in any act of employment discrimination as specified in s.
7 111.322 against any individual on the basis of age, race, creed, color, disability,
8 marital status, sex, national origin, ancestry, sexual orientation, gender expression,
9 gender identity, arrest record, conviction record, military service, use or nonuse of
10 lawful products off the employer’s premises during nonworking hours, or declining
11 to attend a meeting or to participate in any communication about religious matters
12 or political matters.

13 **SECTION 1845.** 111.321 of the statutes, as affected by 2021 Wisconsin Act ...
14 (this act), is amended to read:

15 **111.321 Prohibited bases of discrimination.** Subject to ss. 111.33 to
16 111.365, no employer, labor organization, employment agency, licensing agency, or
17 other person may engage in any act of employment discrimination as specified in s.
18 111.322 against any individual on the basis of age, race, creed, color, disability,
19 marital status, sex, national origin, ancestry, sexual orientation, gender expression,
20 gender identity, arrest record, conviction record, military service, status as a holder
21 or nonholder of a license under s. 343.03 (3r), use or nonuse of lawful products off the
22 employer’s premises during nonworking hours, or declining to attend a meeting or
23 to participate in any communication about religious matters or political matters.

24 **SECTION 1846.** 111.322 (2m) (a) of the statutes is amended to read:

1 111.322 **(2m)** (a) The individual files a complaint or attempts to enforce any
2 right under s. 103.02, 103.10, 103.11, 103.13, 103.28, 103.32, 103.34, 103.455,
3 103.50, 104.12, 109.03, 109.07, 109.075, 146.997, or 995.55, or ss. 101.58 to 101.599
4 or 103.64 to 103.82.

5 **SECTION 1847.** 111.322 (2m) (b) of the statutes is amended to read:

6 111.322 **(2m)** (b) The individual testifies or assists in any action or proceeding
7 held under or to enforce any right under s. 103.02, 103.10, 103.11, 103.13, 103.28,
8 103.32, 103.34, 103.455, 103.50, 104.12, 109.03, 109.07, 109.075, 146.997, or 995.55,
9 or ss. 101.58 to 101.599 or 103.64 to 103.82.

10 **SECTION 1848.** 111.322 (2m) (c) of the statutes is created to read:

11 111.322 **(2m)** (c) The individual files a complaint or attempts to enforce a right
12 under s. 66.0903, 103.49, or 229.8275 or testifies or assists in any action or
13 proceeding under s. 66.0903, 103.49, or 229.8275.

14 **SECTION 1849.** 111.335 (3) (a) of the statutes is renumbered 111.335 (3) (ar).

15 **SECTION 1850.** 111.335 (3) (ae) of the statutes is created to read:

16 111.335 **(3)** (ae) 1. Employment discrimination because of conviction record
17 includes, but is not limited to, requesting an applicant, employee, member, licensee,
18 or any other individual, on an application form or otherwise, to supply information
19 regarding a crime the record of which has been expunged under s. 973.015. A request
20 to supply information regarding criminal convictions shall not be construed as a
21 request to supply information regarding a crime the record of which has been
22 expunged under s. 973.015.

23 2. Notwithstanding par. (ar) 1., it is employment discrimination because of
24 conviction record for an employer or licensing agency to engage in any act of
25 employment discrimination specified in s. 111.322 on the basis of a conviction the

1 record of which has been expunged under s. 973.015. This subdivision does not apply
2 to the extent that its application conflicts with federal law.

3 **SECTION 1851.** 111.335 (3) (ag) of the statutes is created to read:

4 111.335 (3) (ag) 1. Employment discrimination because of conviction record
5 includes a prospective employer requesting an applicant for employment, on an
6 application form or otherwise, to supply information regarding the conviction record
7 of the applicant, or otherwise inquiring into or considering the conviction record of
8 an applicant for employment, before the applicant has been selected for an interview
9 by the prospective employer.

10 2. Subdivision 1. does not prohibit a prospective employer from notifying
11 applicants for employment that, subject to this section and ss. 111.321 and 111.322,
12 an individual with a particular conviction record may be disqualified by law or under
13 the employer's policies from employment in particular positions.

14 **SECTION 1852.** 111.335 (4) (b) of the statutes is amended to read:

15 111.335 (4) (b) It is employment discrimination because of conviction record for
16 a licensing agency to refuse to license any individual under sub. (3) ~~(a)~~ (ar) 1. or to
17 bar or terminate an individual from licensing under sub. (3) ~~(a)~~ (ar) 1. because the
18 individual was adjudicated delinquent under ch. 938 for an offense other than an
19 exempt offense.

20 **SECTION 1853.** 111.335 (4) (c) 1. (intro.) of the statutes is amended to read:

21 111.335 (4) (c) 1. (intro.) If a licensing agency refuses to license an individual
22 under sub. (3) ~~(a)~~ (ar) 1. or bars or terminates an individual from licensing under sub.
23 (3) ~~(a)~~ (ar) 1., the licensing agency shall, subject to subd. 2., do all of the following:

24 **SECTION 1854.** 111.335 (4) (e) of the statutes is amended to read:

1 111.335 (4) (e) A state licensing agency that may refuse to license individuals
2 under sub. (3) ~~(a)~~ (ar) 1. or that may bar or terminate an individual from licensure
3 under sub. (3) ~~(a)~~ (ar) 1. shall publish on the agency's Internet site a document
4 indicating the offenses or kinds of offenses that may result in such a refusal, bar, or
5 termination.

6 **SECTION 1855.** 111.335 (4) (f) 1. of the statutes is amended to read:

7 111.335 (4) (f) 1. A state licensing agency that may refuse to license individuals
8 under sub. (3) ~~(a)~~ (ar) 1. or that may bar or terminate individuals from licensing
9 under sub. (3) ~~(a)~~ (ar) 1. shall allow an individual who does not possess a license to,
10 without submitting a full application and without paying the fees applicable to
11 applicants, apply to the agency for a determination of whether the individual would
12 be disqualified from obtaining the license due to his or her conviction record.

13 **SECTION 1856.** 111.35 (2) (e) of the statutes is amended to read:

14 111.35 (2) (e) Conflicts with any federal or state statute, rule or regulation.
15 This paragraph does not apply with respect to violations concerning marijuana or
16 tetrahydrocannabinols under 21 USC 841 to 865.

17 **SECTION 1857.** 111.36 (title) of the statutes is amended to read:

18 **111.36 (title) Sex, sexual orientation, gender expression, gender**
19 **identity; exceptions and special cases.**

20 **SECTION 1858.** 111.36 (1) (br) of the statutes is amended to read:

21 111.36 (1) (br) Engaging in harassment that consists of unwelcome verbal or
22 physical conduct directed at another individual because of that individual's gender,
23 gender expression, or gender identity, other than the conduct described in par. (b),
24 and that has the purpose or effect of creating an intimidating, hostile or offensive
25 work environment or has the purpose or effect of substantially interfering with that

1 individual's work performance. Under this paragraph, substantial interference with
2 an employee's work performance or creation of an intimidating, hostile or offensive
3 work environment is established when the conduct is such that a reasonable person
4 under the same circumstances as the employee would consider the conduct
5 sufficiently severe or pervasive to interfere substantially with the person's work
6 performance or to create an intimidating, hostile or offensive work environment.

7 **SECTION 1859.** 111.36 (1) (c) of the statutes is amended to read:

8 111.36 (1) (c) Discriminating against any woman individual on the basis of
9 pregnancy, childbirth, ~~maternity~~ parental leave or related medical conditions by
10 engaging in any of the actions prohibited under s. 111.322, including, but not limited
11 to, actions concerning fringe benefit programs covering illnesses and disability.

12 **SECTION 1860.** 111.36 (1) (d) 1. of the statutes is amended to read:

13 111.36 (1) (d) 1. ~~For any employer, labor organization, licensing agency or~~
14 ~~employment agency or other person to refuse~~ Refusing to hire, employ, admit or
15 license, ~~or to bar or terminate~~ any individual; barring or terminating from
16 employment, membership, or licensure any individual,; or ~~to discriminate~~
17 discriminating against an any individual in promotion, in compensation, or in the
18 terms, conditions, or privileges of employment because of the individual's sexual
19 orientation,; ~~or gender expression, or gender identity.~~

20 **SECTION 1861.** 111.36 (1) (d) 2. of the statutes is amended to read:

21 111.36 (1) (d) 2. ~~For any employer, labor organization, licensing agency or~~
22 ~~employment agency or other person to discharge~~ Discharging or otherwise
23 ~~discriminate~~ discriminating against any person because ~~he or she~~ the person has
24 opposed any discriminatory practices under this paragraph or because ~~he or she~~ the

1 person has made a complaint, testified or assisted in any proceeding under this
2 paragraph.

3 **SECTION 1862.** 111.36 (4) of the statutes is created to read:

4 111.36 (4) Notwithstanding s. 111.322, it is not employment discrimination for
5 an employer to require an employee to adhere to reasonable workplace appearance,
6 grooming, and dress standards not precluded by other provisions of state or federal
7 law, provided that an employer shall allow an employee to appear or dress
8 consistently with the employee's gender identity or gender expression.

9 **SECTION 1863.** 111.39 (4) (b) of the statutes is amended to read:

10 111.39 (4) (b) If the department finds probable cause to believe that any
11 discrimination has been or is being committed, that unfair honesty testing has
12 occurred or is occurring or that unfair genetic testing has occurred or is occurring,
13 it may endeavor to eliminate the practice by conference, conciliation or persuasion.
14 If the department does not eliminate the discrimination, unfair honesty testing or
15 unfair genetic testing, the department shall issue and serve a written notice of
16 hearing, specifying the nature of the discrimination that appears to have been
17 committed or unfair honesty testing or unfair genetic testing that has occurred, and
18 requiring the person named, in this section called the "respondent", to answer the
19 complaint at a hearing before an examiner. The notice shall specify a time of hearing
20 not less than 30 days after service of the complaint, and a place of hearing ~~within~~
21 ~~either the county of the respondent's residence or the county in which the~~
22 ~~discrimination, unfair honesty testing or unfair genetic testing appears to have~~
23 ~~occurred.~~ The department shall designate the place of hearing, which may include
24 a remote, web-based, or in-person hearing in a location accessible and in proximity

1 to the parties. The testimony at the hearing shall be recorded or taken down by a
2 reporter appointed by the department.

3 **SECTION 1864.** 111.39 (4) (d) of the statutes is amended to read:

4 111.39 (4) (d) The department shall serve a certified copy of the findings and
5 order on the respondent, the order to have the same force as other orders of the
6 department and be enforced as provided in s. 103.005. The department shall also
7 serve a certified copy of the findings and order on the complainant, together with a
8 notice advising the complainant about the right to seek, and the time for seeking,
9 review by the commission under sub. (5); about the right to bring, and the time for
10 bringing, an action for judicial review under s. 111.395; and about the right to bring,
11 and the time for bringing, an action under s. 111.397 (1) (a). Any person aggrieved
12 by noncompliance with the order may have the order enforced specifically by suit in
13 equity. If the examiner finds that the respondent has not engaged in discrimination,
14 unfair honesty testing, or unfair genetic testing as alleged in the complaint, the
15 department shall serve a certified copy of the examiner's findings served on the
16 complainant, ~~together with~~ shall be accompanied by an order dismissing the
17 complaint.

18 **SECTION 1865.** 111.39 (5) (b) of the statutes is amended to read:

19 111.39 (5) (b) ~~If no petition is filed~~ the respondent or complainant does not file
20 a petition under par. (a) within 21 days from the date that a copy of the findings and
21 order of the examiner is mailed to the last-known address of the respondent served
22 on that party, the findings and order shall be considered final for purposes of
23 enforcement under sub. (4) (d). If a timely petition is filed, the commission, on review,
24 may either affirm, reverse, or modify the findings or order in whole or in part, or set
25 aside the findings and order and remand to the department for further proceedings.

1 Such actions shall be based on a review of the evidence submitted. If the commission
2 is satisfied that a respondent or complainant has been prejudiced because of
3 exceptional delay in the receipt of a copy of any findings and order it, the commission
4 may extend the time another 21 days for filing the petition with the department.

5 **SECTION 1866.** 111.39 (5) (d) of the statutes is created to read:

6 111.39 (5) (d) The commission shall serve a certified copy of the commission's
7 decision on the respondent. The commission shall also serve a certified copy of the
8 commission's decision on the complainant, together with a notice advising the
9 complainant about the right to bring, and the time for bringing, an action for judicial
10 review under s. 111.395 and about the right to bring, and the time for bringing, an
11 action under s. 111.397 (1) (a).

12 **SECTION 1867.** 111.397 of the statutes is created to read:

13 **111.397 Civil action.** (1) (a) Except as provided in this paragraph, the
14 department or an individual alleged or found to have been discriminated against or
15 subjected to unfair honesty testing or unfair genetic testing may bring an action in
16 circuit court requesting the relief described in sub. (2) (a) against an employer, labor
17 organization, or employment agency that is alleged or found to have engaged in that
18 discrimination, unfair honesty testing, or unfair genetic testing. The department or
19 an individual alleged or found to have been discriminated against or subjected to
20 unfair honesty testing or unfair genetic testing may not bring an action under this
21 paragraph against a local governmental unit, as defined in s. 19.42 (7u), or against
22 an employer, labor organization, or employment agency that employs fewer than 15
23 individuals for each working day in each of 20 or more calendar weeks in the current
24 or preceding year.

1 (b) If a petition for judicial review of the findings and order of the commission
2 concerning the same violation as the violation giving rise to the action under par. (a)
3 is filed, the circuit court shall consolidate the proceeding for judicial review and the
4 action under par. (a).

5 (c) An individual alleged or found to have been discriminated against or
6 subjected to unfair honesty testing or unfair genetic testing is not required to file a
7 complaint under s. 111.39 or seek review under s. 111.395 in order for the department
8 or the individual to bring an action under par. (a).

9 (d) An action under par. (a) shall be commenced within 300 days after the
10 alleged discrimination, unfair honesty testing, or unfair genetic testing occurred.

11 **(2)** (a) Subject to pars. (b) and (c), in an action under sub. (1) (a), if the circuit
12 court finds that discrimination, unfair honesty testing, or unfair genetic testing has
13 occurred, or if such a finding has been made by an examiner or the commission and
14 not been further appealed, the circuit court may order any relief that an examiner
15 would be empowered to order under s. 111.39 (4) (c) after a hearing on a complaint
16 filed under s. 111.39. In addition, the circuit court shall order the defendant to pay
17 to the individual discriminated against or subjected to unfair honesty testing or
18 unfair genetic testing any other compensatory damages, and punitive damages
19 under s. 895.043 that the circuit court or jury finds appropriate, plus reasonable costs
20 and attorney fees incurred in the action. If any relief was ordered under s. 111.39 or
21 111.395, the circuit court shall specify whether the relief ordered under this
22 paragraph is in addition to or replaces the relief ordered under s. 111.39 or 111.395.
23 The sum of the amount of compensatory damages for future economic losses and for
24 pain and suffering, emotional distress, mental anguish, loss of enjoyment of life, and

1 other noneconomic losses and the amount of punitive damages that a circuit court
2 may order may not exceed the following:

3 1. In the case of a defendant that employs 100 or fewer employees for each
4 working day in each of 20 or more calendar weeks in the current or preceding year,
5 \$50,000.

6 2. In the case of a defendant that employs more than 100 but fewer than 201
7 employees for each working day in each of 20 or more calendar weeks in the current
8 or preceding year, \$100,000.

9 3. In the case of a defendant that employs more than 200 but fewer than 501
10 employees for each working day in each of 20 or more calendar weeks in the current
11 or preceding year, \$200,000.

12 4. In the case of a defendant that employs more than 500 employees for each
13 working day in each of 20 or more calendar weeks in the current or preceding year,
14 \$300,000.

15 (b) If the circuit court orders a payment under par. (a) because of a violation of
16 s. 111.321, 111.37, or 111.372 by an individual employed by an employer, the
17 employer of that individual is liable for the payment.

18 (c) 1. In this paragraph, “consumer price index” means the average of the
19 consumer price index for all urban consumers, U.S. city average, as determined by
20 the bureau of labor statistics of the federal department of labor.

21 2. Except as provided in this subdivision, beginning on July 1, 2022, and on
22 each July 1 after that, the department shall adjust the amounts specified in par. (a)
23 1., 2., 3., and 4. by calculating the percentage difference between the consumer price
24 index for the 12-month period ending on December 31 of the preceding year and the
25 consumer price index for the 12-month period ending on December 31 of the year

1 before the preceding year and adjusting those amounts by that percentage
2 difference. The department shall publish the adjusted amounts calculated under
3 this subdivision in the Wisconsin Administrative Register, and the adjusted amounts
4 shall apply to actions commenced under sub. (1) (a) beginning on July 1 of the year
5 of publication. This subdivision does not apply if the consumer price index for the
6 12-month period ending on December 31 of the preceding year did not increase over
7 the consumer price index for the 12-month period ending on December 31 of the year
8 before the preceding year.

9 **SECTION 1868.** 111.70 (1) (a) of the statutes is amended to read:

10 111.70 (1) (a) “Collective bargaining” means the performance of the mutual
11 obligation of a municipal employer, through its officers and agents, and the
12 representative of its municipal employees in a collective bargaining unit, to meet and
13 confer at reasonable times, in good faith, with the intention of reaching an
14 agreement, or to resolve questions arising under such an agreement, with respect to
15 wages, hours, and conditions of employment for public safety employees ~~or, for~~
16 transit employees and, or for municipal employees in a collective bargaining unit
17 that contains a frontline worker; with respect to wages for general municipal
18 employees, who are in a collective bargaining unit that does not contain a frontline
19 worker; and with respect to a requirement of the municipal employer for a municipal
20 employee to perform law enforcement and fire fighting services under s. 60.553,
21 61.66, or 62.13 (2e), except as provided in sub. (4) (mb) and (mc) and s. 40.81 (3) and
22 except that a municipal employer shall not meet and confer with respect to any
23 proposal to diminish or abridge the rights guaranteed to any public safety employees
24 under ch. 164. Collective bargaining includes the reduction of any agreement
25 reached to a written and signed document.

1 **SECTION 1869.** 111.70 (1) (f) of the statutes is amended to read:

2 111.70 (1) (f) “Fair-share agreement” means an agreement between a
3 municipal employer and a labor organization that represents public safety
4 employees ~~or~~, transit employees, or a frontline worker under which all or any of the
5 public safety employees or transit employees in the collective bargaining unit or all
6 or any of the employees in a collective bargaining unit containing a frontline worker
7 are required to pay their proportionate share of the cost of the collective bargaining
8 process and contract administration measured by the amount of dues uniformly
9 required of all members.

10 **SECTION 1870.** 111.70 (1) (fd) of the statutes is created to read:

11 111.70 (1) (fd) “Frontline worker” means a municipal employee who is
12 determined to be a frontline worker under sub. (4) (bm) 2.

13 **SECTION 1871.** 111.70 (1) (fm) of the statutes is amended to read:

14 111.70 (1) (fm) “General municipal employee” means a municipal employee
15 who is not a public safety employee ~~or~~, a transit employee, or a frontline worker.

16 **SECTION 1872.** 111.70 (1) (n) of the statutes is amended to read:

17 111.70 (1) (n) “Referendum” means a proceeding conducted by the commission
18 in which public safety employees or transit employees in a collective bargaining unit
19 or municipal employees in a collective bargaining unit containing a frontline worker
20 may cast a secret ballot on the question of authorizing a labor organization and the
21 employer to continue a fair-share agreement.

22 **SECTION 1873.** 111.70 (1) (p) of the statutes is amended to read:

23 111.70 (1) (p) “Transit employee” means a municipal employee who is
24 determined to be a transit employee under sub. (4) (bm) 1.

1 **SECTION 1874.** 111.70 (2) of the statutes is renumbered 111.70 (2) (a) and
2 amended to read:

3 111.70 (2) (a) Municipal employees have the right of self-organization, and the
4 right to form, join, or assist labor organizations, to bargain collectively through
5 representatives of their own choosing, and to engage in lawful, concerted activities
6 for the purpose of collective bargaining or other mutual aid or protection. Municipal
7 employees have the right to refrain from any and all such activities. A general
8 municipal employee may not be covered by a fair-share agreement unless the
9 general municipal employee is in a collective bargaining unit containing a frontline
10 worker. Unless the general municipal employee is covered by a fair-share
11 agreement, a general municipal employee has the right to refrain from paying dues
12 while remaining a member of a collective bargaining unit. A public safety employee
13 ~~or, a transit employee, however,~~ or a municipal employee in a collective bargaining
14 unit containing a frontline worker may be covered by a fair-share agreement and be
15 required to pay dues in the manner provided in ~~a~~ the fair-share agreement; a
16 fair-share agreement ~~covering a public safety employee or a transit employee~~ must
17 contain a provision requiring the municipal employer to deduct the amount of dues
18 as certified by the labor organization from the earnings of the employee affected by
19 the fair-share agreement and to pay the amount deducted to the labor organization.
20 A fair-share agreement ~~covering a public safety employee or transit employee~~ is
21 subject to the right of the municipal employer or a labor organization to petition the
22 commission to conduct a referendum. Such petition must be supported by proof that
23 at least 30 percent of the employees in the collective bargaining unit desire that the
24 fair-share agreement be terminated. Upon so finding, the commission shall conduct
25 a referendum. If the continuation of the agreement is not supported by at least the

1 majority of the eligible employees, it shall terminate. The commission shall declare
2 any fair-share agreement suspended upon such conditions and for such time as the
3 commission decides whenever it finds that the labor organization involved has
4 refused on the basis of race, color, sexual orientation, gender expression, as defined
5 in s. 111.32 (7j), gender identity, as defined in s. 111.32 (7k), creed, or sex to receive
6 as a member any ~~public safety employee or transit~~ eligible municipal employee of the
7 ~~municipal employer~~ in the bargaining unit involved, and such agreement is subject
8 to this duty of the commission. Any of the parties to such agreement or any ~~public~~
9 ~~safety employee or transit~~ municipal employee covered by the agreement may come
10 before the commission, as provided in s. 111.07, and ask the performance of this duty.

11 **SECTION 1875.** 111.70 (2) (b) of the statutes is created to read:

12 111.70 (2) (b) General municipal employees who are not in a collective
13 bargaining unit containing a frontline worker have the right to have their municipal
14 employer consult with them, through a representative of their own choosing, with no
15 intention of reaching an agreement, with respect to wages, hours, and conditions of
16 employment. The right may be exercised when the municipal employer proposes or
17 implements policy changes affecting wages, hours, or conditions of employment or,
18 if no policy changes are proposed or implemented, at least quarterly.

19 **SECTION 1876.** 111.70 (3) (a) 3. of the statutes is amended to read:

20 111.70 (3) (a) 3. To encourage or discourage a membership in any labor
21 organization by discrimination in regard to hiring, tenure, or other terms or
22 conditions of employment; but the prohibition shall not apply to a fair-share
23 agreement that ~~covers public safety employees or transit employees.~~

24 **SECTION 1877.** 111.70 (3) (a) 5. of the statutes is amended to read:

1 111.70 (3) (a) 5. To violate any collective bargaining agreement previously
2 agreed upon by the parties with respect to wages, hours, and conditions of
3 employment affecting public safety employees ~~or~~, transit employees, or municipal
4 employees in a collective bargaining unit containing a frontline worker, including an
5 agreement to arbitrate questions arising as to the meaning or application of the
6 terms of a collective bargaining agreement or to accept the terms of such arbitration
7 award, where previously the parties have agreed to accept such award as final and
8 binding upon them or to violate any collective bargaining agreement affecting a
9 collective bargaining unit containing only general municipal employees, that was
10 previously agreed upon by the parties with respect to wages.

11 **SECTION 1878.** 111.70 (3) (a) 6. of the statutes is amended to read:

12 111.70 (3) (a) 6. To deduct labor organization dues from the earnings of a public
13 safety employee ~~or~~, a transit employee, or a municipal employee who is in a collective
14 bargaining unit containing a frontline worker unless the municipal employer has
15 been presented with an individual order therefor, signed by the employee personally,
16 and terminable by at least the end of any year of its life or earlier by the ~~public safety~~
17 ~~employee or transit~~ municipal employee giving at least 30 days' written notice of such
18 termination to the municipal employer and to the representative organization,
19 except when a fair-share agreement is in effect.

20 **SECTION 1879.** 111.70 (3) (a) 9. of the statutes is amended to read:

21 111.70 (3) (a) 9. If the collective bargaining unit contains a public safety
22 employee ~~or~~, transit employee, or frontline worker, after a collective bargaining
23 agreement expires and before another collective bargaining agreement takes effect,
24 to fail to follow any fair-share agreement in the expired collective bargaining
25 agreement.

1 **SECTION 1880.** 111.70 (3g) of the statutes is amended to read:

2 111.70 (3g) WAGE DEDUCTION PROHIBITION. A municipal employer may not
3 deduct labor organization dues from the earnings of a general municipal employee,
4 unless the general municipal employee is in a collective bargaining unit that
5 contains a frontline worker, or from the earnings of a supervisor.

6 **SECTION 1881.** 111.70 (4) (bm) (title) of the statutes is amended to read:

7 111.70 (4) (bm) (title) *Transit employee or frontline worker determination.*

8 **SECTION 1882.** 111.70 (4) (bm) of the statutes is renumbered 111.70 (4) (bm) 1.

9 **SECTION 1883.** 111.70 (4) (bm) 2. of the statutes is created to read:

10 111.70 (4) (bm) 2. The commission shall determine that a municipal employee
11 is a frontline worker if the commission finds that the municipal employee has regular
12 job duties that include interacting with members of the public or with large
13 populations of people or that directly involve the maintenance of public works. The
14 commission may not determine that a public safety employee or a transit employee
15 is a frontline worker.

16 **SECTION 1884.** 111.70 (4) (cg) (title), 1., 2., 3., 4. and 5. of the statutes are
17 amended to read:

18 111.70 (4) (cg) (title) *Methods for peaceful settlement of disputes; transit*
19 *employees and municipal employees in a collective bargaining unit containing a*
20 *frontline worker.* 1. 'Notice of commencement of contract negotiations.' To advise the
21 commission of the commencement of contract negotiations involving a collective
22 bargaining unit containing transit employees or a collective bargaining unit
23 containing a frontline worker, whenever either party requests the other to reopen
24 negotiations under a binding collective bargaining agreement, or the parties
25 otherwise commence negotiations if no collective bargaining agreement exists, the

1 party requesting negotiations shall immediately notify the commission in writing.
2 Upon failure of the requesting party to provide notice, the other party may provide
3 notice to the commission. The notice shall specify the expiration date of the existing
4 collective bargaining agreement, if any, and shall provide any additional information
5 the commission may require on a form provided by the commission.

6 2. 'Presentation of initial proposals; open meetings.' The meetings between
7 parties to a collective bargaining agreement or proposed collective bargaining
8 agreement under this subchapter that involve a collective bargaining unit
9 containing a transit employee or a frontline worker and that are held to present
10 initial bargaining proposals, along with supporting rationale, are open to the public.
11 Each party shall submit its initial bargaining proposals to the other party in writing.
12 Failure to comply with this subdivision does not invalidate a collective bargaining
13 agreement under this subchapter.

14 3. 'Mediation.' The commission or its designee shall function as mediator in
15 labor disputes involving transit employees or municipal employees in a collective
16 bargaining unit containing a frontline worker upon request of one or both of the
17 parties, or upon initiation of the commission. The function of the mediator is to
18 encourage voluntary settlement by the parties. No mediator has the power of
19 compulsion.

20 4. 'Grievance arbitration.' Parties to a dispute pertaining to the meaning or
21 application of the terms of a written collective bargaining agreement involving a
22 collective bargaining unit containing a transit employee or a frontline worker may
23 agree in writing to have the commission or any other appropriate agency serve as
24 arbitrator or may designate any other competent, impartial, and disinterested
25 person to serve as an arbitrator.

1 5. 'Voluntary impasse resolution procedures.' In addition to the other impasse
2 resolution procedures provided in this paragraph, a municipal employer that
3 employs a transit employee or a municipal employee in a collective bargaining unit
4 containing a frontline worker and a labor organization may at any time, as a
5 permissive subject of bargaining, agree in writing to a dispute settlement procedure,
6 including binding interest arbitration, which is acceptable to the parties for
7 resolving an impasse over terms of any collective bargaining agreement under this
8 subchapter. The parties shall file a copy of the agreement with the commission. If
9 the parties agree to any form of binding interest arbitration, the arbitrator shall give
10 weight to the factors enumerated under subsd. 7. and 7g.

11 **SECTION 1885.** 111.70 (4) (cg) 6. a. of the statutes is amended to read:

12 111.70 (4) (cg) 6. a. If, in any collective bargaining unit containing transit
13 employees or a frontline worker, a dispute has not been settled after a reasonable
14 period of negotiation and after mediation by the commission under subd. 3. and other
15 settlement procedures, if any, established by the parties have been exhausted, and
16 the parties are deadlocked with respect to any dispute between them over wages,
17 hours, or conditions of employment to be included in a new collective bargaining
18 agreement, either party, or the parties jointly, may petition the commission, in
19 writing, to initiate compulsory, final, and binding arbitration, as provided in this
20 paragraph. At the time the petition is filed, the petitioning party shall submit in
21 writing to the other party and the commission its preliminary final offer containing
22 its latest proposals on all issues in dispute. Within 14 calendar days after the date
23 of that submission, the other party shall submit in writing its preliminary final offer
24 on all disputed issues to the petitioning party and the commission. If a petition is

1 filed jointly, both parties shall exchange their preliminary final offers in writing and
2 submit copies to the commission when the petition is filed.

3 **SECTION 1886.** 111.70 (4) (cg) 7r. d., e. and f. of the statutes are amended to read:

4 111.70 (4) (cg) 7r. d. Comparison of wages, hours, and conditions of employment
5 of the ~~transit~~ municipal employees involved in the arbitration proceedings with the
6 wages, hours, and conditions of employment of other employees performing similar
7 services.

8 e. Comparison of the wages, hours, and conditions of employment of the ~~transit~~
9 municipal employees involved in the arbitration proceedings with the wages, hours,
10 and conditions of employment of other employees generally in public employment in
11 the same community and in comparable communities.

12 f. Comparison of the wages, hours, and conditions of employment of the ~~transit~~
13 municipal employees involved in the arbitration proceedings with the wages, hours,
14 and conditions of employment of other employees in private employment in the same
15 community and in comparable communities.

16 **SECTION 1887.** 111.70 (4) (cg) 7r. h. of the statutes is amended to read:

17 111.70 (4) (cg) 7r. h. The overall compensation presently received by the ~~transit~~
18 municipal employees involved in the arbitration proceedings, including direct wage
19 compensation, vacation, holidays, and excused time, insurance and pensions,
20 medical and hospitalization benefits, the continuity and stability of employment,
21 and all other benefits received.

22 **SECTION 1888.** 111.70 (4) (cg) 8m. of the statutes is amended to read:

23 111.70 (4) (cg) 8m. 'Term of agreement; reopening of negotiations.' Except for
24 the initial collective bargaining agreement between the parties and except as the
25 parties otherwise agree, every collective bargaining agreement covering transit

1 employees or a frontline worker shall be for a term of 2 years, but in no case may a
2 collective bargaining agreement for any collective bargaining unit consisting of
3 ~~transit employees~~ subject to this paragraph be for a term exceeding 3 years. No
4 arbitration award involving transit employees or a frontline worker may contain a
5 provision for reopening of negotiations during the term of a collective bargaining
6 agreement, unless both parties agree to such a provision. The requirement for
7 agreement by both parties does not apply to a provision for reopening of negotiations
8 with respect to any portion of an agreement that is declared invalid by a court or
9 administrative agency or rendered invalid by the enactment of a law or promulgation
10 of a federal regulation.

11 **SECTION 1889.** 111.70 (4) (d) 1. of the statutes is amended to read:

12 111.70 (4) (d) 1. A representative chosen for the purposes of collective
13 bargaining by a majority of the ~~public safety employees or transit~~ municipal
14 employees voting in a collective bargaining unit shall be the exclusive representative
15 of all employees in the unit for the purpose of collective bargaining. ~~A representative~~
16 ~~chosen for the purposes of collective bargaining by at least 51 percent of the general~~
17 ~~municipal employees in a collective bargaining unit shall be the exclusive~~
18 ~~representative of all employees in the unit for the purpose of collective bargaining.~~
19 Any individual employee, or any minority group of employees in any collective
20 bargaining unit, shall have the right to present grievances to the municipal employer
21 in person or through representatives of their own choosing, and the municipal
22 employer shall confer with the employee in relation thereto, if the majority
23 representative has been afforded the opportunity to be present at the conferences.
24 Any adjustment resulting from these conferences may not be inconsistent with the

1 conditions of employment established by the majority representative and the
2 municipal employer.

3 **SECTION 1890.** 111.70 (4) (d) 2. a. of the statutes is amended to read:

4 111.70 (4) (d) 2. a. The commission shall determine the appropriate collective
5 bargaining unit for the purpose of collective bargaining and shall whenever possible
6 avoid fragmentation by maintaining as few collective bargaining units as practicable
7 in keeping with the size of the total municipal workforce. The commission may
8 decide whether, in a particular case, the municipal employees in the same or several
9 departments, divisions, institutions, crafts, professions, or other occupational
10 groupings constitute a collective bargaining unit. Before making its determination,
11 the commission may provide an opportunity for the municipal employees concerned
12 to determine, by secret ballot, whether they desire to be established as a separate
13 collective bargaining unit. The commission may not decide, however, that any group
14 of municipal employees constitutes an appropriate collective bargaining unit if the
15 group includes both professional employees and nonprofessional employees, unless
16 a majority of the professional employees vote for inclusion in the unit. The
17 commission may not decide that any group of municipal employees constitutes an
18 appropriate collective bargaining unit if the group includes both school district
19 employees and general municipal employees who are not school district employees.
20 ~~The commission may not decide that any group of municipal employees constitutes~~
21 ~~an appropriate collective bargaining unit if the group includes both public safety~~
22 ~~employees and general municipal employees, if the group includes both transit~~
23 ~~employees and general municipal employees, or if the group includes both transit~~
24 ~~employees and public safety employees~~ place public safety employees in a collective
25 bargaining unit with employees who are not public safety employees or place transit

1 employees in a collective bargaining unit with employees who are not transit
2 employees. The commission may place frontline workers in a collective bargaining
3 unit with municipal employees who are not frontline workers if the commission
4 determines it is appropriate; if the commission places in a collective bargaining unit
5 frontline workers and municipal employees who are not frontline workers, the
6 collective bargaining unit is treated as if all employees in the collective bargaining
7 unit are frontline workers. The commission may not decide that any group of
8 municipal employees constitutes an appropriate collective bargaining unit if the
9 group includes both craft employees and noncraft employees unless a majority of the
10 craft employees vote for inclusion in the unit. The commission shall place the
11 professional employees who are assigned to perform any services at a charter school,
12 as defined in s. 115.001 (1), in a separate collective bargaining unit from a unit that
13 includes any other professional employees whenever at least 30 percent of those
14 professional employees request an election to be held to determine that issue and a
15 majority of the professional employees at the charter school who cast votes in the
16 election decide to be represented in a separate collective bargaining unit.

17 **SECTION 1891.** 111.70 (4) (d) 3. a. and c. of the statutes are consolidated and
18 renumbered 111.70 (4) (d) 3.

19 **SECTION 1892.** 111.70 (4) (d) 3. b. of the statutes is repealed.

20 **SECTION 1893.** 111.70 (4) (mb) (intro.) of the statutes is amended to read:

21 111.70 (4) (mb) *Prohibited subjects of bargaining; general municipal employees.*
22 (intro.) The municipal employer is prohibited from bargaining collectively with a
23 collective bargaining unit containing ~~a~~ only general municipal employee employees
24 with respect to any of the following:

25 **SECTION 1894.** 111.70 (4) (mbb) of the statutes is amended to read:

1 111.70 (4) (mbb) *Consumer price index change*. For purposes of determining
2 compliance with par. (mb), the commission shall provide, upon request, to a
3 municipal employer or to any representative of a collective bargaining unit
4 containing ~~a~~ only general municipal employee employees, the consumer price index
5 change during any 12-month period. The commission may get the information from
6 the department of revenue.

7 **SECTION 1895.** 111.70 (4) (p) of the statutes is amended to read:

8 111.70 (4) (p) *Permissive subjects of collective bargaining; public safety and*
9 *employees, transit employees, and municipal employees in a collective bargaining*
10 *unit containing a frontline worker*. A municipal employer is not required to bargain
11 with public safety employees ~~or~~, transit employees, or municipal employees in a
12 collective bargaining unit containing a frontline worker on subjects reserved to
13 management and direction of the governmental unit except insofar as the manner
14 of exercise of such functions affects the wages, hours, and conditions of employment
15 of the public safety employees ~~or~~ in a collective bargaining unit, of the transit
16 employees in a collective bargaining unit, or of the municipal employees in the
17 collective bargaining unit containing a frontline worker, whichever is appropriate.

18 **SECTION 1896.** 111.70 (7m) (c) 1. a. of the statutes is amended to read:

19 111.70 (7m) (c) 1. a. Any labor organization that represents public safety
20 employees ~~or~~, transit employees, or a frontline worker which violates sub. (4) (L) may
21 not collect any dues under a collective bargaining agreement or under a fair-share
22 agreement from any employee covered by either agreement for a period of one year.
23 At the end of the period of suspension, any such agreement shall be reinstated unless
24 the labor organization is no longer authorized to represent the ~~public safety~~

1 employees or transit municipal employees covered by the collective bargaining
2 agreement or fair-share agreement or the agreement is no longer in effect.

3 **SECTION 1897.** 111.81 (1) of the statutes is renumbered 111.81 (1s) and
4 amended to read:

5 111.81 (1s) “Collective bargaining” means the performance of the mutual
6 obligation of the state as an employer, by its officers and agents, and the
7 representatives of its employees, to meet and confer at reasonable times, in good
8 faith, with respect to the subjects of bargaining provided in s. 111.91 (1), ~~with respect~~
9 ~~to~~ for public safety employees, with respect to the subjects of bargaining provided in
10 s. 111.91 (1w) for employees in a collective bargaining unit containing a frontline
11 worker, and with respect to the subjects of bargaining provided in s. 111.91 (3), with
12 respect to for general employees who are in a collective bargaining unit that does not
13 contain a frontline worker, with the intention of reaching an agreement, or to resolve
14 questions arising under such an agreement. The duty to bargain, however, does not
15 compel either party to agree to a proposal or require the making of a concession.
16 Collective bargaining includes the reduction of any agreement reached to a written
17 and signed document.

18 **SECTION 1898.** 111.81 (1d) of the statutes is created to read:

19 111.81 (1d) “Authority” means a body created under subch. II of ch. 114 or ch.
20 231, 232, 233, 234, 237, 238, or 279.

21 **SECTION 1899.** 111.81 (7) (ag) of the statutes is created to read:

22 111.81 (7) (ag) An employee of an authority.

23 **SECTION 1900.** 111.81 (8) of the statutes is amended to read:

24 111.81 (8) “Employer” means the state of Wisconsin and includes an authority.

25 **SECTION 1901.** 111.81 (9) of the statutes is amended to read:

1 111.81 (9) “Fair-share agreement” means an agreement between the employer
2 and a labor organization representing public safety employees or a frontline worker
3 under which all of the public safety employees in the collective bargaining unit or all
4 of the employees in a collective bargaining unit containing a frontline worker are
5 required to pay their proportionate share of the cost of the collective bargaining
6 process and contract administration measured by the amount of dues uniformly
7 required of all members.

8 **SECTION 1902.** 111.81 (9b) of the statutes is created to read:

9 111.81 (9b) “Frontline worker” means an employee who is determined to be a
10 frontline worker under s. 111.817.

11 **SECTION 1903.** 111.81 (9g) of the statutes is amended to read:

12 111.81 (9g) “General employee” means an employee who is not a public safety
13 employee or a frontline worker.

14 **SECTION 1904.** 111.81 (12) (intro.) of the statutes is amended to read:

15 111.81 (12) (intro.) “Labor organization” means any employee organization
16 whose purpose is to represent employees in collective bargaining with the employer,
17 or its agents, on matters that are subject to collective bargaining under s. 111.91 (1),
18 (1w), or (3), whichever is applicable; but the term shall not include any organization:

19 **SECTION 1905.** 111.81 (12) (b) of the statutes is amended to read:

20 111.81 (12) (b) Which discriminates with regard to the terms or conditions of
21 membership because of race, color, creed, sex, age, sexual orientation, gender
22 expression, as defined in s. 111.32 (7j), gender identity, as defined in s. 111.32 (7k),
23 or national origin.

24 **SECTION 1906.** 111.81 (12m) of the statutes is amended to read:

1 111.81 (12m) “Maintenance of membership agreement” means an agreement
2 between the employer and a labor organization representing public safety employees
3 or a frontline worker which requires that all of the public safety employees or
4 employees who are in a collective bargaining unit containing a frontline worker
5 whose dues are being deducted from earnings under s. 20.921 (1) or 111.84 (1) (f) at
6 the time the agreement takes effect shall continue to have dues deducted for the
7 duration of the agreement, and that dues shall be deducted from the earnings of all
8 ~~public safety~~ such employees who are hired on or after the effective date of the
9 agreement.

10 **SECTION 1907.** 111.81 (16) of the statutes is amended to read:

11 111.81 (16) “Referendum” means a proceeding conducted by the commission in
12 which public safety employees in a collective bargaining unit or all employees in a
13 collective bargaining unit containing a frontline worker may cast a secret ballot on
14 the question of directing the labor organization and the employer to enter into a
15 fair-share or maintenance of membership agreement or to terminate such an
16 agreement.

17 **SECTION 1908.** 111.815 (1) of the statutes is amended to read:

18 111.815 (1) In the furtherance of this subchapter, the state shall be considered
19 as a single employer and employment relations policies and practices throughout the
20 state service shall be as consistent as practicable. The division shall negotiate and
21 administer collective bargaining agreements. To coordinate the employer position
22 in the negotiation of agreements, the division shall maintain close liaison with the
23 legislature relative to the negotiation of agreements and the fiscal ramifications of
24 those agreements. Except with respect to the collective bargaining units specified
25 in s. 111.825 (1r) and (1t), the division is responsible for the employer functions of the

1 executive branch under this subchapter, and shall coordinate its collective
2 bargaining activities with operating state agencies on matters of agency concern and
3 with operating authorities on matters of authority concern. The legislative branch
4 shall act upon those portions of tentative agreements negotiated by the division that
5 require legislative action. With respect to the collective bargaining units specified
6 in s. 111.825 (1r), the Board of Regents of the University of Wisconsin System is
7 responsible for the employer functions under this subchapter. With respect to the
8 collective bargaining units specified in s. 111.825 (1t), the chancellor of the
9 University of Wisconsin-Madison is responsible for the employer functions under
10 this subchapter. With respect to the collective bargaining unit specified in s. 111.825
11 (1r) (ef), the governing board of the charter school established by contract under s.
12 118.40 (2r) (cm), 2013 stats., is responsible for the employer functions under this
13 subchapter.

14 **SECTION 1909.** 111.817 of the statutes is created to read:

15 **111.817 Duty of commission; determination of frontline workers.** The
16 commission shall determine that an employee is a frontline worker if the commission
17 finds that the employee has regular job duties that include interacting with members
18 of the public or with large populations of people or that directly involve the
19 maintenance of public works. The commission may not determine that a public
20 safety employee is a frontline worker.

21 **SECTION 1910.** 111.82 of the statutes is renumbered 111.82 (1) and amended
22 to read:

23 111.82 (1) Employees have the right of self-organization and the right to form,
24 join, or assist labor organizations, to bargain collectively through representatives of
25 their own choosing under this subchapter, and to engage in lawful, concerted

1 activities for the purpose of collective bargaining or other mutual aid or protection.
2 Employees also have the right to refrain from any or all of such activities. A general
3 employee may not be covered by a fair-share agreement unless the general employee
4 is in a collective bargaining unit containing a frontline worker. Unless the general
5 employee is covered by a fair-share agreement, a general employee has the right to
6 refrain from paying dues while remaining a member of a collective bargaining unit.

7 **SECTION 1911.** 111.82 (2) of the statutes is created to read:

8 111.82 (2) General employees who are not in a collective bargaining unit
9 containing a frontline worker have the right to have their employer consult with
10 them, through a representative of their own choosing, with no intention of reaching
11 an agreement, with respect to wages, hours, and conditions of employment. The
12 right may be exercised when the employer proposes or implements policy changes
13 affecting wages, hours, or conditions of employment or, if no policy changes are
14 proposed or implemented, at least quarterly.

15 **SECTION 1912.** 111.825 (1) (intro.) of the statutes is amended to read:

16 111.825 (1) (intro.) It is the legislative intent that in order to foster meaningful
17 collective bargaining, units must be structured in such a way as to avoid excessive
18 fragmentation whenever possible. In accordance with this policy, collective
19 bargaining units for employees in the classified service of the state and for employees
20 of authorities are structured on a statewide basis with one collective bargaining unit
21 for each of the following occupational groups:

22 **SECTION 1913.** 111.825 (3) of the statutes is amended to read:

23 111.825 (3) The commission shall assign employees to the appropriate
24 collective bargaining units set forth in subs. (1), (1r), (1t), and (2). The commission
25 may place frontline workers in a collective bargaining unit with employees who are

1 not frontline workers if the commission determines it is appropriate; if the
2 commission places in a collective bargaining unit frontline workers and employees
3 who are not frontline workers, the collective bargaining unit is treated as if all
4 employees in the collective bargaining unit are frontline workers and may bargain
5 as provided in s. 111.91 (1w).

6 **SECTION 1914.** 111.825 (5) of the statutes is amended to read:

7 111.825 (5) Although supervisors are not considered employees for purposes
8 of this subchapter, the commission may consider a petition for a statewide collective
9 bargaining unit of professional supervisors or a statewide unit of nonprofessional
10 supervisors in the classified service, but the representative of supervisors may not
11 be affiliated with any labor organization representing employees. For purposes of
12 this subsection, affiliation does not include membership in a national, state, county
13 or municipal federation of national or international labor organizations. The
14 certified representative of supervisors who are not public safety employees or
15 frontline workers may not bargain collectively with respect to any matter other than
16 wages as provided in s. 111.91 (3), ~~and~~ the certified representative of supervisors who
17 are public safety employees may not bargain collectively with respect to any matter
18 other than wages and fringe benefits as provided in s. 111.91 (1), and the certified
19 representative of supervisors who are frontline workers may bargain as provided in
20 s. 111.91 (1w).

21 **SECTION 1915.** 111.83 (1) of the statutes is amended to read:

22 111.83 (1) ~~Except as provided in sub. (5), a representative chosen for the~~
23 ~~purposes of collective bargaining by at least 51 percent of the general employees in~~
24 ~~a collective bargaining unit shall be the exclusive representative of all of the~~
25 ~~employees in such unit for the purposes of collective bargaining. A representative~~

1 chosen for the purposes of collective bargaining by a majority of the ~~public safety~~
2 employees voting in a collective bargaining unit shall be the exclusive representative
3 of all of the employees in such unit for the purposes of collective bargaining. Any
4 individual employee, or any minority group of employees in any collective bargaining
5 unit, may present grievances to the employer in person, or through representatives
6 of their own choosing, and the employer shall confer with the employee or group of
7 employees in relation thereto if the majority representative has been afforded the
8 opportunity to be present at the conference. Any adjustment resulting from such a
9 conference may not be inconsistent with the conditions of employment established
10 by the majority representative and the employer.

11 **SECTION 1916.** 111.83 (3) (a) of the statutes is renumbered 111.83 (3).

12 **SECTION 1917.** 111.83 (3) (b) of the statutes is repealed.

13 **SECTION 1918.** 111.83 (4) of the statutes is amended to read:

14 111.83 (4) Whenever an election has been conducted under sub. (3) ~~(a)~~ in which
15 the name of more than one proposed representative appears on the ballot and results
16 in no conclusion, the commission may, if requested by any party to the proceeding
17 within 30 days from the date of the certification of the results of the election, conduct
18 a runoff election. In that runoff election, the commission shall drop from the ballot
19 the name of the representative who received the least number of votes at the original
20 election. The commission shall drop from the ballot the privilege of voting against
21 any representative if the least number of votes cast at the first election was against
22 representation by any named representative.

23 **SECTION 1919.** 111.84 (1) (d) of the statutes is amended to read:

24 111.84 (1) (d) To refuse to bargain collectively on matters set forth in s. 111.91
25 (1), ~~(1w)~~, or (3), whichever is appropriate, with a representative of a majority of its

1 employees in an appropriate collective bargaining unit. Where the employer has a
2 good faith doubt as to whether a labor organization claiming the support of a majority
3 of its employees in appropriate collective bargaining unit does in fact have that
4 support, it may file with the commission a petition requesting an election as to that
5 claim. It is not deemed to have refused to bargain until an election has been held and
6 the results thereof certified to it by the commission. A violation of this paragraph
7 includes, but is not limited to, the refusal to execute a collective bargaining
8 agreement previously orally agreed upon.

9 **SECTION 1920.** 111.84 (1) (f) of the statutes is amended to read:

10 111.84 (1) (f) To deduct labor organization dues from the earnings of a public
11 safety employee or an employee who is in a collective bargaining unit containing a
12 frontline worker, unless the employer has been presented with an individual order
13 therefor, signed by the ~~public safety~~ employee personally, and terminable by at least
14 the end of any year of its life or earlier by the ~~public safety~~ employee giving at least
15 30 but not more than 120 days' written notice of such termination to the employer
16 and to the representative labor organization, except if there is a fair-share or
17 maintenance of membership agreement in effect. The employer shall give notice to
18 the labor organization of receipt of such notice of termination.

19 **SECTION 1921.** 111.84 (2) (c) of the statutes is amended to read:

20 111.84 (2) (c) To refuse to bargain collectively on matters set forth in s. 111.91
21 (1), (1w), or (3), whichever is appropriate, with the duly authorized officer or agent
22 of the employer which is the recognized or certified exclusive collective bargaining
23 representative of employees specified in s. 111.81 (7) (a) or (ag) in an appropriate
24 collective bargaining unit or with the certified exclusive collective bargaining
25 representative of employees specified in s. 111.81 (7) (ar) to (f) in an appropriate

1 collective bargaining unit. Such refusal to bargain shall include, but not be limited
2 to, the refusal to execute a collective bargaining agreement previously orally agreed
3 upon.

4 **SECTION 1922.** 111.85 (1) of the statutes is amended to read:

5 111.85 (1) (a) No fair-share or maintenance of membership agreement
6 ~~covering public safety employees~~ under this subchapter may become effective unless
7 authorized by a referendum. The commission shall order a referendum whenever it
8 receives a petition supported by proof that at least 30 percent of the public safety
9 employees in a collective bargaining unit or at least 30 percent of the employees in
10 a collective bargaining unit containing a frontline worker desire that a fair-share or
11 maintenance of membership agreement be entered into between the employer and
12 a labor organization. A petition may specify that a referendum is requested on a
13 maintenance of membership agreement only, in which case the ballot shall be limited
14 to that question.

15 (b) For a fair-share agreement to be authorized, at least two-thirds of the
16 eligible public safety employees voting in a referendum shall vote in favor of the
17 agreement or at least two-thirds of the employees in a collective bargaining unit
18 containing a frontline worker shall vote in favor of the agreement. For a
19 maintenance of membership agreement to be authorized, at least a majority of the
20 eligible public safety employees voting in a referendum shall vote in favor of the
21 agreement or at least a majority of the employees in a collective bargaining unit
22 containing a frontline worker shall vote in favor of the agreement. In a referendum
23 on a fair-share agreement, if less than two-thirds but more than one-half of the
24 eligible ~~public safety~~ employees vote in favor of the agreement, a maintenance of
25 membership agreement is authorized.

1 (c) If a fair-share or maintenance of membership agreement is authorized in
2 a referendum ordered under par. (a), the employer shall enter into such an
3 agreement with the labor organization named on the ballot in the referendum. Each
4 fair-share or maintenance of membership agreement shall contain a provision
5 requiring the employer to deduct the amount of dues as certified by the labor
6 organization from the earnings of the ~~public safety~~ employees affected by the
7 agreement and to pay the amount so deducted to the labor organization. Unless the
8 parties agree to an earlier date, the agreement shall take effect 60 days after
9 certification by the commission that the referendum vote authorized the agreement.
10 The employer shall be held harmless against any claims, demands, suits and other
11 forms of liability made by ~~public safety~~ the employees affected by the agreement or
12 by local labor organizations which may arise for actions taken by the employer in
13 compliance with this section. All such lawful claims, demands, suits, and other forms
14 of liability are the responsibility of the labor organization entering into the
15 agreement.

16 (d) Under each fair-share or maintenance of membership agreement, ~~a public~~
17 ~~safety~~ an employee affected by the agreement who has religious convictions against
18 dues payments to a labor organization based on teachings or tenets of a church or
19 religious body of which he or she is a member shall, on request to the labor
20 organization, have his or her dues paid to a charity mutually agreed upon by the
21 ~~public safety~~ employee and the labor organization. Any dispute concerning this
22 paragraph may be submitted to the commission for adjudication.

23 **SECTION 1923.** 111.85 (2) of the statutes is amended to read:

24 111.85 (2) (a) Once authorized under sub. (1), a fair-share or maintenance of
25 membership agreement ~~covering public safety employees~~ shall continue in effect,

1 subject to the right of the employer or labor organization concerned to petition the
2 commission to conduct a new referendum. Such petition must be supported by proof
3 that at least 30 percent of the public safety employees in the collective bargaining
4 unit or at least 30 percent of the employees in a collective bargaining unit containing
5 a frontline worker desire that the fair-share or maintenance of membership
6 agreement be discontinued. Upon so finding, the commission shall conduct a new
7 referendum. If the continuance of the fair-share or maintenance of membership
8 agreement is approved in the referendum by at least the percentage of eligible voting
9 ~~public safety~~ employees required for its initial authorization, it shall be continued
10 in effect, subject to the right of the employer or labor organization to later initiate a
11 further vote following the procedure prescribed in this subsection. If the
12 continuation of the agreement is not supported in any referendum, it is ~~deemed~~
13 ~~terminated~~ terminates at the termination of the collective bargaining agreement, or
14 one year from the date of the certification of the result of the referendum, whichever
15 is earlier.

16 (b) The commission shall declare any fair-share or maintenance of
17 membership agreement suspended upon such conditions and for such time as the
18 commission decides whenever it finds that the labor organization involved has
19 refused on the basis of race, color, sex, sexual orientation, gender expression, as
20 defined in s. 111.32 (7j), gender identity, as defined in s. 111.32 (7k), or creed to receive
21 as a member any ~~public safety~~ employee in the collective bargaining unit involved,
22 and the agreement shall be made subject to the findings and orders of the
23 commission. Any of the parties to the agreement, or any ~~public safety~~ employee
24 covered thereby, may come before the commission, as provided in s. 111.07, and
25 petition the commission to make such a finding.

1 **SECTION 1924.** 111.85 (4) of the statutes is amended to read:

2 111.85 (4) The commission may, under rules adopted for that purpose, appoint
3 as its agent an official of a state agency or authority whose ~~public safety~~ employees
4 are entitled to vote in a referendum to conduct a referendum ~~provided for herein~~
5 under this section.

6 **SECTION 1925.** 111.86 (2) of the statutes is amended to read:

7 111.86 (2) The division shall charge a state department ~~or~~, agency, or authority
8 the employer's share of the cost related to grievance arbitration under sub. (1) for any
9 arbitration that involves one or more employees of the state department ~~or~~, agency,
10 or authority. Each state department ~~or~~, agency, or authority so charged shall pay the
11 amount that the division charges from the appropriation account or accounts used
12 to pay the salary of the grievant. Funds received under this subsection shall be
13 credited to the appropriation account under s. 20.505 (1) (ks).

14 **SECTION 1926.** 111.88 (1) of the statutes is amended to read:

15 111.88 (1) If a dispute has not been settled after a reasonable period of
16 negotiation and after the settlement procedures, if any, established by the parties
17 have been exhausted, the representative which has been certified by the commission
18 after an election, or, in the case of a representative of employees specified in s. 111.81
19 (7) (a) or (ag), has been duly recognized by the employer, as the exclusive
20 representative of employees in an appropriate collective bargaining unit, and the
21 employer, its officers and agents, after a reasonable period of negotiation, are
22 deadlocked with respect to any dispute between them arising in the collective
23 bargaining process, the parties jointly, may petition the commission, in writing, to
24 initiate fact-finding under this section, and to make recommendations to resolve the
25 deadlock.

1 **SECTION 1927.** 111.90 (1) of the statutes is amended to read:

2 111.90 (1) Carry out the statutory mandate and goals assigned to a state agency
3 or authority by the most appropriate and efficient methods and means and utilize
4 personnel in the most appropriate and efficient manner possible.

5 **SECTION 1928.** 111.90 (2) of the statutes is amended to read:

6 111.90 (2) Manage the employees of a state agency or authority; hire, promote,
7 transfer, assign or retain employees in positions within the agency or authority; and
8 in that regard establish reasonable work rules.

9 **SECTION 1929.** 111.91 (1w) of the statutes is created to read:

10 111.91 (1w) (a) Except as provided in pars. (b) and (c), with regard to a collective
11 bargaining unit that contains at least one frontline worker, matters subject to
12 collective bargaining to the point of impasse are wage rates, consistent with sub. (2),
13 the assignment and reassignment of classifications to pay ranges, determination of
14 an incumbent's pay status resulting from position reallocation or reclassification,
15 and pay adjustments upon temporary assignment of classified employees to duties
16 of a higher classification or downward reallocations of a classified employee's
17 position; fringe benefits consistent with sub. (2); hours and conditions of
18 employment.

19 (b) With regard to a collective bargaining unit that contains at least one
20 frontline worker, the employer is not required to bargain on management rights
21 under s. 111.90, except that procedures for the adjustment or settlement of
22 grievances or disputes arising out of any type of disciplinary action referred to in s.
23 111.90 (3) shall be a subject of bargaining.

24 (c) The employer is prohibited from bargaining on matters contained in sub. (2)
25 with a collective bargaining unit that contains at least one frontline worker.

1 **SECTION 1930.** 111.91 (2) (intro.) of the statutes is amended to read:

2 111.91 (2) (intro.) The employer is prohibited from bargaining with a collective
3 bargaining unit under s. 111.825 (1) (g) or with a collective bargaining unit that
4 contains a frontline worker with respect to all of the following:

5 **SECTION 1931.** 111.91 (3) (intro.) of the statutes is amended to read:

6 111.91 (3) (intro.) The employer is prohibited from bargaining with a collective
7 bargaining unit containing ~~a~~ only general ~~employee~~ employees with respect to any
8 of the following:

9 **SECTION 1932.** 111.91 (3q) of the statutes is amended to read:

10 111.91 (3q) For purposes of determining compliance with sub. (3), the
11 commission shall provide, upon request, to the employer or to any representative of
12 a collective bargaining unit containing ~~a~~ only general ~~employee~~ employees, the
13 consumer price index change during any 12-month period. The commission may get
14 the information from the department of revenue.

15 **SECTION 1933.** 111.91 (4) of the statutes is amended to read:

16 111.91 (4) The administrator of the division, in connection with the
17 development of tentative collective bargaining agreements to be submitted under s.
18 111.92 (1) (a) 1., shall endeavor to obtain tentative agreements with each recognized
19 or certified labor organization representing employees or supervisors of employees
20 specified in s. 111.81 (7) (a) or (ag) and with each certified labor organization
21 representing employees specified in s. 111.81 (7) (b) to (e) which do not contain any
22 provision for the payment to any employee of a cumulative or noncumulative amount
23 of compensation in recognition of or based on the period of time an employee has been
24 employed by the state.

25 **SECTION 1934.** 111.92 (3) (a) of the statutes is amended to read:

1 111.92 (3) (a) Agreements covering a collective bargaining unit specified under
2 s. 111.825 (1) (g) or a collective bargaining unit containing a frontline worker shall
3 coincide with the fiscal year or biennium.

4 **SECTION 1935.** 111.92 (3) (b) of the statutes is amended to read:

5 111.92 (3) (b) No agreements covering a collective bargaining unit containing
6 ~~a~~ only general employee employees may be for a period that exceeds one year, and
7 each agreement must coincide with the fiscal year. Agreements covering a collective
8 bargaining unit containing ~~a~~ only general employee employees may not be extended.

9 **SECTION 1936.** 111.93 (3) (a) of the statutes is amended to read:

10 111.93 (3) (a) If a collective bargaining agreement exists between the employer
11 and a labor organization representing employees in a collective bargaining unit
12 under s. 111.825 (1) (g) or in a collective bargaining unit containing a frontline
13 worker, the provisions of that agreement shall supersede the provisions of civil
14 service and other applicable statutes, ~~as well as~~ rules and policies of the University
15 of Wisconsin-Madison and the board of regents of the University of Wisconsin
16 System, and policies or determinations of an authority, that are related to wages,
17 fringe benefits, hours, and conditions of employment, ~~whether or not the matters~~
18 ~~contained in those statutes, rules, and policies, and determinations~~ are set forth in
19 the collective bargaining agreement.

20 **SECTION 1937.** 111.93 (3) (b) of the statutes is amended to read:

21 111.93 (3) (b) If a collective bargaining agreement exists between the employer
22 and a labor organization representing only general employees in a collective
23 bargaining unit, the provisions of that agreement shall supersede the provisions of
24 civil service and other applicable statutes, as well as rules and policies of the board
25 of regents of the University of Wisconsin System, related to wages, whether or not

1 the matters contained in those statutes, rules, and policies are set forth in the
2 collective bargaining agreement.

3 **SECTION 1938.** 114.09 (2) (bm) 1. (intro.) of the statutes is amended to read:

4 114.09 (2) (bm) 1. (intro.) Except as provided in subd. 1. a. or b., the court shall
5 order the person violating sub. (1) (b) 1. or 1m. to submit to and comply with an
6 assessment by an approved public treatment facility as defined in s. 51.45 (2) (c) for
7 examination of the person's use of alcohol, tetrahydrocannabinols, controlled
8 substances, or controlled substance analogs and development of an airman safety
9 plan for the person. The court shall notify the person, the department, and the proper
10 federal agency of the assessment order. The assessment order shall:

11 **SECTION 1939.** 114.09 (2) (bm) 4. of the statutes is amended to read:

12 114.09 (2) (bm) 4. The assessment report shall order compliance with an
13 airman safety plan. The report shall inform the person of the fee provisions under
14 s. 46.03 (18) (f). The safety plan may include a component that makes the person
15 aware of the effect of his or her offense on a victim and a victim's family. The safety
16 plan may include treatment for the person's misuse, abuse, or dependence on alcohol,
17 tetrahydrocannabinols, controlled substances, or controlled substance analogs. If
18 the plan requires inpatient treatment, the treatment shall not exceed 30 days. An
19 airman safety plan under this paragraph shall include a termination date consistent
20 with the plan that shall not extend beyond one year. The county department under
21 s. 51.42 shall assure notification of the department of transportation and the person
22 of the person's compliance or noncompliance with assessment and treatment.

23 **SECTION 1940.** 114.138 of the statutes is created to read:

24 **114.138 Airport sound mitigation. (1)** The department shall develop and
25 administer an airport sound mitigation grant program.

1 **(2)** From the appropriation under s. 20.395 (2) (da), the department shall
2 award grants for airport sound mitigation projects that mitigate the impact of airport
3 sound on structures located near airports that include a military base or installation.
4 The department shall prescribe the form, nature, and extent of information that
5 shall be contained in applications for grants under this subsection and shall
6 establish criteria for evaluating applications and for awarding grants under this
7 subsection. The department shall give highest priority in awarding grants under
8 this subsection to projects involving schools and child care centers and secondary
9 priority to projects involving private residences. A project that is eligible for
10 participation in an airport sound mitigation project under a federal airport sound
11 mitigation grant is not eligible for a grant under this subsection.

12 **(3)** If the department does not receive an application for a grant under sub. (2)
13 for 2 consecutive fiscal years, the program shall be terminated.

14 **SECTION 1941.** 115.28 (7) (b) of the statutes is amended to read:

15 **115.28 (7) (b)** Subject to the same rules and laws concerning qualifications of
16 applicants and granting and revocation of licenses or certificates under par. (a), the
17 state superintendent shall grant certificates and licenses to teachers in private
18 schools and tribal schools, except that teaching experience requirements for such
19 certificates and licenses may be fulfilled by teaching experience in public, private,
20 or tribal schools. An applicant is not eligible for a license or certificate unless the
21 state superintendent finds that the private school or tribal school in which the
22 applicant taught offered an adequate educational program during the period of the
23 applicant's teaching therein. Private Except as provided under ss. 115.7915 (2) (i),
24 118.60 (2) (a) 6m., and 119.23 (2) (a) 6m., private schools are not obligated to employ
25 only licensed or certified teachers.

1 **SECTION 1942.** 115.28 (10m) of the statutes is repealed.

2 **SECTION 1943.** 115.28 (10o) of the statutes is repealed.

3 **SECTION 1944.** 115.28 (28) of the statutes is created to read:

4 115.28 **(28)** RECOLLECTION WISCONSIN. Annually distribute the amount
5 appropriated under s. 20.255 (3) (dg) to Wisconsin Library Services, Inc., to support
6 the digitization of historic materials in public libraries throughout the state.

7 **SECTION 1945.** 115.28 (45) of the statutes is amended to read:

8 115.28 **(45)** GRANTS FOR BULLYING PREVENTION. From the appropriation under
9 s. 20.255 (3) (eb), beginning in the 2021-22 school year, annually award grants a
10 grant to a the nonprofit organization, as defined in s. 108.02 (19), that received a
11 grant under this subsection in the 2019-20 and 2020-21 school years to provide
12 training and an online bullying prevention curriculum for pupils in grades
13 kindergarten to 8.

14 **SECTION 1946.** 115.28 (54s) of the statutes is created to read:

15 115.28 **(54s)** CLIMATE CHANGE; MODEL ACADEMIC STANDARDS. If the state
16 superintendent adopts model academic standards for any of the following subjects,
17 incorporate an understanding of climate, the interconnected nature of climate
18 change, the potential local and global impacts of climate change, and individual and
19 societal actions that may mitigate the harmful effects of climate change into the
20 model academic standards for that subject:

21 (a) Science.

22 (b) Mathematics.

23 (c) Social studies.

24 (d) English language arts.

25 (e) Agriculture.

1 (f) Food and natural resources.

2 (g) Environmental literacy and sustainability.

3 (h) Nutrition education.

4 **SECTION 1947.** 115.28 (63) (d) of the statutes is created to read:

5 115.28 (63) (d) Social and emotional learning.

6 **SECTION 1948.** 115.28 (66) of the statutes is created to read:

7 115.28 (66) GENERAL EDUCATIONAL DEVELOPMENT TEST FEE PAYMENTS. (a) Subject
8 to pars. (b) and (c), from the appropriation under s. 20.255 (3) (bm), pay to GED
9 Testing Service LLC the \$30 testing service fee for an eligible individual who takes
10 a content area test given under the general educational development test. In this
11 subsection, "eligible individual" means an individual who satisfies all of the
12 following conditions before taking the content area test:

13 1. The individual meets the eligibility requirements promulgated by the
14 department by rule for a high school equivalency diploma or certificate of general
15 educational development.

16 2. The individual takes and receives a passing score on a practice test for the
17 content area that is developed by GED Testing Service LLC.

18 (b) For each eligible individual under par. (a), pay for no more than one testing
19 service fee for each content area test taken in a calendar year.

20 (c) Pay the testing service fee for a content area test under par. (a) only if the
21 eligible individual takes the test on or after January 1, 2022, at a testing site in
22 Wisconsin that is approved by the state superintendent.

23 **SECTION 1949.** 115.28 (67) of the statutes is created to read:

24 115.28 (67) REPORT ON HOMELESS CHILDREN AND YOUTHS. Annually, submit to the
25 chief clerk of each house of the legislature, for distribution to the legislature under

1 s. 13.172 (2), a report on the number of homeless children and youths, as defined in
2 42 USC 11434a (2), in the public schools of this state.

3 **SECTION 1950.** 115.28 (68) of the statutes is created to read:

4 115.28 (68) CITY YEAR MILWAUKEE. Annually distribute the amounts
5 appropriated under s. 20.255 (3) (fv) to City Year, Inc., to support City Year
6 Milwaukee.

7 **SECTION 1951.** 115.28 (69) of the statutes is created to read:

8 115.28 (69) THE LITERACY LAB. Annually distribute the amounts appropriated
9 under s. 20.255 (3) (fs) to The Literacy Lab, a Virginia nonstock corporation, to
10 provide evidence-based literacy interventions to pupils in prekindergarten to 3rd
11 grade in this state.

12 **SECTION 1952.** 115.341 of the statutes is amended to read:

13 **115.341 School breakfast program. (1)** From the appropriation under s.
14 20.255 (2) (cm), the state superintendent shall reimburse each school board, each
15 operator of a charter school under s. 118.40 (2r) or (2x), each operator of a residential
16 care center for children and youth, as defined in s. 115.76 (14g), the director of the
17 program under s. 115.52, and the director of the center under s. 115.525 15 cents for
18 each breakfast served at a school, as defined in 7 CFR 220.2, that meets the
19 requirements of 7 CFR 220.8 ~~or 220.8a, whichever is applicable~~, and shall reimburse
20 each governing body of a private school or tribal school 15 cents for each breakfast
21 served at the private school or tribal school that meets the requirements of 7 CFR
22 220.8 ~~or 220.8a, whichever is applicable~~.

23 **(2)** If the appropriation under s. 20.255 (2) (cm) in any fiscal year is insufficient
24 to pay the full amount of aid under this section, the state superintendent shall
25 prorate state aid payments among the school boards, operators, directors, and

1 governing bodies of ~~private schools and tribal schools~~ entitled to the aid under sub.
2 (1).

3 **SECTION 1953.** 115.341 (3) of the statutes is created to read:

4 115.341 **(3)** Notwithstanding sub. (1), the state superintendent may not
5 reimburse the operator of a charter school under s. 118.40 (2r) or (2x), the operator
6 of a residential care center for children and youth, as defined in s. 115.76 (14g), the
7 director of the program under s. 115.52, the director of the center under s. 115.525,
8 or the governing body of a private or tribal school for any breakfasts served at a
9 school, as defined in 7 CFR 220.2, during the prior school year if the school ceased
10 operations during that prior school year.

11 **SECTION 1954.** 115.342 of the statutes is created to read:

12 **115.342 Supplemental nutrition aid. (1) DEFINITIONS.** In this section:

13 (a) “Educational agency” means a school board, an operator of a charter school
14 under s. 118.40 (2r) or (2x), a private school, a tribal school, an operator of a
15 residential care center for children and youth, as defined in s. 115.76 (14g), the
16 director of the program under s. 115.52, and the director of the center under s.
17 115.525.

18 (b) “Eligible pupil” means a pupil who satisfies the income eligibility criteria
19 for a reduced-price lunch under 42 USC 1758 (b) (1) (A).

20 (c) “Federal school breakfast program” means the program under 42 USC 1773.

21 (d) “Federal school lunch program” means the program under 42 USC 1751 to
22 1769j.

23 (e) “Reimbursement amount” means the national average payment rate for a
24 school meal, as announced by the food and nutrition service of the federal
25 department of agriculture in the federal register.

1 (f) "School meal" means a school lunch made available under the federal school
2 lunch program, a meal supplement made available under the federal school lunch
3 program, or a breakfast made available under the federal school breakfast program.

4 (2) ELIGIBILITY. An educational agency is eligible for payments under this
5 section if the educational agency does not charge eligible pupils for school meals.

6 (3) ANNUAL PAYMENT. From the appropriation under s. 20.255 (2) (co), in the
7 2021-22 school year and each school year thereafter, the state superintendent shall
8 pay to each educational agency the sum of the following amounts:

9 (a) The number of school lunches the educational agency provided to eligible
10 pupils under the federal school lunch program in the previous school year multiplied
11 by the difference between the reimbursement amount in the previous school year for
12 a school lunch provided to an eligible pupil and the reimbursement amount in the
13 previous school year for a school lunch provided to a pupil who satisfies the income
14 eligibility for a free lunch under the federal school lunch program.

15 (b) The number of breakfasts the educational agency provided to eligible pupils
16 under the federal school breakfast program in the previous school year multiplied by
17 the difference between the reimbursement amount in the previous school year for a
18 breakfast provided to an eligible pupil and the reimbursement amount in the
19 previous school year for a breakfast provided to a pupil who satisfies the income
20 eligibility for a free breakfast under the federal school breakfast program.

21 (c) The number of meal supplements the educational agency provided to
22 eligible pupils under the federal school lunch program in the previous school year
23 multiplied by the difference between the reimbursement amount in the previous
24 school year for a reduced-price meal supplement provided to an eligible pupil and
25 the reimbursement amount in the previous school year for a meal supplement

1 provided to a pupil who satisfies the income eligibility for a free meal supplement
2 under the federal school lunch program.

3 **SECTION 1955.** 115.35 (1) of the statutes is renumbered 115.35 (1) (a) (intro.)
4 and amended to read:

5 115.35 (1) (a) (intro.) A critical health problems education program is
6 established in the department. The program shall be a systematic and integrated
7 program designed to provide appropriate learning experiences based on scientific
8 knowledge of the human organism as it functions within its environment and
9 designed to favorably influence the health, understanding, attitudes and practices
10 of the individual child which will enable him or her to adapt to changing health
11 problems of our society. The program shall be designed to educate youth with regard
12 to critical health problems and shall include, but not be limited to, the following
13 topics as the basis for comprehensive education curricula in all elementary and
14 secondary schools: ~~controlled~~

15 1. Controlled substances, as defined in s. 961.01 (4); controlled substance
16 analogs, as defined in s. 961.01 (4m); alcohol; and tobacco; ~~mental.~~

17 2. Mental health; ~~sexually.~~

18 3. Sexually transmitted diseases, including acquired immunodeficiency
19 syndrome; ~~human.~~

20 4. Human growth and development; ~~and.~~

21 5. Other related health and safety topics as determined by the department.

22 (b) Participation in the human growth and development topic of the curricula
23 described in par. (a) shall be entirely voluntary. The department may not require a
24 school board to use a specific human growth and development curriculum.

1 **SECTION 1956.** 115.3615 of the statutes is renumbered 49.39 and amended to
2 read:

3 **49.39 Head start supplement.** From the appropriation under s. ~~20.255~~
4 20.437 (2) (eh), the ~~state superintendent~~ secretary shall distribute funds to agencies
5 determined by the ~~state superintendent~~ secretary to be eligible for designation as
6 head start agencies under 42 USC 9836 to provide comprehensive health,
7 educational, nutritional, social, and other services to economically disadvantaged
8 children and their families. The ~~state superintendent~~ secretary shall distribute the
9 funds in a manner consistent with 42 USC 9831 to 9852 except that there is no
10 matching fund requirement. The ~~state superintendent~~ secretary shall give
11 preference in funding under this section to agencies that are receiving federal funds
12 under 42 USC 9831 to 9852 and to agencies that operate full-time or early head start
13 programs. Funds distributed under this section may be used to match available
14 federal funds under 42 USC 9831 to 9852 only if the funds are used to secure
15 additional federal funds for the purposes under this section.

16 **SECTION 1957.** 115.363 (2) (b) of the statutes is amended to read:

17 115.363 (2) (b) The school board shall pay to each nonprofit corporation with
18 which it contracts under par. (a) an amount that is no more than the amount paid
19 per pupil under s. 118.40 (2r) (e) ~~2m., 2n., or 2p.~~ 2q. in the current school year
20 multiplied by the number of pupils participating in the program under the contract.

21 **SECTION 1958.** 115.364 (title) of the statutes is amended to read:

22 **115.364 (title) ~~Aid for school mental~~ Mental health programs and pupil**
23 **wellness aid.**

24 **SECTION 1959.** 115.364 (1) (intro.) of the statutes is renumbered 115.364 (1) and
25 amended to read:

1 115.364 (1) In this section, “pupil services professional” means a school
2 counselor, school social worker, school psychologist, or school nurse.

3 **SECTION 1960.** 115.364 (1) (a), (am), and (b) of the statutes are repealed.

4 **SECTION 1961.** 115.364 (2) (a) (intro.) and 1. of the statutes are consolidated,
5 renumbered 115.364 (2) (a) and amended to read:

6 115.364 (2) (a) Beginning in the 2018-19 2021-22 school year and annually
7 thereafter, the state superintendent shall ~~do all of the following:~~ 1. Subject, subject
8 to par. (b), from the appropriation under s. 20.255 (2) (da), pay to an eligible
9 reimburse a school district board, the operator of a charter school established under
10 s. 118.40 (2r) or (2x), or the governing body of a private school participating in a
11 program under s. 118.60 or 119.23 for an amount equal to 50 percent of the amount
12 by which the school district increased its expenditures made by the school board,
13 operator, or governing body in the preceding school year to employ, hire, or retain
14 social workers over the amount it expended in the school year immediately preceding
15 the preceding school year to employ, hire, or retain social workers pupil services
16 professionals.

17 **SECTION 1962.** 115.364 (2) (a) 2. and 3. of the statutes are repealed.

18 **SECTION 1963.** 115.364 (2) (b) 1. of the statutes is renumbered 115.364 (2) (b)
19 and amended to read:

20 115.364 (2) (b) If the appropriation under s. 20.255 (2) (da) in any fiscal year
21 is insufficient to pay the full amount of aid under par. (a), the state superintendent
22 shall prorate state aid payments among the school districts, ~~private schools, and~~
23 independent charter schools boards, operators of charter schools established under
24 s. 118.40 (2r) and (2x), and governing bodies of private schools participating in
25 programs under ss. 118.60 and 119.23 that are eligible for the aid.

1 **SECTION 1964.** 115.364 (2) (b) 2. of the statutes is repealed.

2 **SECTION 1965.** 115.367 (1) of the statutes is amended to read:

3 115.367 (1) GRANT PROGRAM. The department shall establish and administer
4 a competitive program to award grants to school boards and operators of charter
5 schools under s. 118.40 (2r) or (2x) for the purpose of collaborating with ~~community~~
6 ~~mental health agencies~~ mental health providers to provide mental health services
7 to pupils. School boards and operators of charter schools under s. 118.40 (2r) and (2x)
8 may apply for a grant under this section individually or as a consortium of school
9 boards, charter schools, or both. For purposes of this subsection, a “consortium of
10 school boards” includes a cooperative educational service agency.

11 **SECTION 1966.** 115.436 (2) (intro.) of the statutes is amended to read:

12 115.436 (2) (intro.) A school district is eligible for sparsity aid under this section
13 if it the school district’s membership in the previous school year divided by the school
14 district’s area in square miles is less than 10 and the school district satisfies all one
15 of the following criteria:

16 **SECTION 1967.** 115.436 (2) (b) of the statutes is created to read:

17 115.436 (2) (b) The school district’s membership in the previous school year was
18 greater than 745.

19 **SECTION 1968.** 115.436 (2) (c) of the statutes is repealed.

20 **SECTION 1969.** 115.436 (3) (a) of the statutes is renumbered 115.436 (3) (a) 1.
21 and amended to read:

22 115.436 (3) (a) 1. Beginning in the 2018–19 school year, from the ~~appropriation~~
23 ~~appropriations~~ under s. 20.255 (2) (ae) and (r) and subject to par. (b), the department
24 shall pay to each school district eligible for sparsity aid under sub. (2) (a) \$400
25 multiplied by the school district’s membership in the previous school year.

1 **SECTION 1970.** 115.436 (3) (a) 2. of the statutes is created to read:

2 115.436 (3) (a) 2. Beginning in the 2021-22 school year, from the
3 appropriations under s. 20.255 (2) (ae) and (r) and subject to par. (b), the department
4 shall pay to each school district eligible for sparsity aid under sub. (2) (b) \$100
5 multiplied by the school district's membership in the previous school year.

6 **SECTION 1971.** 115.436 (3) (am) of the statutes is amended to read:

7 115.436 (3) (am) ~~Beginning in the 2017-18 school year, from~~ From the
8 ~~appropriation~~ appropriations under s. 20.255 (2) (ae) and (r), the department shall,
9 subject to par. (b), pay to each school district that received aid under this section in
10 the previous school year but does not satisfy the
11 number-of-pupils-per-square-mile requirement under sub. (2) (a) in the current
12 school year 50 percent of the amount received by the school district under par. (a) 1.
13 or 2. in the previous school year.

14 **SECTION 1972.** 115.436 (3) (b) of the statutes is amended to read:

15 115.436 (3) (b) If the ~~appropriation~~ total amount appropriated under s. 20.255
16 (2) (ae) and (r) in any fiscal year is insufficient to pay the full amount under pars. (a),
17 (am), and (ap), the department shall prorate the payments among the school districts
18 entitled to aid under this subsection.

19 **SECTION 1973.** 115.437 (1) of the statutes is renumbered 115.437 (1) (intro.) and
20 amended to read:

21 115.437 (1) (intro.) In this section, ~~“number;~~

22 (c) “Number of pupils enrolled” has the meaning given in s. 121.90 (1) (intro.)
23 and includes 40 percent of the summer enrollment. “Number of pupils enrolled” does
24 not include pupils described in the exception under s. 121.90 (1) (f) (g).

25 **SECTION 1974.** 115.437 (1) (a) of the statutes is created to read:

1 115.437 (1) (a) “Economically disadvantaged pupil” means a pupil that satisfies
2 either the income eligibility criteria for a free or reduced-price lunch under 42 USC
3 1758 (b) (1) or other measures of poverty, as determined by the department.

4 **SECTION 1975.** 115.437 (1) (d) of the statutes is created to read:

5 115.437 (1) (d) “Rate of economically disadvantaged pupils” means the number
6 of economically disadvantaged pupils enrolled in a school district divided by the
7 number of pupils enrolled in the school district.

8 **SECTION 1976.** 115.437 (2) (a) of the statutes is renumbered 115.437 (2) (a)
9 (intro.) and amended to read:

10 115.437 (2) (a) (intro.) ~~Except as provided in par. (b), annually~~ Annually, on the
11 4th Monday of March, the department shall pay to each school district an amount
12 equal to the sum of all of the following:

13 1. The average of the number of pupils enrolled in the school district in the
14 current and 2 preceding school years multiplied by \$75 in the 2013–14 school year,
15 by \$150 in the 2014–15 and 2015–16 school years, by \$250 in the 2016–17 school year,
16 by \$450 in the 2017–18 school year, by \$654 in the 2018–19 school year, by \$679 and
17 \$63 \$750 in the 2021–22 school year and in each school year thereafter.

18 (c) The department shall make the payments under this subsection from the
19 appropriation under s. 20.255 (2) (aq).

20 **SECTION 1977.** 115.437 (2) (a) 2. of the statutes is created to read:

21 115.437 (2) (a) 2. In the 2021–22 school year and in each school year thereafter,
22 the number of pupils enrolled in a school district multiplied by the school district’s
23 rate of economically disadvantaged pupils in the previous school year multiplied by
24 \$75.

25 **SECTION 1978.** 115.437 (2) (b) of the statutes is repealed.

1 **SECTION 1979.** 115.439 of the statutes is repealed.

2 **SECTION 1980.** 115.449 of the statutes is created to read:

3 **115.449 Out-of-school time programs; grants.** (1) Beginning in the
4 2022-23 school year, from the appropriation under s. 20.255 (2) (dk), the department
5 shall award grants to school boards and organizations to support high-quality
6 after-school programs and other out-of-school time programs that provide services
7 to school-age children.

8 (2) The department shall award a grant under this section in an amount of not
9 less than \$80,000 and not more than \$145,000 per school year and may award the
10 grant for up to 5 school years. In each school year, the department shall award not
11 less than 30 percent of all grant moneys to out-of-school time programs that serve
12 pupils in the elementary grades.

13 (3) The department may promulgate rules to implement and administer this
14 section.

15 **SECTION 1981.** 115.453 of the statutes is created to read:

16 **115.453 Licenses to teach computer science; grant program.** (1) In this
17 section, “eligible employee” means a school district employee who holds a license or
18 permit to teach issued by the department that does not authorize the employee to
19 teach computer science.

20 (2) Beginning in the 2022-23 school year, the department shall award grants
21 to school districts to provide assistance to eligible employees for the purpose of
22 obtaining a license or permit that authorizes the eligible employee to teach computer
23 science.

24 (3) In awarding grants under sub. (2), the department shall give priority to
25 applications submitted by a school district that satisfies any of the following criteria:

1 (a) At least 50 percent of the school district's membership satisfy the income
2 eligibility criteria for a free or reduced-price lunch under 42 USC 1758 (b) (1).

3 (b) At least 40 percent of the school district's membership identifies as a
4 minority group pupil, as defined in s. 121.845 (2).

5 (4) The department may promulgate rules to establish and administer the
6 program under this section

7 **SECTION 1982.** 115.457 of the statutes is created to read:

8 **115.457 Energy efficiency projects; grants. (1)** Beginning in the 2021-22
9 school year, the department shall award grants to school districts for energy
10 efficiency projects in school buildings.

11 (2) In awarding grants under this section for the 2021-22 and 2022-23 school
12 years, the department shall give preference to projects that relate to heating,
13 ventilation, and air conditioning systems.

14 (3) The department, in consultation with the office of environmental justice,
15 may promulgate rules to implement this section.

16 **SECTION 1983.** 115.76 (10) of the statutes is amended to read:

17 115.76 (10) "Local educational agency", except as otherwise provided, means
18 the school district in which the child with a disability resides, the department of
19 health services if the child with a disability resides in an institution or facility
20 operated by the department of health services, or the department of corrections if the
21 child with a disability resides in a ~~Type 1~~ juvenile correctional facility, as defined in
22 s. 938.02 ~~(19)~~ (10p), or a Type 1 prison, as defined in s. 301.01 (5).

23 **SECTION 1984.** 115.76 (12) (a) 1. of the statutes is amended to read:

24 115.76 (12) (a) 1. A ~~biological~~ natural parent.

25 **SECTION 1985.** 115.76 (12) (a) 2. of the statutes is repealed.

1 **SECTION 1986.** 115.76 (12) (a) 3. of the statutes is repealed.

2 **SECTION 1987.** 115.76 (13) of the statutes is amended to read:

3 115.76 (13) “Person acting as a parent of a child” means a relative of the child
4 or a private individual allowed to act as a parent of a child by the child’s biological
5 natural or adoptive parents or guardian, and includes the child’s grandparent,
6 neighbor, friend or private individual caring for the child with the explicit or tacit
7 approval of the child’s biological natural or adoptive parents or guardian. “Person
8 acting as a parent of a child” does not include any person that receives public funds
9 to care for the child if such funds exceed the cost of such care.

10 **SECTION 1988.** 115.77 (1) of the statutes is amended to read:

11 115.77 (1) In sub. (1m) (a) to (d), except as provided in s. 118.51 (12) ~~(b)~~, if a child
12 with a disability is attending a public school in a nonresident school district under
13 s. 118.50, 118.51, or 121.84 (1) (a) or (4), “local educational agency” means the school
14 district that the child is attending.

15 **SECTION 1989.** 115.79 (1) (b) of the statutes is amended to read:

16 115.79 (1) (b) An educational placement is provided to implement a child’s
17 individualized education program. Except as provided in s. 118.51 (12) ~~(b)~~, if a child
18 with a disability is attending a public school in a nonresident school district under
19 s. 118.50, 118.51, or 121.84 (1) (a) or (4), the school board of the school district that
20 the child is attending shall provide an educational placement for the child and shall
21 pay tuition charges instead of the school district in which the child resides if required
22 by the placement.

23 **SECTION 1990.** 115.7915 (1) (am) of the statutes is created to read:

1 115.7915 (1) (am) “Program cap” means the total number of children who
2 attended eligible schools under the scholarship program under this section in the
3 2021-22 school year.

4 **SECTION 1991.** 115.7915 (2) (intro.) of the statutes is amended to read:

5 115.7915 (2) SCHOLARSHIP REQUIREMENTS. (intro.) Beginning in the 2016-17
6 school year, the department shall, subject to sub. (2m), provide to a child with a
7 disability a scholarship under sub. (4m) (a) to attend an eligible school if all of the
8 following apply:

9 **SECTION 1992.** 115.7915 (2) (b) of the statutes is amended to read:

10 115.7915 (2) (b) The governing body of the eligible school notified the
11 department of its intent to participate in the program under this section as provided
12 under sub. (3) (a).

13 **SECTION 1993.** 115.7915 (2) (cm) of the statutes is created to read:

14 115.7915 (2) (cm) For an eligible school that begins participating in the
15 program under this section in the 2022-23 school year or any school year thereafter,
16 the eligible school also participates in a parental choice program under s. 118.60 or
17 119.23 for the school year for which the scholarship is awarded.

18 **SECTION 1994.** 115.7915 (2) (f) of the statutes is amended to read:

19 115.7915 (2) (f) The child’s parent or guardian on behalf of the child, or, for a
20 child with a disability who has reached the age of 18 and has not been adjudicated
21 incompetent, the child, submitted an application for a scholarship under this section
22 as provided under sub. (3) (am) and on a form prepared by the department that
23 includes the document developed by the department under sub. (4) to the eligible
24 school that the child will attend. ~~A child’s parent or guardian or a child with a~~
25 ~~disability who has reached the age of 18 may apply for a scholarship at any time~~

1 ~~during a school year and, subject to sub. (3) (b), a child may begin attending an~~
2 ~~eligible school under this section at any time during the school year.~~

3 **SECTION 1995.** 115.7915 (2) (g) of the statutes is repealed.

4 **SECTION 1996.** 115.7915 (2) (i) of the statutes is created to read:

5 115.7915 (2) (i) 1. Except as provided in subd. 2., beginning on July 1, 2024, all
6 of the eligible school's teachers have a teaching license or permit issued by the
7 department, except that a teacher employed by the eligible school who teaches only
8 courses in rabbinical studies is not required to hold a license or permit to teach issued
9 by the department.

10 2. Any teacher employed by the eligible school on July 1, 2024, who has been
11 teaching for at least the 5 consecutive years immediately preceding July 1, 2024, and
12 who does not satisfy the requirements under subd. 1. on July 1, 2024, applies to the
13 department on a form prepared by the department for a temporary, nonrenewable
14 waiver from the requirements under subd. 1. The department shall promulgate
15 rules to implement this subdivision, including the form of the application and the
16 process by which the waiver application will be reviewed. The application form shall
17 require the applicant to submit a plan for satisfying the requirements under subd.
18 1. No waiver granted under this subdivision is valid after July 1, 2029.

19 **SECTION 1997.** 115.7915 (2m) of the statutes is created to read:

20 115.7915 (2m) PROGRAM CAP. Beginning with the 2022-23 school year, the total
21 number of children who may attend eligible schools under the scholarship program
22 under this section during a school year may not exceed the program cap.

23 **SECTION 1998.** 115.7915 (3) (title) of the statutes is amended to read:

24 115.7915 (3) (title) PARTICIPATING SCHOOLS; ~~SELECTION OF PUPILS~~ APPLICATION
25 PROCESS; WAITING LIST.

1 **SECTION 1999.** 115.7915 (3) (a) of the statutes is amended to read:

2 115.7915 (3) (a) The governing body of an eligible school that intends to
3 participate in the program under this section shall notify the department of its intent
4 by the first Monday in March of the previous school year. The governing body of the
5 eligible school shall include in the notice under this paragraph the number of spaces
6 the eligible school has available for children receiving a scholarship under this
7 section.

8 **SECTION 2000.** 115.7915 (3) (am) of the statutes is created to read:

9 115.7915 (3) (am) The governing body of an eligible school that has submitted
10 a notice of intent to participate under par. (a) may accept applications for
11 scholarships under sub. (2) (f) for the following school year between the first weekday
12 in April and the first Thursday in June.

13 **SECTION 2001.** 115.7915 (3) (b) of the statutes is repealed.

14 **SECTION 2002.** 115.7915 (3) (bm) of the statutes is amended to read:

15 115.7915 (3) (bm) Upon receipt of an application for a scholarship under sub.
16 ~~(2) (f)~~ par. (am), the governing body of the eligible school shall determine whether the
17 application satisfies the requirements under sub. (2), other than the requirement
18 under sub. (2) (d), and shall request verification from the local education agency that
19 developed the child's individualized education program or services plan that the
20 child has an individualized education program or services plan in place that meets
21 the requirement in sub. (2) (d). The governing body of the eligible school shall also
22 notify the child's resident school board that, pending verification that the
23 requirements of sub. (2) have been satisfied and subject to par. (d), the child will be
24 awarded a scholarship under this section. The local education agency shall, within
25 5 business days of receiving a request under this paragraph, provide the governing

1 body of the eligible school with a copy of the child's individualized education program
2 or services plan.

3 **SECTION 2003.** 115.7915 (3) (c) of the statutes is amended to read:

4 115.7915 (3) (c) The By the 3rd Thursday in June immediately following the
5 application period under par. (am), the governing body of a private an eligible school
6 partieipating in the program under this section that received applications for
7 scholarships under par. (am) shall notify report to the department when it verifies
8 that a child has the names of children who applied under par. (am) to attend the
9 eligible school for whom the governing body has received verification under par. (bm)
10 that an individualized education program or services plan is in effect and accepts the
11 child's application to attend the private school under a scholarship awarded under
12 this section the names of those applicants who have siblings who are already
13 attending the eligible school.

14 **SECTION 2004.** 115.7915 (3) (d), (e), (f) and (g) of the statutes are created to read:

15 115.7915 (3) (d) After the end of the application period described under par.
16 (am), upon receipt of the information under par. (c), the department shall determine
17 the sum of all applicants for scholarships under this section and the number of
18 scholarships awarded to children who are continuing to attend private schools under
19 scholarships as provided under sub. (4m) (d). In determining the sum, the
20 department shall count a child who has applied for more than one scholarship under
21 this section only once. If the sum of all applicants and continuing scholarships
22 exceeds the program cap, the department shall determine which applications to
23 accept on a random basis, subject to the number of available spaces each eligible
24 school specified in its notice under par. (a), except that the department shall give

1 preference to the following in accepting applications for each eligible school, in the
2 order of preference listed:

3 1. Children who attended a different eligible school under a scholarship under
4 this section during the previous school year.

5 2. Siblings of pupils who are already attending the eligible school.

6 (e) No later than 60 days after the end of the application period described under
7 par. (am), the department shall notify each applicant and each eligible school, in
8 writing, whether the applicant has been approved to receive a scholarship to attend
9 the eligible school under this section.

10 (f) If the sum under par. (d) exceeds the program cap, the department shall
11 establish a waiting list in accordance with the preferences required under par. (d).

12 (g) The governing body of an eligible school shall notify the department
13 whenever the governing body determines that a child awarded a scholarship under
14 this section will not attend the eligible school under the scholarship. If, upon
15 receiving notice under this paragraph, the department determines that the number
16 of children attending eligible schools under scholarships under this section falls
17 below the program cap, the department shall fill any available slot with a child
18 selected from the waiting list established under par. (f), if such a waiting list exists.

19 **SECTION 2005.** 115.7915 (3m) of the statutes is created to read:

20 115.7915 **(3m)** TRANSFERS BETWEEN PARTICIPATING SCHOOLS. Notwithstanding
21 sub. (3) (am), at any time during a school year, the governing body of a participating
22 private school may accept an application from a child attending another private
23 school under a scholarship to transfer the child's scholarship to the participating
24 private school. The governing body may approve the child's request to transfer if the
25 private school has an unfilled available space for a child receiving a scholarship

1 under this section as specified in the private school's notice under sub. (3) (a). If the
2 governing body approves the transfer request, the governing body shall notify the
3 department. This subsection does not apply to a child who is reevaluated and
4 determined to no longer be a child with a disability by the child's individualized
5 education program team.

6 **SECTION 2006.** 115.7915 (4c) of the statutes is repealed.

7 **SECTION 2007.** 115.7915 (4m) (a) 2. b. of the statutes is amended to read:

8 115.7915 (4m) (a) 2. b. Beginning in the 2018-19 school year and subject to
9 subd. 3., ending in the 2020-21 school year, the sum of the scholarship amount under
10 this subdivision for the previous school year; the amount of the per pupil revenue
11 limit adjustment under s. 121.91 (2m) for the current school year, if positive; and the
12 change in the amount of statewide categorical aid per pupil between the previous
13 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,
14 if positive, or the amount under s. 115.7915 (4m) (a) 3., 2019 stats., if applicable.

15 **SECTION 2008.** 115.7915 (4m) (a) 2. c. of the statutes is created to read:

16 115.7915 (4m) (a) 2. c. Beginning in the 2021-22 school year, the sum of the
17 scholarship amount under this subdivision for the previous school year; the amount
18 of the per pupil revenue limit adjustment under s. 121.91 (2m) for the current school
19 year, if positive; and the change in the per pupil amount under s. 115.437 (2) (a)
20 between the previous school year and the current school year, if positive.

21 **SECTION 2009.** 115.7915 (4m) (a) 3. of the statutes is repealed.

22 **SECTION 2010.** 115.7915 (4m) (cm) of the statutes is repealed.

23 **SECTION 2011.** 115.7915 (4m) (f) 1. a. of the statutes is amended to read:

1 115.7915 **(4m)** (f) 1. a. Determine the ~~sum of the amount paid for each child~~ the
2 number of children residing in the school district for whom a payment is made under
3 par. (a) in that school year.

4 **SECTION 2012.** 115.7915 (4m) (f) 1. bm. of the statutes is created to read:

5 115.7915 **(4m)** (f) 1. bm. Multiply the number of pupils under subd. 1. a. by the
6 per pupil amount calculated under par. (a) for that school year.

7 **SECTION 2013.** 115.7915 (4m) (f) 1. e. of the statutes is amended to read:

8 115.7915 **(4m)** (f) 1. e. Sum the amounts calculated under subd. 1. a., bm., d.,
9 and dh.

10 **SECTION 2014.** 115.7915 (6) (L) of the statutes is created to read:

11 115.7915 **(6)** (L) Allow a child attending the private school under this section
12 to refrain from participating in any religious activity if the child's parent submits to
13 the child's teacher or the private school's principal a written request that the child
14 be exempt from such activities.

15 **SECTION 2015.** 115.81 (1) (b) of the statutes is amended to read:

16 115.81 **(1)** (b) "Responsible local educational agency" means the local
17 educational agency that was responsible for providing a free, appropriate public
18 education to the child before the placement of the child in a residential care center
19 for children and youth except that if the child resided in an institution or facility
20 operated by the department of health services, a ~~Type 1~~ juvenile correctional facility,
21 as defined in s. 938.02 ~~(19)~~ (10p), or a Type 1 prison, as defined in s. 301.01 (5), before
22 the placement of the child in a residential care center for children and youth,
23 "responsible local educational agency" means the school district in which the
24 residential care center for children and youth is located.

1 **SECTION 2016.** 115.882 of the statutes is renumbered 115.882 (intro.) and
2 amended to read:

3 **115.882 Payment of state aid; reimbursement rate.** (intro.) Funds
4 ~~appropriated under s. 20.255 (2) (b) shall be used first for the purpose of s. 115.88 (4).~~
5 Costs eligible for reimbursement from the appropriation under s. 20.255 (2) (b) under
6 ss. 115.88 (1m) to (3), (6), and (8), 115.93, and 118.255 (4) shall be reimbursed at a
7 ~~rate set to distribute the full amount appropriated for reimbursement for the costs,~~
8 ~~not to exceed 100 percent. the following rates:~~

9 **SECTION 2017.** 115.882 (1) and (2) of the statutes are created to read:

10 115.882 (1) In the 2021-22 school year, 45 percent of eligible costs.

11 (2) In the 2022-23 school year and in each school year thereafter, 50 percent
12 of eligible costs.

13 **SECTION 2018.** 115.95 (2) of the statutes is amended to read:

14 115.95 (2) It is the policy of this state to provide equal educational
15 opportunities by ensuring that necessary programs are available for
16 limited-English proficient pupils while allowing each school district and charter
17 school under s. 118.40 (2r) or (2x) maximum flexibility in establishing programs
18 suited to its particular needs. To this end, this subchapter provides support for
19 educating limited-English proficient pupils and establishes bilingual-bicultural
20 education programs for pupils in school districts with specified concentrations of
21 limited-English proficient pupils in the attendance areas of particular schools.

22 **SECTION 2019.** 115.95 (3) of the statutes is amended to read:

23 115.95 (3) It is the policy of this state to reimburse school districts, in
24 substantial part, for the added costs of providing the programs established under
25 this subchapter and to provide support to school districts and charter schools under

1 s. 118.40 (2r) and (2x) for the added costs of educating limited-English proficient
2 pupils.

3 **SECTION 2020.** 115.958 of the statutes is created to read:

4 **115.958 Capacity-building grants for licensed educators. (1)** A school
5 board or the operator of a charter school established under s. 118.40 (2r) or (2x) may
6 apply to the department for a grant for the school district or charter school to provide
7 support and financial assistance to its staff and teachers in obtaining licensure or
8 certification as bilingual teachers and teachers of English as a 2nd language.

9 **(2)** Beginning in the 2022-23 school year, from the appropriation under s.
10 20.255 (2) (ch), the department may award grants under sub. (1) to school districts
11 and charter schools established under s. 118.40 (2r) and (2x) in amounts determined
12 by the department.

13 **(3)** The department may promulgate rules to implement and administer this
14 section.

15 **SECTION 2021.** 115.96 (title) of the statutes is amended to read:

16 **115.96 (title) Establishment Pupil counts; establishment of programs.**

17 **SECTION 2022.** 115.96 (1) of the statutes is amended to read:

18 115.96 **(1) COUNT OF LIMITED-ENGLISH PROFICIENT PUPILS.** Annually, on or before
19 March 1, each a school board and the operator of a charter school established under
20 s. 118.40 (2r) or (2x) shall conduct a count of the limited-English proficient pupils in
21 the public schools of the district or in the charter school, assess the language
22 proficiency of ~~such~~ the pupils, and classify ~~such~~ the pupils by language group, grade
23 level, age, and English language proficiency. A school board or operator is eligible
24 for state aid under s. 115.995 only if the school board or operator conducts the count
25 under this subsection.

1 **SECTION 2023.** 115.97 (1) of the statutes is amended to read:

2 115.97 (1) A school board may combine pupils in attendance at separate schools
3 in its bilingual-bicultural education program. ~~The school board shall be eligible for~~
4 ~~state aids under s. 115.995 if the number of limited-English proficient pupils served~~
5 ~~from the combined schools meets the requirements under sub. (2), (3) or (4).~~ A pupil
6 shall be eligible for a bilingual-bicultural education program only until he or she is
7 able to perform ordinary classwork in English. The bilingual-bicultural education
8 program shall be designed to provide intensive instruction to meet this objective.
9 Nothing in this subchapter shall be construed to authorize isolation of children of
10 limited-English proficient ability or ethnic background for a substantial portion of
11 the school day. Pupils who are not limited-English proficient pupils may participate
12 in a bilingual-bicultural education program, except that a school board shall give
13 preference to limited-English proficient pupils in admitting pupils to such a
14 program.

15 **SECTION 2024.** 115.97 (6) of the statutes is created to read:

16 115.97 (6) A school board that is required to establish a bilingual-bicultural
17 education program under sub. (2), (3), or (4) is eligible for state aid under s. 115.995
18 only if the state superintendent is satisfied that the school board maintained the
19 bilingual-bicultural education program in accordance with this subchapter.

20 **SECTION 2025.** 115.977 (2) of the statutes is amended to read:

21 115.977 (2) A school district may establish bilingual-bicultural education
22 programs by contracting with other school districts or with a cooperative educational
23 service agency. ~~If 10 or more pupils in kindergarten to grade 3, 20 or more in grades~~
24 ~~4 to 8 or 20 or more in a high school program are enrolled in a program under a~~

1 ~~contract pursuant to this subsection, the school district offering the program is~~
2 ~~eligible for reimbursement under s. 115.995.~~

3 **SECTION 2026.** 115.993 (title) of the statutes is amended to read:

4 **115.993** (title) **Report Reports on bilingual-bicultural education and**
5 **pupil counts.**

6 **SECTION 2027.** 115.993 of the statutes is renumbered 115.993 (1) and amended
7 to read:

8 115.993 (1) Annually, on or before August 15, the school board of a district
9 operating a bilingual-bicultural education program under this subchapter shall
10 report to the state superintendent the number of pupils, including both
11 limited-English proficient pupils and other pupils, instructed the previous school
12 year in bilingual-bicultural education programs, ~~an itemized statement on oath of~~
13 ~~all disbursements on account of~~ a summary of the costs incurred to operate the
14 bilingual-bicultural education program operated during the previous school year,
15 and a copy of the estimated budget for ~~that~~ operating the bilingual-bicultural
16 education program for the current school year.

17 **SECTION 2028.** 115.993 (2) of the statutes is created to read:

18 115.993 (2) Annually, on or before August 15, a school board and the operator
19 of a charter school established under s. 118.40 (2r) or (2x) shall report to the state
20 superintendent the number of limited-English proficient pupils enrolled in the
21 school district or attending the charter school in the previous school year and the
22 classification of those pupils by language group.

23 **SECTION 2029.** 115.993 (3) of the statutes is created to read:

1 115.993 (3) A school board or the operator of a charter school established under
2 s. 118.40 (2r) or (2x) is eligible for state aid under s. 115.995 only if the school board
3 or operator submits the reports required under this section.

4 **SECTION 2030.** 115.995 (intro.) of the statutes is renumbered 115.995 (1m)
5 (intro.) and amended to read:

6 115.995 (1m) (intro.) ~~Upon Subject to ss. 115.96 (1), 115.97 (6), and 115.993 (3),~~
7 ~~upon~~ receipt of the ~~report~~ reports under s. 115.993, if the state superintendent is
8 satisfied that the ~~bilingual-bicultural education program for the previous school~~
9 ~~year was maintained in accordance with this subchapter (1) and (2),~~ the state
10 superintendent shall ~~do all of, from the appropriation under s. 20.255 (2) (cc), pay the~~
11 following amounts:

12 **SECTION 2031.** 115.995 (1) and (2) of the statutes are renumbered 115.995 (1m)
13 (a) 1. and 2. and amended to read:

14 115.995 (1m) (a) 1. ~~From the appropriation under s. 20.255 (2) (cc), divide~~
15 Dividing proportionally, based upon costs reported under s. 115.993, 2019 stats., an
16 annual payment of \$250,000 among school districts whose enrollments in the
17 previous school year were at least 15 percent limited-English proficient pupils. Aid
18 paid under this subsection subdivision does not reduce aid paid under sub. (2) subd.
19 2.

20 2. ~~Certify~~ Certifying to the department of administration in favor of the school
21 district board a sum equal to a percentage of the amount expended on
22 limited-English proficient pupils by the school district board during the preceding
23 year for salaries of personnel participating in and attributable to
24 bilingual-bicultural education programs under this subchapter, special books and
25 equipment used in the bilingual-bicultural education programs, and other expenses

1 approved by the state superintendent. The percentage shall be determined by
2 dividing the amount in the appropriation under s. 20.255 (2) (cc) in the current school
3 year less \$250,000 by the total amount of aidable costs in the previous school year.

4 **SECTION 2032.** 115.995 (1m) (a) (intro.) of the statutes is created to read:

5 115.995 (1m) (a) (intro.) In the 2021-22 school year, to a school board that was
6 required to establish a bilingual-bicultural education program under s. 115.97 for
7 the previous school year, the amounts determined by doing all of the following:

8 **SECTION 2033.** 115.995 (1m) (b) of the statutes is created to read:

9 115.995 (1m) (b) Subject to sub. (3), beginning in the 2022-23 school year, to
10 a school board or the operator of a charter school established under s. 118.40 (2r) or
11 (2x), an amount calculated as follows:

12 1. If, in the previous school year, there was at least one limited-English
13 proficient pupil enrolled in the school district or attending the charter school,
14 \$10,000.

15 2. If, in the previous school year, there were more than 20 limited-English
16 proficient pupils enrolled in the school district or attending the charter school,
17 subtract 20 from the total number of limited-English proficient pupils enrolled in the
18 school district or attending the charter school.

19 3. Multiply the difference determined under subd. 2. by \$500.

20 4. Add the product determined under subd. 3. to the amount under subd. 1.

21 **SECTION 2034.** 115.995 (2m) of the statutes is created to read:

22 115.995 (2m) Notwithstanding sub. (1m) (b), if a school board received a
23 payment under sub. (1m) (a) in the 2021-22 school year, the state superintendent
24 shall, subject to ss. 115.96 (1), 115.97 (6), and 115.993 (3) and upon receipt of the

1 reports under s. 115.993 (1) and (2), from the appropriation under s. 20.255 (2) (cc),
2 pay to the school board the following amounts:

3 (a) Subject to sub. (3), in the 2022-23 school year, the greater of the following
4 amounts:

5 1. The sum determined under sub. (1m) (b) 4. for the 2022-23 school year.

6 2. An amount equal to the payment the school board received under sub. (1m)
7 (a) in the 2020-21 school year.

8 (b) Subject to sub. (3), in the 2023-24 school year, the greater of the following
9 amounts:

10 1. The sum determined under sub. (1m) (b) 4. for the 2023-24 school year.

11 2. An amount calculated as follows:

12 a. Subtract the amount determined under subd. 1. from the amount the school
13 board received under sub. (1m) (a) in the 2020-21 school year.

14 b. Multiply the difference determined under subd. 2. a. by 0.5.

15 c. Add the product determined under subd. 2. b. to the amount determined
16 under subd. 1.

17 **SECTION 2035.** 115.995 (3) of the statutes is created to read:

18 115.995 (3) If the appropriation under s. 20.255 (2) (cc) in any fiscal year is
19 insufficient to pay the full amount of aid under sub. (1m) (b) or (2m), the state
20 superintendent shall prorate the payments among the school boards and operators
21 of charter schools established under s. 118.40 (2r) and (2x) entitled to receive the aid.

22 **SECTION 2036.** 115.996 of the statutes is renumbered 115.996 (intro.) and
23 amended to read:

24 **115.996 Report to the legislature.** (intro.) Annually, on or before December
25 31, the state superintendent shall submit a report to the chief clerk of each house of

1 the legislature, for distribution to the legislature under s. 13.172 (2), on the status
2 of bilingual-bicultural education programs established under this subchapter. The
3 report shall include all of the following information:

4 (1) The number of pupils served in bilingual-bicultural education programs for
5 each language group in each school district in which such programs are offered and
6 the cost of the program per pupil for each school district, language group, and
7 program type.

8 (2) The department shall also provide the number of pupils in each school
9 district and language group who as a result of participation in a bilingual-bicultural
10 education program improved their English language ability to such an extent that
11 the program is no longer necessary for such pupils.

12 **SECTION 2037.** 115.996 (3) of the statutes is created to read:

13 115.996 (3) The number of limited-English proficient pupils in each language
14 group enrolled in each school district and attending each charter school established
15 under s. 118.40 (2r) and (2x).

16 **SECTION 2038.** Subchapter IX (title) of chapter 115 [precedes 115.999] of the
17 statutes is repealed.

18 **SECTION 2039.** 115.999 of the statutes is repealed.

19 **SECTION 2040.** 117.05 (1m) of the statutes is amended to read:

20 117.05 (1m) BOARD AND APPEAL PANEL MEETINGS. The state superintendent shall
21 set the time and place for meetings of the board under ss. 117.10, 117.105 (2m) and
22 (4m), 117.12 (5), and 117.132 and for meetings of appeal panels under ss. 117.12 (4)
23 and 117.13.

24 **SECTION 2041.** 117.05 (2) (a) of the statutes is amended to read:

1 117.05 (2) (a) *Board*. The state superintendent shall appoint 7 members of the
2 board to perform any review under ss. 117.10, 117.105 (2m) ~~and (4m)~~, 117.12 (5), and
3 117.132. The 7 members shall include the state superintendent or his or her designee
4 on the board, 2 board members from school districts with small enrollments, 2 board
5 members from school districts with medium enrollments, and 2 board members from
6 school districts with large enrollments. Any action of the board under this chapter
7 requires the affirmative vote of at least 4 of the 7 members appointed under this
8 paragraph.

9 **SECTION 2042.** 117.05 (4) (a) (intro.) of the statutes is amended to read:

10 117.05 (4) (a) *Pending proceedings*. (intro.) A reorganization proceeding is
11 pending from the date that a petition is filed under s. 117.105 (1) (a), 117.11 (2), or
12 117.12 (2) or a resolution is adopted under s. 117.08 (1), 117.09 (1), 117.10 (1), 117.105
13 (1) (b) ~~or (4m)~~, 117.13 (2), or 117.132 (2) until the date on which the latest of any of
14 the following occurs:

15 **SECTION 2043.** 117.05 (4) (d) 1. of the statutes is amended to read:

16 117.05 (4) (d) 1. Except as provided in subd. 2., no petition may be filed or
17 resolution adopted for the creation of a new school district under s. 117.105 (1) (a) or
18 (b) before the 5th July 1 following the filing of a petition under s. 117.105 (1) (a) or
19 the adoption of a resolution under s. 117.105 (1) (b) ~~or the date of an order issued~~
20 ~~under s. 117.105 (4m) (e)~~ for any reorganization that includes any of the same
21 territory.

22 **SECTION 2044.** 117.05 (9) (a) 1m. of the statutes is repealed.

23 **SECTION 2045.** 117.105 (4m) of the statutes is repealed.

24 **SECTION 2046.** 117.20 (1) (a) of the statutes is amended to read:

1 117.20 (1) (a) Except as provided in par. (b), if a referendum is required under
2 ss. 117.08 to 117.11, it shall be held on the Tuesday after the first Monday in
3 November following receipt of the petition or adoption of the resolution under s.
4 117.08 (3) (a), 117.09 (3) (a), 117.10 (3) (a), or 117.11 (4) (a). If a referendum is
5 required under s. 117.105 (3), it shall be held on the Tuesday after the first Monday
6 in the 2nd November following receipt of the petition or adoption of the resolution
7 under s. 117.105 (1). ~~If a referendum is required under s. 117.105 (4m), it shall be~~
8 ~~held on the Tuesday after the first Monday in November following the date an order~~
9 ~~is issued by the board under s. 117.105 (4m) (c).~~

10 **SECTION 2047.** 117.22 (2) (bm) of the statutes is amended to read:

11 117.22 (2) (bm) If an order of reorganization is issued under s. 117.105, the first
12 election of school board members shall be held at the spring election following the
13 referendum under s. 117.105 (3) ~~or (4m).~~

14 **SECTION 2048.** 118.07 (6) of the statutes is created to read:

15 118.07 (6) (a) In this subsection:

16 1. “School premises” means all of the following:

17 a. Real property owned or rented by, or under the control of, a school board,
18 including playgrounds, athletic facilities or fields, and any other property that is
19 occupied by pupils on a regular basis.

20 b. Real property owned or rented by an operator or governing board of a charter
21 school that is used for the operation of a charter school, including playgrounds,
22 athletic facilities or fields, and any other property that is occupied on a regular basis
23 by pupils attending the charter school.

24 c. Real property owned or rented by the governing body of a private school that
25 is used for the operation of a private school, including playgrounds, athletic facilities

1 or fields, and any other property that is occupied on a regular basis by pupils
2 attending the private school.

3 2. "Vape" means to inhale or exhale vapor from a vapor product.

4 3. "Vapor product" has the meaning given in s. 139.75 (14).

5 (b) No individual may vape on school premises.

6 **SECTION 2049.** 118.125 (4) of the statutes is amended to read:

7 118.125 (4) TRANSFER OF RECORDS. No later than the next working day, a school
8 district, and a private school participating in the program under s. 118.60 or in the
9 program under s. 119.23, ~~and the governing body of a private school that, pursuant~~
10 ~~to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation~~
11 ~~and general management of a school transferred to an opportunity schools and~~
12 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall~~
13 transfer to another school, including a private or tribal school, or school district all
14 pupil records relating to a specific pupil if the transferring school district or private
15 school has received written notice from the pupil if he or she is an adult or his or her
16 parent or guardian if the pupil is a minor that the pupil intends to enroll in the other
17 school or school district or written notice from the other school or school district that
18 the pupil has enrolled or from a court that the pupil has been placed in a juvenile
19 correctional facility, as defined in s. 938.02 (10p), or a secured residential care center
20 for children and youth, as defined in s. 938.02 (15g). In this subsection, "school" and
21 "school district" include any juvenile correctional facility, secured residential care
22 center for children and youth, adult correctional institution, mental health institute,
23 or center for the developmentally disabled that provides an educational program for
24 its residents instead of or in addition to that which is provided by public, private, and
25 tribal schools.

1 **SECTION 2050.** 118.134 (6) of the statutes is created to read:

2 118.134 (6) Regardless of whether or not an objection is made under sub. (1)
3 or an order is issued under sub. (3), if a school board adopts a resolution to terminate
4 the use of race-based nickname, logo, mascot, or team name that is associated with
5 a federally recognized American Indian tribe or American Indians, in general, the
6 state superintendent may award a grant to the school board for the costs associated
7 with adopting and implementing a nickname, logo, mascot, or team name that is not
8 race-based. The state superintendent may not award a grant under this subsection
9 in an amount that exceeds the greater of \$50,000 or a school board's actual costs to
10 adopt and implement a nickname, logo, mascot, or team name. The state
11 superintendent shall pay the awards under this subsection from the appropriation
12 under s. 20.255 (2) (kg).

13 **SECTION 2051.** 118.16 (4) (e) of the statutes is amended to read:

14 118.16 (4) (e) ~~Except as provided under s. 119.55,~~ a A school board may
15 establish one or more youth service centers for the counseling of children who are
16 taken into custody under s. 938.19 (1) (d) 10. for being absent from school without
17 an acceptable excuse under s. 118.15.

18 **SECTION 2052.** 118.163 (4) of the statutes is amended to read:

19 118.163 (4) A person who is ~~under 17 years of age~~ a minor on the date of
20 disposition is subject to s. 938.342.

21 **SECTION 2053.** 118.19 (1) of the statutes is amended to read:

22 118.19 (1) Except as provided in subs. (1b) and (1c) and s. 118.40 (8) (b) 1. and
23 2., any person seeking to teach in a public school, including a charter school, ~~or~~ in a
24 school or institution operated by a county or the state, in a private school
25 participating in a parental choice program under s. 118.60 or 119.23, or in a private

1 school participating in the program under s. 115.7915 shall first procure a license or
2 permit from the department.

3 **SECTION 2054.** 118.19 (1b) of the statutes is amended to read:

4 118.19 **(1b)** An individual may teach an online course in a subject and level in
5 a public school, including a charter school, in a private school participating in a
6 parental choice program under s. 118.60 or 119.23, or in a private school
7 participating in the program under s. 115.7915 without a license or permit from the
8 department if the individual holds a valid license or permit to teach the subject and
9 level in the state from which the online course is provided.

10 **SECTION 2055.** 118.19 (1c) (b) (intro.) of the statutes is amended to read:

11 118.19 **(1c)** (b) (intro.) A faculty member of an institution of higher education
12 may teach in a public high school, including a charter school that operates only high
13 school grades, in a private school participating in a parental choice program under
14 s. 118.60 or 119.23 that operates only high school grades, or in a private school
15 participating in the program under s. 115.7915 that operates only high school grades
16 without a license or permit from the department if the faculty member satisfies all
17 of the following:

18 **SECTION 2056.** 118.19 (3) (a) of the statutes is amended to read:

19 118.19 **(3)** (a) No license to teach in any public school may be issued unless the
20 applicant possesses a bachelor's degree including such professional training as the
21 department by rule requires, except as permitted under par. (b) and ss. 115.28 (17)
22 (a), 118.191, 118.1915, 118.192, 118.193, 118.194, and 118.197. Notwithstanding s.
23 36.11 (16), no teacher preparatory program in this state may be approved by the state
24 superintendent under s. 115.28 (7) (a), unless each student in the program is
25 required to complete student teaching consisting of full days for a full semester

1 following the daily schedule and semester calendar of the cooperating school or the
2 equivalent, as determined by the state superintendent. No license to teach in any
3 public school may be granted to an applicant who completed a professional training
4 program outside this state unless the applicant completed student teaching
5 consisting of full days for a full semester following the daily schedule and semester
6 calendar of the cooperating school or the equivalent, as determined by the state
7 superintendent. The state superintendent may grant exceptions to the student
8 teaching requirements under this paragraph when the midyear calendars of the
9 institution offering the teacher preparatory program and the cooperating school
10 differ from each other and would prevent students from attending classes at the
11 institution in accordance with the institution's calendar. The state superintendent
12 shall promulgate rules to implement this subsection. If for the purpose of granting
13 a license to teach or for approving a teacher preparatory program the state
14 superintendent requires that an institution of higher education be accredited, the
15 state superintendent shall accept accreditation by a regional or national
16 institutional accrediting agency recognized by the U.S. department of education or
17 by a programmatic accrediting organization.

18 **SECTION 2057.** 118.19 (3) (b) of the statutes is amended to read:

19 118.19 (3) (b) The state superintendent shall permanently certify any
20 applicant to teach Wisconsin native American languages and culture who has
21 successfully completed the university of Wisconsin-Milwaukee school of education
22 approved Wisconsin native American languages and culture project certification
23 program at any time between January 1, 1974, and December 31, 1977. ~~School~~
24 ~~districts shall~~ A school district, the governing body of a private school participating
25 in a parental choice program under s. 118.60 or 119.23, or the governing body of a

1 private school participating in the program under s. 115.7915 may not assign
2 individuals certified under this paragraph to teach courses other than Wisconsin
3 native American languages and culture, unless they qualify under par. (a).

4 **SECTION 2058.** 118.19 (8) of the statutes is amended to read:

5 118.19 (8) The state superintendent may not grant to any person a license to
6 teach unless the person has received instruction in the study of minority group
7 relations, including instruction in the ~~history,~~ culture ~~and,~~ tribal sovereignty, and
8 contemporary and historical significant events of the federally recognized American
9 Indian tribes and bands located in this state.

10 **SECTION 2059.** 118.19 (10) (b) 1. of the statutes is amended to read:

11 118.19 (10) (b) 1. Conduct a background investigation of each applicant for
12 issuance or renewal of a license or permit, including a license or permit issued to a
13 pupil services professional, and for a faculty member seeking to teach in a public high
14 school without a license or permit.

15 **SECTION 2060.** 118.191 (2) (a) of the statutes is amended to read:

16 118.191 (2) (a) Notwithstanding s. 118.19 (7) to (9), the department shall grant
17 an initial teaching license to teach a technical education subject to an individual who
18 is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points on
19 the point system under sub. (5), of which at least 25 points are from sub. (5) (a) 1. and
20 at least 25 points are from sub. (5) (a) 2., and who agrees to complete during the term
21 of the license a curriculum determined by the school board of the school district, by
22 the governing body of the private school participating in a parental choice program
23 under s. 118.60 or 119.23, or by the governing body of the private school participating
24 in the program under s. 115.7915 in which the individual will teach.

25 **SECTION 2061.** 118.191 (2) (b) of the statutes is amended to read:

1 118.191 (2) (b) Notwithstanding s. 118.19 (7) to (9), the department shall grant
2 an initial teaching license to teach a vocational education subject to an individual
3 who is eligible for licensure under s. 118.19 (4) and (10), who scores at least 100 points
4 on the point system under sub. (5m), of which at least 25 points are from sub. (5m)
5 (a) 1. and at least 25 points are from sub. (5m) (a) 2., and who agrees to complete
6 during the term of the license a curriculum determined by the school board of the
7 school district, by the governing body of the private school participating in a parental
8 choice program under s. 118.60 or 119.23, or by the governing body of the private
9 school participating in the program under s. 115.7915 in which the individual will
10 teach.

11 **SECTION 2062.** 118.191 (2m) of the statutes is amended to read:

12 118.191 (2m) An initial teaching license issued under sub. (2) authorizes an
13 individual to teach only in the school district controlled by the school board, or in the
14 private school controlled by the governing body, that determined the curriculum the
15 individual agreed to complete in order to qualify for the initial teaching license.

16 **SECTION 2063.** 118.191 (3) of the statutes is amended to read:

17 118.191 (3) An initial teaching license issued under sub. (2) is valid for 3 years.
18 An initial teaching license issued under sub. (2) is void if the license holder ceases
19 to be employed as a teacher in the school district or private school in which the license
20 holder is authorized to teach under sub. (2m).

21 **SECTION 2064.** 118.191 (4) of the statutes is amended to read:

22 118.191 (4) Upon the expiration of the 3-year term of an initial teaching license
23 issued under sub. (2), the department shall issue to the license holder a professional
24 teaching license to teach the technical education subject or vocational education
25 subject if the individual successfully completed the curriculum that the individual

1 agreed to under sub. (2), as determined by the school board of the school district, by
2 the governing body of the private school participating in a parental choice program
3 under s. 118.60 or 119.23, or by the governing body of the private school participating
4 in the program under s. 115.7915 that established the curriculum. The department
5 shall indicate on a professional teaching license issued under this subsection that the
6 license was obtained under the experience-based licensure program under this
7 section.

8 **SECTION 2065.** 118.192 (4) of the statutes is amended to read:

9 118.192 (4) A school board or private school participating in a parental choice
10 program under s. 118.60 or 119.23 that employs a person who holds a professional
11 teaching permit shall ensure that no regularly licensed teacher is removed from his
12 or her position as a result of the employment of persons holding permits.

13 **SECTION 2066.** 118.20 (1) of the statutes is amended to read:

14 118.20 (1) No discrimination because of sex, except where sex is a bona fide
15 occupational qualification as defined in s. 111.36 (2), sexual orientation, as defined
16 in s. 111.32 (13m), gender expression, as defined in s. 111.32 (7j), gender identity, as
17 defined in s. 111.32 (7k), race, ~~nationality~~ national origin, or political or religious
18 affiliation may be practiced in the employment of teachers or administrative
19 personnel in public schools or in their assignment or reassignment. No questions of
20 any nature or form relative to sex, except where sex is a bona fide occupational
21 qualification as defined in s. 111.36 (2), sexual orientation, as defined in s. 111.32
22 (13m), gender expression, as defined in s. 111.32 (7j), gender identity, as defined in
23 s. 111.32 (7k), race, ~~nationality~~ national origin, or political or religious affiliation may
24 be asked applicants for teaching or administrative positions in the public schools

1 either by public school officials or employees or by teachers agencies or placement
2 bureaus.

3 **SECTION 2067.** 118.22 (4) of the statutes is created to read:

4 118.22 (4) A collective bargaining agreement under subch. IV of ch. 111 may
5 modify, waive, or replace any of the provisions of this section as they apply to teachers
6 in the collective bargaining unit, but neither the employer nor the bargaining agent
7 for the employees is required to bargain such modification, waiver, or replacement.

8 **SECTION 2068.** 118.245 (1) of the statutes is amended to read:

9 118.245 (1) If a school board wishes to increase the total base wages of its
10 general municipal employees, as defined in s. 111.70 (1) (fm), in an amount that
11 exceeds the limit under s. 111.70 (4) (mb) 2., the school board shall adopt a resolution
12 to that effect. The resolution shall specify the amount by which the proposed total
13 base wages increase will exceed the limit under s. 111.70 (4) (mb) 2. The resolution
14 may not take effect unless it is approved in a referendum called for that purpose. The
15 referendum shall occur in April for collective bargaining agreements that begin in
16 July of that year. The results of a referendum apply to the total base wages only in
17 the next collective bargaining agreement.

18 **SECTION 2069.** 118.30 (1g) (a) 3. of the statutes is amended to read:

19 118.30 (1g) (a) 3. The governing body of each private school participating in the
20 program under s. 119.23 ~~and the governing body of a private school that, pursuant~~
21 ~~to s. 115.999 (3), 119.33 (2) (e) 3., or 119.9002 (3) (c), is responsible for the operation~~
22 ~~and general management of a school transferred to an opportunity schools and~~
23 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall~~
24 adopt pupil academic standards in mathematics, science, reading and writing,
25 geography, and history. The governing body of the private school may adopt the pupil

1 academic standards issued by the governor as executive order no. 326, dated January
2 13, 1998.

3 **SECTION 2070.** 118.30 (1s) (intro.) of the statutes is amended to read:

4 118.30 (1s) (intro.) Annually, the governing body of each private school
5 participating in the program under s. 119.23, other than a private school at which
6 fewer than 20 pupils in grades 3 to 12 are attending the school under the program
7 under s. 119.23, and the governing body of a private school that, pursuant to s.
8 ~~115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation and~~
9 ~~general management of a school transferred to an opportunity schools and~~
10 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall~~
11 do all of the following:

12 **SECTION 2071.** 118.33 (1) (f) 2. of the statutes is amended to read:

13 118.33 (1) (f) 2. The operator of a charter school under s. 118.40 (2r) or (2x) that
14 operates high school grades and an individual or group or a person that, pursuant
15 to s. 115.999 (3), 119.33 (2) (c) 1. or 2., or 119.9002 (3) (a) or (b), is responsible for the
16 operation and general management of a school transferred to an opportunity schools
17 and partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119
18 and that operates high school grades shall develop and periodically review and revise
19 a policy specifying criteria for granting a high school diploma. The criteria shall
20 include the pupil's academic performance, successful completion of the civics test
21 under sub. (1m) (a), and the recommendations of teachers.

22 **SECTION 2072.** 118.33 (1) (f) 2m. of the statutes is amended to read:

23 118.33 (1) (f) 2m. The governing body of each private school participating in the
24 program under s. 119.23 and the governing body of a private school that, pursuant
25 to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3) (c), is responsible for the operation

1 ~~and general management of a school transferred to an opportunity schools and~~
2 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 shall~~
3 ~~develop and periodically review and revise a policy specifying criteria for granting~~
4 ~~a high school diploma to pupils attending the private school under s. 119.23 or the~~
5 ~~school transferred to an opportunity schools and partnership program under s.~~
6 ~~119.33, subch. IX of ch. 115, or subch. II of ch. 119. The criteria shall include the~~
7 ~~pupil's academic performance, successful completion of the civics test under sub.~~
8 ~~(1m) (a), and the recommendations of teachers.~~

9 **SECTION 2073.** 118.33 (1) (f) 3. of the statutes is amended to read:

10 118.33 (1) (f) 3. Neither a school board nor an operator of a charter school under
11 s. 118.40 (2r) or (2x) ~~nor an individual or group or person that, pursuant to s. 115.999~~
12 ~~(3), 119.33 (2) (c) 1. or 2., or 119.9002 (3) (a) or (b), is responsible for the operation and~~
13 ~~general management of a school transferred to an opportunity schools and~~
14 ~~partnership program under s. 119.33, subch. IX of ch. 115, or subch. II of ch. 119 may~~
15 ~~grant a high school diploma to any pupil unless the pupil has satisfied the criteria~~
16 ~~specified in the school board's or charter school's policy under subd. 1. or 2. Neither~~
17 ~~the No governing body of a private school participating in the program under s.~~
18 ~~119.23 nor a governing body of a private school that, pursuant to s. 115.999 (3), 119.33~~
19 ~~(2) (c) 3., or 119.9002 (3) (c), is responsible for the operation and general management~~
20 ~~of a school transferred to an opportunity schools and partnership program under s.~~
21 ~~119.33, subch. IX of ch. 115, or subch. II of ch. 119 may grant a high school diploma~~
22 ~~to any pupil attending the private school under s. 119.23 or the school transferred~~
23 ~~to an opportunity schools and partnership program under s. 119.33, subch. IX of ch.~~
24 ~~115, or subch. II of ch. 119 unless the pupil has satisfied the criteria specified in the~~
25 ~~governing body's policy under subd. 2m. The governing body of a private school~~

1 participating in the program under s. 118.60 may not grant a high school diploma to
2 any pupil attending the private school under s. 118.60 unless the pupil has satisfied
3 the criteria specified in the governing body's policy under subd. 2r.

4 **SECTION 2074.** 118.40 (1) of the statutes is amended to read:

5 118.40 (1) NOTICE TO STATE SUPERINTENDENT. Whenever a school board intends
6 to establish a charter school, it shall notify the state superintendent of its intention.
7 Whenever one of the entities under sub. (2r) (b) ~~or the director under sub. (2x)~~ intends
8 to establish a charter school, it shall notify the state superintendent of its intention
9 by February 1 of the previous school year. A notice under this subsection shall
10 include a description of the proposed school.

11 **SECTION 2075.** 118.40 (2r) (b) 2. i. of the statutes is repealed.

12 **SECTION 2076.** 118.40 (2r) (d) 3. of the statutes is created to read:

13 118.40 (2r) (d) 3. Beginning in the 2022-23 school year, ensure that each
14 charter school under this subsection includes in its curriculum instruction in the
15 culture, tribal sovereignty, and contemporary and historical significant events of the
16 federally recognized American Indian tribes and bands located in this state at least
17 twice in the elementary grades and at least once in the high school grades.

18 **SECTION 2077.** 118.40 (2r) (e) 2p. (intro.) of the statutes is amended to read:

19 118.40 (2r) (e) 2p. (intro.) ~~In Beginning in the 2015-16 school year and in each~~
20 ending in the 2020-21 school year ~~thereafter~~, for a pupil attending a charter school
21 established by or under a contract with an entity under par. (b) 1. a. to f., from the
22 appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of
23 the charter school an amount equal to the sum of the amount paid per pupil under
24 this paragraph in the previous school year; the amount of the per pupil revenue limit
25 adjustment under s. 121.91 (2m) for the current school year, if positive; and the

1 change in the amount of statewide categorical aid per pupil between the previous
2 school year and the current school year, if positive. The change in the statewide
3 categorical aid per pupil shall be determined as follows:

4 **SECTION 2078.** 118.40 (2r) (e) 2p. a. of the statutes is amended to read:

5 118.40 (2r) (e) 2p. a. Add the amounts appropriated in the current fiscal year
6 under s. 20.255 (2), except s. 20.255 (2) (ac), (aw), (az), (bb), (da), (dj), (du), (fm), (fp),
7 (fq), (fr), (fu), (k), and (m); and s. 20.505 (4) (es); and the amount, as determined by
8 the secretary of administration, of the appropriation under s. 20.505 (4) (s) allocated
9 for payments to telecommunications providers under contracts with school districts
10 and cooperative educational service agencies under s. 16.971 (13).

11 **SECTION 2079.** 118.40 (2r) (e) 2q. of the statutes is created to read:

12 118.40 (2r) (e) 2q. Beginning in the 2021-22 school year and in each school year
13 thereafter, from the appropriation under s. 20.255 (2) (fm), for a pupil attending a
14 charter school established by or under a contract with an entity under par. (b) 1., the
15 department shall pay to the operator of the charter school an amount equal to the
16 sum of the amount paid per pupil under this paragraph in the previous school year;
17 the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for the
18 current school year, if positive; and the change in the per pupil amount under s.
19 115.437 (2) (a) between the previous school year and the current school year, if
20 positive.

21 **SECTION 2080.** 118.40 (2r) (f) of the statutes is repealed.

22 **SECTION 2081.** 118.40 (2r) (fm) 1. (intro.) of the statutes is amended to read:

23 118.40 (2r) (fm) 1. (intro.) Beginning in the 2018-19 school year, in addition to
24 the payment under par. (e) and subject to subd. 3., for a pupil attending summer
25 school at a charter school established by or under a contract with an entity under par.

1 (b) 1. ~~a. to f.~~, the department shall pay to the operator of the charter school, in the
2 manner described in par. (e) 3m., an amount determined as follows:

3 **SECTION 2082.** 118.40 (2r) (fm) 2. of the statutes is repealed.

4 **SECTION 2083.** 118.40 (2r) (g) 1. a. of the statutes is amended to read:

5 118.40 (2r) (g) 1. a. Determine the number of pupils residing in the school
6 district for whom a payment is made under par. (e) to an operator of a charter school
7 established under contract with an entity under par. (b) 1. e., ~~eg., or f. to h.~~ in that
8 school year.

9 **SECTION 2084.** 118.40 (2r) (g) 1. b. of the statutes is amended to read:

10 118.40 (2r) (g) 1. b. Multiply the number of pupils under subd. 1. a. by the per
11 pupil amount calculated under par. (e) ~~2p.~~ 2q. for that school year.

12 **SECTION 2085.** 118.40 (2r) (g) 1. bf. of the statutes is amended to read:

13 118.40 (2r) (g) 1. bf. Identify the pupils residing in the school district for whom
14 a payment is made under par. (fm) to an operator of a charter school established
15 under contract with an entity under par. (b) 1. e. ~~or f. to h.~~ in that school year.

16 **SECTION 2086.** 118.40 (2r) (g) 1. c. to dn. of the statutes are repealed.

17 **SECTION 2087.** 118.40 (2r) (g) 1. e. of the statutes is amended to read:

18 118.40 (2r) (g) 1. e. Sum the amounts determined under subd. 1. b., and bn.,
19 ~~d., and dn.~~

20 **SECTION 2088.** 118.40 (2x) (title) of the statutes is amended to read:

21 118.40 (2x) (title) ~~OFFICE~~ CHARTER SCHOOLS AUTHORIZED BY THE FORMER OFFICE
22 OF EDUCATIONAL OPPORTUNITY.

23 **SECTION 2089.** 118.40 (2x) (a) 1. of the statutes is amended to read:

1 118.40 (2x) (a) 1. “Director” means the ~~special assistant to the president of the~~
2 ~~University of Wisconsin System appointed under s. 36.09 (2) (c)~~ chancellor of the
3 University of Wisconsin-Madison.

4 **SECTION 2090.** 118.40 (2x) (b) 1. of the statutes is amended to read:

5 118.40 (2x) (b) 1. The Beginning on the effective date of this subdivision
6 [LRB inserts date], the director may not contract with a person to operate a charter
7 school under this subsection. A contract entered into before the effective date of this
8 subdivision [LRB inserts date], by the special assistant to the president of the
9 University of Wisconsin System appointed under s. 36.09 (2) (c), 2019 stats., with a
10 person to operate a charter school under this subsection remains in full force and
11 effect, but the director may not renew or modify the contract. The director shall carry
12 out the special assistant’s obligations under the contract.

13 **SECTION 2091.** 118.40 (2x) (b) 2. i. of the statutes is repealed.

14 **SECTION 2092.** 118.40 (2x) (cm) (intro.) of the statutes is amended to read:

15 118.40 (2x) (cm) (intro.) ~~Notwithstanding par. (b) 1.,~~ Beginning on the effective
16 date of this paragraph [LRB inserts date], the director may not enter into a
17 contract to operate a recovery charter school under this paragraph. The director may
18 not renew or modify a contract entered into under this paragraph before the effective
19 date of this paragraph [LRB inserts date], by the special assistant to the president
20 of the University of Wisconsin System appointed under s. 36.09 (2) (c), 2019 stats.,
21 to establish, as a pilot project, one recovery charter school, to be located in this state
22 and that operates only high school grades, but the contract remains in full force and
23 effect if the term of the contract is limited to 4 consecutive school years and the
24 contract requires the charter school operator to do all of the following:

25 **SECTION 2093.** 118.40 (2x) (d) 3. of the statutes is created to read:

1 118.40 (2x) (d) 3. Beginning in the 2022-23 school year, ensure that each
2 charter school established under this subsection includes in its curriculum
3 instruction in the culture, tribal sovereignty, and contemporary and historical
4 significant events of the federally recognized American Indian tribes and bands
5 located in this state at least twice in the elementary grades and at least once in the
6 high school grades.

7 **SECTION 2094.** 118.40 (2x) (g) of the statutes is created to read:

8 118.40 (2x) (g) All of the following apply to a charter school established under
9 this subsection before the effective date of this paragraph [LRB inserts date]:

10 1. Unless the director revokes the charter school's charter under sub. (5), the
11 operator of the charter school may continue to operate the charter school under the
12 terms of the contract under par. (b) 1. or (cm) that is effective on the effective date
13 of this subdivision [LRB inserts date], for the remaining term of the contract, but
14 the contract is not renewable for any additional term and may not be extended.

15 2. Unless the director revokes the charter school's charter under sub. (5), the
16 operator of the charter school may enter into a contract under sub. (2m) or (2r) to
17 operate the charter school.

18 **SECTION 2095.** 118.40 (3) (b) of the statutes is amended to read:

19 118.40 (3) (b) A contract under par. (a) or under sub. (2m), (2r), or (2x) may be
20 for any term not exceeding 5 school years and, except as provided under sub. (2x) (g),
21 may be renewed for one or more terms not exceeding 5 school years. The contract
22 shall specify the amount to be paid to the charter school during each school year of
23 the contract.

24 **SECTION 2096.** 118.40 (3) (h) of the statutes is amended to read:

1 118.40 (3) (h) A school board, or an entity under sub. (2r), ~~or the director under~~
2 ~~sub. (2x)~~ may contract for the establishment of a charter school that enrolls only one
3 sex or that provides one or more courses that enroll only one sex if the school board,
4 or entity under sub. (2r), ~~or the director under sub. (2x)~~ makes available to the
5 opposite sex, under the same policies and criteria of admission, schools or courses
6 that are comparable to each such school or course.

7 **SECTION 2097.** 118.40 (3m) (intro.) of the statutes is amended to read:

8 118.40 (3m) AUTHORIZING ENTITY DUTIES. (intro.) A school board, and an entity
9 under sub. (2r) (b), ~~and the director under sub. (2x)~~ shall do all of the following:

10 **SECTION 2098.** 118.40 (3m) (c) of the statutes is amended to read:

11 118.40 (3m) (c) Give preference in awarding contracts for the operation of
12 charter schools ~~other than the charter school established under a contract with the~~
13 ~~director under sub. (2x) (cm)~~ to those charter schools that serve children at risk, as
14 defined in s. 118.153 (1) (a).

15 **SECTION 2099.** 118.40 (3m) (f) of the statutes is repealed.

16 **SECTION 2100.** 118.40 (3n) of the statutes is created to read:

17 118.40 (3n) DIRECTOR DUTIES. The director under sub. (2x) shall, in accordance
18 with the terms of each charter school contract, monitor the performance and
19 compliance with this section of each charter school established under a contract
20 under sub. (2x).

21 **SECTION 2101.** 118.42 (3) (a) 4. of the statutes is amended to read:

22 118.42 (3) (a) 4. Implement changes in administrative and personnel
23 structures that are consistent with applicable collective bargaining agreements
24 under subch. IV of ch. 111.

25 **SECTION 2102.** 118.42 (5) of the statutes is amended to read:

1 118.42 (5) Nothing in this section alters or otherwise affects the rights or
2 remedies afforded school districts and school district employees under federal or
3 state law or under the terms of any applicable collective bargaining agreement under
4 subch. IV of ch. 111.

5 **SECTION 2103.** 118.50 (2m) (a) 2. of the statutes is amended to read:

6 118.50 (2m) (a) 2. Beginning in the 2017-18 school year and ending in the
7 2020-21 school year, the sum of the per pupil amount under this paragraph for the
8 previous school year; the amount of the per pupil revenue limit adjustment under s.
9 121.91 (2m) for the current school year, if positive; and the change in the amount of
10 statewide categorical aid per pupil between the previous school year and the current
11 school year, as determined under s. 118.40 (2r) (e) 2p., if positive.

12 **SECTION 2104.** 118.50 (2m) (a) 3. of the statutes is created to read:

13 118.50 (2m) (a) 3. Beginning in the 2021-22 school year, the sum of the per
14 pupil amount under this paragraph for the previous school year; the amount of the
15 per pupil revenue limit adjustment under s. 121.91 (2m) for the current school year,
16 if positive; and the change in the per pupil amount under s. 115.437 (2) (a) between
17 the previous school year and the current school year, if positive.

18 **SECTION 2105.** 118.51 (1) (aj) of the statutes is repealed.

19 **SECTION 2106.** 118.51 (9) of the statutes is amended to read:

20 118.51 (9) APPEAL OF REJECTION. If the nonresident school board rejects an
21 application under sub. (3) (a) or (7), the resident school board prohibits a pupil from
22 attending public school in a nonresident school district under sub. (3m) (d) or the
23 nonresident school board prohibits a pupil from attending public school in the
24 nonresident school district under sub. (11), the pupil's parent may appeal the
25 decision to the department within 30 days after the decision. If the nonresident

1 school board provides notice that the special education or related service is not
2 available under sub. (12) ~~(b)~~, the pupil's parent may appeal the required transfer to
3 the department within 30 days after receipt of the notice. The department shall
4 affirm the school board's decision unless the department finds that the decision was
5 arbitrary or unreasonable.

6 **SECTION 2107.** 118.51 (12) (title) of the statutes is amended to read:

7 118.51 **(12)** (title) ~~NONRESIDENT SCHOOL DISTRICT STATEMENT OF EDUCATIONAL~~
8 ~~COSTS; SPECIAL~~ SPECIAL EDUCATION OR RELATED SERVICES.

9 **SECTION 2108.** 118.51 (12) (a) of the statutes is repealed.

10 **SECTION 2109.** 118.51 (12) (b) of the statutes is renumbered 118.51 (12).

11 **SECTION 2110.** 118.51 (16) (a) 1. of the statutes is amended to read:

12 118.51 **(16)** (a) 1. For each school district, the number of nonresident pupils
13 attending public school in the school district under this section, other than pupils for
14 whom a payment is made under sub. (17) (a), or (c), ~~or (em)~~.

15 **SECTION 2111.** 118.51 (16) (a) 2. of the statutes is amended to read:

16 118.51 **(16)** (a) 2. For each school district, the number of resident pupils
17 attending public school in a nonresident school district under this section, other than
18 pupils for whom a payment is made under sub. (17) (a), or (c), ~~or (em)~~.

19 **SECTION 2112.** 118.51 (16) (a) 3. b. of the statutes is amended to read:

20 118.51 **(16)** (a) 3. b. Beginning with the amount in the 2015-16 school year and
21 ending with the amount in the 2020-21 school year, except as provided in subd. 3.
22 c., ~~in each school year thereafter~~, the sum of the amount determined under this
23 subdivision for the previous school year; the amount of the per pupil revenue limit
24 adjustment under s. 121.91 (2m) for the current school year, if positive; and the
25 change in the amount of statewide categorical aid per pupil between the previous

1 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,
2 if positive.

3 **SECTION 2113.** 118.51 (16) (a) 3. bm. of the statutes is created to read:

4 118.51 (16) (a) 3. bm. Beginning with the amount for the 2021-22 school year
5 and in each school year thereafter, the sum of the amount determined under this
6 subdivision for the previous school year; the amount of the per pupil revenue limit
7 adjustment under s. 121.91 (2m) for the current school year, if positive; and the
8 change in the per pupil amount under s. 115.437 (2) (a) between the previous school
9 year and the current school year, if positive.

10 **SECTION 2114.** 118.51 (16) (c) of the statutes is amended to read:

11 118.51 (16) (c) If a pupil attends public school in a nonresident school district
12 under this section for less than a full school term, the department shall prorate the
13 state aid adjustments under this subsection and sub. (17) (c) ~~and (em)~~ based on the
14 number of days that school is in session and the pupil attends public school in the
15 nonresident school district.

16 **SECTION 2115.** 118.51 (16) (d) of the statutes is amended to read:

17 118.51 (16) (d) The department shall ensure that the aid adjustments under
18 par. (b) and sub. (17) (c) ~~and (em)~~ do not affect the amount determined to be received
19 by a school district as state aid under s. 121.08 for any other purpose.

20 **SECTION 2116.** 118.51 (17) (b) 2. c. of the statutes is amended to read:

21 118.51 (17) (b) 2. c. Beginning in the 2018-19 school year, ~~and subject to subd.~~
22 ~~3. and ending in the 2020-21 school year,~~ the per pupil transfer amount is the sum
23 of the per pupil transfer amount for the previous school year; the amount of the per
24 pupil revenue limit adjustment under s. 121.91 (2m) for the current school year, if
25 positive; and the change in the amount of statewide categorical aid per pupil between

1 the previous school year and the current school year, as determined under s. 118.40
2 (2r) (e) 2p., if positive, or the amount under s. 118.51 (17) (b) 3., 2019 stats., if
3 applicable.

4 **SECTION 2117.** 118.51 (17) (b) 2. cm. of the statutes is created to read:

5 118.51 (17) (b) 2. cm. Beginning in the 2021-22 school year, the per pupil
6 transfer amount is the sum of the per pupil transfer amount for the previous school
7 year; the amount of the per pupil revenue limit adjustment under s. 121.91 (2m) for
8 the current school year, if positive; and the change in the per pupil amount under s.
9 115.437 (2) (a) between the previous school year and the current school year, if
10 positive.

11 **SECTION 2118.** 118.51 (17) (b) 3. of the statutes is repealed.

12 **SECTION 2119.** 118.51 (17) (bm) of the statutes is repealed.

13 **SECTION 2120.** 118.51 (17) (c) of the statutes is amended to read:

14 118.51 (17) (c) 1. If Beginning in the 2021-22 school year, if the number
15 determined in par. (b) 1. a. is greater than the number determined in par. (b) 1. b. for
16 a school district, ~~in the 2016-17, 2017-18, and 2018-19 school years,~~ the department
17 shall increase that school district's state aid payment under s. 121.08 by an amount
18 equal to the difference multiplied by ~~an~~ the amount under par. (b) 2. a., b., or c. for
19 the applicable school year.

20 2. If Beginning in the 2021-22 school year, if the number determined in par.
21 (b) 1. a. is less than the number determined in par. (b) 1. b. for a school district, ~~in~~
22 ~~the 2016-17, 2017-18, and 2018-19 school years,~~ the department shall decrease that
23 school district's state aid payment under s. 121.08 by an amount equal to the
24 difference multiplied by ~~an~~ the amount under par. (b) 2. a., b., or c. for the applicable
25 school year. If the state aid payment under s. 121.08 is insufficient to cover the

1 reduction, the department shall decrease other state aid payments made by the
2 department to the school district by the remaining amount. If the state aid payment
3 under s. 121.08 and other state aid payments made by the department to the school
4 district are insufficient to cover the reduction, the department shall use the moneys
5 appropriated under s. 20.255 (2) (cg) to pay the balance to school districts under subd.
6 1.

7 **SECTION 2121.** 118.51 (17) (cm) of the statutes is repealed.

8 **SECTION 2122.** 118.55 (3) (title) of the statutes is amended to read:

9 118.55 (3) (title) ~~NOTIFICATION OF SCHOOL BOARD INTENT; DETERMINATION OF HIGH~~
10 ~~SCHOOL CREDIT; NOTIFICATION OF POSTSECONDARY CREDIT.~~

11 **SECTION 2123.** 118.55 (3) (a) of the statutes is amended to read:

12 118.55 (3) (a) A public school pupil who intends to enroll in an institution of
13 higher education under this section shall notify the school board of the school district
14 in which he or she is enrolled or the governing board of the charter school under s.
15 118.40 (2r) or (2x) that he or she attends and a pupil attending a private school who
16 intends to enroll in an institution of higher education under this section shall notify
17 the governing body of the private school he or she attends of that intention no later
18 than March 1 if the pupil intends to enroll in the fall semester, and no later than
19 October 1 if the pupil intends to enroll in the spring semester. The notice shall
20 include the titles of the courses in which the pupil intends to enroll and the number
21 of credits of each course, and shall specify whether the pupil will be taking the
22 courses for high school or postsecondary credit.

23 **SECTION 2124.** 118.55 (3) (b) of the statutes is amended to read:

24 118.55 (3) (b) If the public school pupil specifies in the notice under par. (a) that
25 he or she intends to take a course at an institution of higher education for high school

1 credit, the school board or governing board of the charter school under s. 118.40 (2r)
2 or (2x) shall determine whether the course is comparable to a course offered in the
3 school district, ~~and~~ or charter school, whether the course satisfies any ~~of the~~ high
4 school graduation requirements ~~under s. 118.33~~, and the number of high school
5 credits to award the pupil for the course, if any. If the pupil attending a private school
6 specifies in the notice under par. (a) that he or she intends to take a course at an
7 institution of higher education for high school credit, the governing body of the
8 participating private school shall determine whether the course is comparable to a
9 course offered at the private school, whether the course satisfies any requirements
10 necessary for high school graduation, and the number of high school credits to award
11 the pupil for the course, if any. In cooperation with institutions of higher education,
12 the state superintendent shall develop guidelines to assist school districts boards,
13 governing boards of charter schools under s. 118.40 (2r) or (2x), and participating
14 private schools in making the determinations. The school board, governing board,
15 or governing body shall notify the pupil of its determinations, in writing, before the
16 beginning of the semester in which the pupil will be enrolled. If the public school
17 pupil disagrees with the ~~school board's~~ decision of a school board or governing board
18 of a charter school under s. 118.40 (2r) or (2x) regarding comparability of courses,
19 satisfaction of high school graduation requirements, or the number of high school
20 credits to be awarded, the pupil may appeal the ~~school board's~~ decision to the state
21 superintendent within 30 days after the decision. The state superintendent's
22 decision shall be final and is not subject to review under subch. III of ch. 227. If the
23 pupil attending a participating private school disagrees with any decision of a
24 governing body under this paragraph, the pupil may appeal the decision to the
25 governing body within 30 days after the decision.

1 **SECTION 2125.** 118.55 (4) (b) of the statutes is amended to read:

2 118.55 (4) (b) If an institution of higher education admits a pupil, it shall notify
3 the school board of the school district in which the pupil is enrolled, the governing
4 board of the charter school under s. 118.40 (2r) or (2x) the pupil attends, or the
5 governing body of the pupil's participating private school, in writing, within 30 days
6 after the beginning of classes at the institution of higher education. The notification
7 shall include the course or courses in which the pupil is enrolled.

8 **SECTION 2126.** 118.55 (4) (c) of the statutes is amended to read:

9 118.55 (4) (c) If a pupil is not admitted to attend the course that he or she
10 specified in the notice under sub. (3) (a) but is admitted to attend a different course,
11 the pupil shall immediately notify the school board of the school district in which he
12 or she is enrolled, the governing board of the charter school under s. 118.40 (2r) or
13 (2x) the pupil attends, or the governing body of the pupil's participating private
14 school and the school board, governing board, or governing body shall inform the
15 pupil of its determinations under sub. (3) (b) regarding the course to which the pupil
16 was admitted as soon as practicable.

17 **SECTION 2127.** 118.55 (5) (intro.) of the statutes is amended to read:

18 118.55 (5) RESPONSIBILITY FOR AND DETERMINATION OF COSTS; PAYMENT AND
19 REIMBURSEMENT FOR CERTAIN COSTS. (intro.) Subject to sub. (7t), the school board of
20 the school district in which a pupil attending an institution of higher education under
21 this section is enrolled, the governing board of the charter school under s. 118.40 (2r)
22 or (2x) attended by a pupil who is attending an institution of higher education under
23 this section, and the governing body of the participating private school attended by
24 a pupil who is attending an institution of higher education under this section shall
25 be responsible for the following amount:

1 **SECTION 2128.** 118.55 (5) (a) of the statutes is amended to read:

2 118.55 (5) (a) If the public high school pupil is taking a course for high school
3 credit, regardless of whether the course is also taken for postsecondary credit, and
4 if the course is not comparable to a course offered in the school district or at the
5 charter school, 75 percent of the actual cost of tuition for the course, as determined
6 under par. (d). If a private high school pupil attending a private school is taking a
7 course for high school credit, regardless of whether the course is also taken for
8 postsecondary credit, and if the course is not comparable to a course offered by the
9 participating private school, 75 percent of the actual cost of tuition for the course, as
10 determined under par. (d). If the pupil takes a course described under this paragraph
11 at a high school in a school district, at a charter school under s. 118.40 (2r) or (2x),
12 or at a participating private school, the school board of the school district, the
13 governing board of the charter school, or the governing body of the participating
14 private school ~~shall be~~ is responsible for the costs of books and other necessary
15 materials for the course.

16 **SECTION 2129.** 118.55 (5) (b) of the statutes is amended to read:

17 118.55 (5) (b) If the pupil is taking a course for postsecondary credit and if the
18 course is not comparable to a course offered in the school district, at the charter
19 school under s. 118.40 (2r) or (2x), or the participating private school, 25 percent of
20 the actual cost of tuition for the course, as determined under par. (d).

21 **SECTION 2130.** 118.55 (5) (d) of the statutes is amended to read:

22 118.55 (5) (d) If a school board, the governing board of a charter school under
23 s. 118.40 (2r) or (2x), or the governing body of a participating private school is
24 required to pay tuition on behalf of a pupil under this subsection, the tuition charged
25 for each credit assigned to the course may not exceed the following:

1 1. For an institution of higher education under sub. (1) (bm) 1., other than a
2 University of Wisconsin college campus, as defined in s. 36.05 (6m), one-third of the
3 amount that would be charged for each credit assigned to the course to an individual
4 who is a resident of this state and who is enrolled in the educational institution as
5 an undergraduate student. Subject to sub. (7t), neither the institution of higher
6 education nor the school board ~~nor the, governing board, or governing body~~ may
7 charge any additional costs or fees to a pupil to attend a course under this section.

8 1m. For an institution of higher education under sub. (1) (bm) that is a
9 University of Wisconsin college campus, as defined in s. 36.05 (6m), one-half of the
10 amount that would be charged for each credit assigned to the course to an individual
11 who is a resident of this state and who is enrolled in the college campus as an
12 undergraduate student. Subject to sub. (7t), neither the college campus nor the
13 school board or governing board may charge any additional costs or fees to a pupil
14 to attend a course under this section.

15 2. For an institution of higher education under sub. (1) (bm) 2., one-third of the
16 amount that would be charged for each credit assigned to a similar course offered by
17 the University of Wisconsin-Madison to an individual who is a resident of this state
18 and who is enrolled at the University of Wisconsin-Madison as an undergraduate
19 student. Subject to sub. (7t), neither the institution of higher education nor the
20 school board or governing board may charge any additional costs or fees to a pupil
21 to attend a course under this section.

22 **SECTION 2131.** 118.55 (5) (e) of the statutes is amended to read:

23 118.55 (5) (e) 1. Subject to sub. (7t), within 30 days after the end of the semester,
24 the school board of the school district in which a pupil who attended an institution
25 of higher education under this section was enrolled, the governing board of the

1 charter school under s. 118.40 (2r) or (2x) attended by a pupil who attended an
2 institution of higher education under this section, and the governing body of a
3 participating private school attended by a pupil who attended the institution of
4 higher education under this section shall pay the institution, on behalf of the pupil,
5 the amount determined under par. (d) and shall submit an itemized report to the
6 department of the amounts paid under this subdivision.

7 2. Subject to subd. 3., from the appropriation under s. 20.445 (1) (d), the
8 secretary of the department of workforce development shall, on behalf of the school
9 board of a school district in which a pupil who attended an institution of higher
10 education under this section was enrolled, on behalf of the governing board of the
11 charter school under s. 118.40 (2r) or (2x) attended by a pupil who attended an
12 institution of higher education under this section, and on behalf of the governing
13 body of a participating private school and a pupil who attended the private school and
14 who attended an institution of higher education under this section, pay to the
15 department of public instruction the following amount:

16 a. For a pupil who took a course for high school credit, as described in par. (a),
17 25 percent of the actual cost of tuition for the course, as determined under par. (d).
18 The department of public instruction shall reimburse the school board of the school
19 district, governing board of the charter school, or the governing body of the private
20 school the amount received from the department of workforce development under
21 this subd. 2. a.

22 b. For a pupil who took a course for postsecondary credit, as described in par.
23 (b), 50 percent of the actual cost of tuition for the course, as determined under par.
24 (d). The department of public instruction shall reimburse the school board of the
25 school district, governing board of the charter school, or the governing body of the

1 private school the amount received from the department of workforce development
2 under this subd. 2. b.

3 3. If the appropriation under s. 20.445 (1) (d) in any fiscal year is insufficient
4 to reimburse all school districts, governing boards, and all governing bodies eligible
5 for the full amount of reimbursable tuition costs under subd. 2., the secretary of the
6 department of workforce development shall notify the state superintendent, who
7 shall prorate the amount of the payments under subd. 2. among eligible school
8 districts, governing boards, and governing bodies.

9 **SECTION 2132.** 118.55 (6) of the statutes is amended to read:

10 118.55 (6) RESPONSIBILITY OF PUPIL FOR TUITION AND FEES; INSTITUTION OF HIGHER
11 EDUCATION. (a) Subject to sub. (7t), a pupil taking a course at an institution of higher
12 education for high school credit under this section is not responsible for any portion
13 of the tuition and fees for the course if the school board, the governing board of a
14 charter school under s. 118.40 (2r) or (2x), the state superintendent on appeal under
15 sub. (3) (b), the governing body of the participating private school, or the governing
16 body on appeal under sub. (3) (b) has determined that the course is not comparable
17 to a course offered in the school district, at the charter school, or at the participating
18 private school, whichever is applicable.

19 (b) A pupil taking a course at an institution of higher education for high school
20 credit under this section is responsible for the tuition and fees for the course if the
21 school board, the governing board of a charter school under s. 118.40 (2r) or (2x), or
22 the governing body of the participating private school has determined that the course
23 is comparable to a course offered in the school district, at the charter school, or at the
24 participating private school, unless the state superintendent or the governing body

1 reverses the decision of the school board, governing board, or governing body,
2 respectively, on appeal under sub. (3) (b).

3 (c) 1. Except as provided in subd. 2., a pupil taking a course under this section
4 at an institution of higher education only for postsecondary credit is responsible for
5 25 percent of the actual cost of tuition for the course, as determined under sub. (5)
6 (d). The school board of the school district in which the pupil attending an institution
7 under this section is enrolled, the governing board of the charter school under s.
8 118.40 (2r) or (2x) attended by a pupil attending an institution of higher education
9 under this section, and the governing body of a participating private school attended
10 by a pupil attending an institution of higher education under this section shall
11 establish a written policy governing the timing and method for recovering from the
12 pupil or the pupil's parent or guardian the pupil's share of tuition as specified in this
13 subdivision.

14 2. The school board, governing board of the charter school under s. 118.40 (2r)
15 or (2x), or the governing body of the participating private school shall waive the
16 pupil's responsibility for costs under subd. 1. if the department determines that the
17 cost of the course would pose an undue financial burden on the pupil's family.

18 **SECTION 2133.** 118.55 (7g) of the statutes is amended to read:

19 118.55 (7g) TRANSPORTATION. The parent or guardian of a pupil who is
20 attending an institution of higher education or technical college under this section
21 and is taking a course for high school credit may apply to the state superintendent
22 for reimbursement of the cost of transporting the pupil between the high school or
23 participating private school in which the pupil is enrolled and the institution of
24 higher education or technical college that the pupil is attending if the pupil and the
25 pupil's parent or guardian are unable to pay the cost of such transportation. The

1 state superintendent shall determine the reimbursement amount and shall pay the
2 amount from the appropriation under s. 20.255 (2) ~~(ey)~~ (cx). The state
3 superintendent shall give preference under this subsection to those pupils who
4 satisfy the income eligibility criteria for a free or reduced-price lunch under 42 USC
5 1758 (b) (1).

6 **SECTION 2134.** 118.55 (7t) of the statutes is amended to read:

7 118.55 (7t) LIMITATIONS ON PARTICIPATION AND PAYMENT. (a) A school board,
8 governing board of a charter school under s. 118.40 (2r) or (2x), or the governing body
9 of a participating private school may establish a written policy limiting the number
10 of credits for which the school board, governing board, or governing body will pay
11 under sub. (5) and s. 38.12 (14) (d) to the equivalent of 18 postsecondary semester
12 credits per pupil.

13 (c) If a pupil receives a failing grade in a course, or fails to complete a course,
14 at an institution of higher education or technical college for which the school board,
15 governing board of a charter school under s. 118.40 (2r) or (2x), or the governing body
16 of a participating private school has made payment, the pupil's parent or guardian,
17 or the pupil if he or she is an adult, shall reimburse the school board, governing
18 board, or the governing body the amount paid on the pupil's behalf upon the request
19 of the school board, governing board, or governing body. If a school board, governing
20 board, or governing body that requests reimbursement of a payment made under this
21 section is not reimbursed as requested, the pupil on whose behalf the payment was
22 made is ineligible for any further participation in the program under this section.
23 For the purposes of this paragraph, a grade that constitutes a failing grade for a
24 course offered in the school district, at the charter school under s. 118.40 (2r) or (2x),

1 or at the participating private school constitutes a failing grade for a course taken
2 at an institution of higher education or technical college under this section.

3 **SECTION 2135.** 118.55 (8) (b) of the statutes is amended to read:

4 118.55 (8) (b) A school board, governing board of a charter school under s.
5 118.40 (2r) or (2x), or the governing body of a participating private school may enter
6 into an agreement with an institution of higher education to facilitate the early
7 college credit program under this section.

8 **SECTION 2136.** 118.55 (10) (d) of the statutes is created to read:

9 118.55 (10) (d) This section does not apply to a course for which a high school
10 pupil attending a charter school under s. 118.40 (2r) or (2x) may earn postsecondary
11 credit if all of the following apply:

12 1. The governing board of the charter school and one of the following have
13 entered into an agreement before, on, or after the effective date of this subdivision
14 [LRB inserts date], to provide a college credit in high school program to
15 academically qualified pupils under which participating pupils may take the course
16 for postsecondary credit:

17 a. The chancellor of a University of Wisconsin System institution.

18 b. The president of a private, nonprofit institution.

19 2. The instruction of pupils in the course takes place in the charter school
20 building.

21 3. The individual who provides instruction in the course is any of the following:

22 a. For a course taught pursuant to an agreement under subd. 1. a., a high school
23 teacher who is employed by the governing board of the charter school and certified
24 or approved to provide the instruction by the participating University of Wisconsin

1 System institution or a faculty member of the participating University of Wisconsin
2 System institution.

3 b. For a course taught pursuant to an agreement under subd. 1. b., a high school
4 teacher who is employed by the governing board of the charter school and certified
5 or approved to provide the instruction by the participating private, nonprofit
6 institution or a faculty member of the participating private, nonprofit institution.

7 **SECTION 2137.** 118.60 (2) (a) (intro.) of the statutes is amended to read:

8 118.60 (2) (a) (intro.) Subject to pars. (ag) ~~and~~, (ar), and (bh), any pupil in grades
9 kindergarten to 12 who resides ~~within~~ in an eligible school district may attend any
10 private school under this section and, subject to pars. (ag), (ar), (be), (bh), (bm), and
11 (bs), any pupil in grades kindergarten to 12 who resides in a school district, other
12 than an eligible school district or a 1st class city school district, may attend any
13 private school under this section if all of the following apply:

14 **SECTION 2138.** 118.60 (2) (a) 2. a. of the statutes is amended to read:

15 118.60 (2) (a) 2. a. The pupil was enrolled in a public school in the previous
16 school year. For purposes of this subd. 2. a., a pupil was enrolled in a public school
17 in the previous school year if the pupil was counted in a school district's membership,
18 as defined in s. 121.001 (5), or attended a charter school authorized under s. 118.40
19 (2r) or (2x), and the pupil did not attend a private school during the previous school
20 year.

21 **SECTION 2139.** 118.60 (2) (a) 2. g. of the statutes is amended to read:

22 118.60 (2) (a) 2. g. If the pupil resides in a school district, other than ~~an eligible~~
23 ~~school district~~ or a 1st class city school district, the pupil was on a waiting list under
24 sub. (3) (am) 4. or (ar) 4. in any previous school year.

25 **SECTION 2140.** 118.60 (2) (a) 6. a. of the statutes is amended to read:

1 118.60 (2) (a) 6. a. Except as provided in subd. 6. c. and d., all of the private
2 school's teachers have a teaching license issued by the department or a bachelor's
3 degree or a degree or educational credential higher than a bachelor's degree,
4 including a ~~masters~~ master's or doctorate, from a nationally or regionally accredited
5 institution of higher education. This subd. 6. a. does not apply after June 30, 2024.

6 **SECTION 2141.** 118.60 (2) (a) 6m. of the statutes is created to read:

7 118.60 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,
8 2024, all of the private school's teachers have a teaching license or permit issued by
9 the department.

10 b. Any teacher employed by the private school on July 1, 2024, who has been
11 teaching for at least the 5 consecutive years immediately preceding July 1, 2024, and
12 who does not satisfy the requirements under subd. 6m. a. on July 1, 2024, applies to
13 the department on a form prepared by the department for a temporary,
14 nonrenewable waiver from the requirements under subd. 6m. a. The department
15 shall promulgate rules to implement this subd. 6m. b., including the form of the
16 application and the process by which the waiver application will be reviewed. The
17 application form shall require the applicant to submit a plan for satisfying the
18 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid
19 after July 1, 2029.

20 **SECTION 2142.** 118.60 (2) (be) 3. of the statutes is amended to read:

21 118.60 (2) (be) 3. Beginning with the 2026-27 school year, ~~there is no limit on~~
22 ~~the number of pupils who may attend private schools~~ the limits under this section
23 paragraph do not apply.

24 **SECTION 2143.** 118.60 (2) (bh) of the statutes is created to read:

25 118.60 (2) (bh) 1. In this paragraph, "program cap" means any of the following:

1 a. For an eligible school district, the total number of pupils residing in the
2 eligible school district who attended a private school under this section in the
3 2021-22 school year.

4 b. For all school districts, other than an eligible school district or a 1st class city
5 school district, the total number of pupils residing in those school districts who
6 attended a private school under this section in the 2021-22 school year.

7 2. a. Beginning with the 2022-23 school year, the total number of pupils
8 residing in an eligible school district who may attend a private school under this
9 section during a school year may not exceed the program cap under subd. 1. a.

10 b. Beginning with the 2022-23 school year, the total number of pupils residing
11 in school districts, other than an eligible school district or a 1st class city school
12 district, who may attend a private school under this section during a school year may
13 not exceed the program cap under subd. 1. b.

14 **SECTION 2144.** 118.60 (2) (c) 3. of the statutes is created to read:

15 118.60 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private
16 school participating in the program under this section who teaches only courses in
17 rabbinical studies is not required to hold a license or permit to teach issued by the
18 department.

19 **SECTION 2145.** 118.60 (3) (a) (intro.) of the statutes is renumbered 118.60 (3)
20 (a) and amended to read:

21 118.60 (3) (a) The pupil or the pupil's parent or guardian shall submit an
22 application, on a form provided by the state superintendent, to the participating
23 private school that the pupil wishes to attend. If more than one pupil from the same
24 family applies to attend the same private school, the pupils may use a single
25 application. No later than 60 days after the end of the application period during

1 which an application is received and subject to par. (ar), the private school shall
2 notify each applicant, in writing, whether his or her application has been accepted.
3 ~~If the private school rejects an application, the who is not eligible under sub. (2) to~~
4 ~~attend the private school under this section that the application is rejected. The~~
5 ~~notice shall be in writing and shall include the reason. Subject to par. (ar), a private~~
6 ~~school may reject an applicant only if it has reached its maximum general capacity~~
7 ~~or seating capacity. Except as provided in par. (ar), the state superintendent shall~~
8 ~~ensure that the private school determines which pupils to accept on a random basis,~~
9 ~~except that the private school may give preference to the following in accepting~~
10 ~~applications, in the order of preference listed:~~

11 **SECTION 2146.** 118.60 (3) (a) 1m. to 5. of the statutes are renumbered 118.60
12 (3) (am) 3. am. to e., and 118.60 (3) (am) 3. bm. and d., as renumbered, are amended
13 to read:

14 118.60 (3) (am) 3. bm. Siblings of pupils described in subd. ~~1m.~~ 3. am.

15 d. Siblings of pupils described under subd. 3. c.

16 **SECTION 2147.** 118.60 (3) (am) of the statutes is created to read:

17 118.60 (3) (am) All of the following apply to applications to attend a private
18 school under this section submitted by pupils who reside in an eligible school district:

19 1. A private school that has submitted a notice of intent to participate under
20 sub. (2) (a) 3. a. may accept applications for a school year during application periods
21 determined by the department from pupils who reside in an eligible school district.
22 For each school year, the department shall establish one or more application periods
23 under this subdivision, the first of which begins no earlier than the first weekday in
24 February of the school year before the applicable school year, and the last of which
25 ends no later than September 14 of the applicable school year.

1 2. Each private school that received applications under subd. 1. shall report to
2 the department the number of pupils who applied under subd. 1. to attend the private
3 school under this section and the names of those applicants who have siblings who
4 also applied under subd. 1. to attend the private school under this section. The
5 private school shall submit the report no later than 10 days after each application
6 period described under subd. 1. during which the private school received
7 applications.

8 3. After the end of each application period described under subd. 1., upon
9 receipt of the information under subd. 2., the department shall determine the sum
10 of all applicants for pupils residing in an eligible school district. In determining the
11 sum, the department shall count a pupil who has applied to attend more than one
12 private school under the program only once. If, after the end of an application period
13 described under subd. 1., the sum of all applicants for pupils residing in an eligible
14 school district exceeds the program cap under sub. (2) (bh) 2. a., the department shall
15 determine which applications submitted during the application period to accept on
16 a random basis, except that the department shall give preference in accepting
17 applications of pupils to the following applications, in the order of preference listed:

18 4. If the sum under subd. 3. exceeds the program cap under sub. (2) (bh) 2. a.,
19 the department shall establish a waiting list in accordance with the preferences
20 required under subd. 3.

21 5. A private school that has accepted a pupil who resides in an eligible school
22 district under this paragraph shall notify the department whenever the private
23 school determines that a pupil will not attend the private school under this
24 paragraph. If, upon receiving notice under this subdivision, the department
25 determines that the number of pupils attending private schools under this section

1 falls below the program cap under sub. (2) (bh) 2. a., the department shall fill any
2 available slot with a pupil selected from the waiting list established under subd. 4.,
3 if such a waiting list exists.

4 **SECTION 2148.** 118.60 (3) (ar) (intro.) of the statutes is amended to read:

5 118.60 (3) (ar) (intro.) All of the following apply to applications to attend a
6 private school under this section ~~only if the limitation under sub. (2) (be) applies to~~
7 ~~the school year for which the application is made~~ submitted by pupils who reside in
8 a school district, other than an eligible school district or a 1st class city school district:

9 **SECTION 2149.** 118.60 (3) (ar) 3. of the statutes is renumbered 118.60 (3) (ar)
10 3. (intro.) and amended to read:

11 118.60 (3) (ar) 3. (intro.) ~~Annually~~ After the end of the application period
12 described under subd. 1., upon receipt of the information under subd. 2., the
13 department shall, for each school district, determine the sum of all applicants for
14 pupils residing in that school district ~~under this paragraph~~ and the sum of all
15 applicants for pupils residing in all school districts, other than an eligible school
16 district or a 1st class city school district. In determining ~~the sum~~ those sums, the
17 department shall count a pupil who has applied to attend more than one private
18 school under the program only once. ~~After determining the sum of all applicants for~~
19 ~~pupils residing in a school district,~~ those sums, if any of the following applies, the
20 department shall determine which applications to accept on a random basis, except
21 that the department shall give preference in accepting applications of pupils to the
22 ~~applications of pupils described in par. (a) 1m. to 5. (am) 3. am. to e.,~~ in the order of
23 preference listed ~~in that paragraph.~~ under par. (am) 3.:

24 **SECTION 2150.** 118.60 (3) (ar) 3. a. and b. of the statutes are created to read:

1 118.60 (3) (ar) 3. a. The sum of all applicants for pupils residing in a school
2 district, other than an eligible school district or a 1st class city school district, exceeds
3 the school district's pupil participation limit under sub. (2) (be).

4 b. The sum of all applicants for pupils residing in all school districts, other than
5 an eligible school district or a 1st class city school district, exceeds the program cap
6 under sub. (2) (bh) 2. b.

7 **SECTION 2151.** 118.60 (3) (ar) 4. of the statutes is renumbered 118.60 (3) (ar)
8 4. (intro.) and amended to read:

9 118.60 (3) (ar) 4. (intro.) ~~For each school district in which private schools~~
10 ~~received applications under subd. 1. that exceeded the school district's pupil~~
11 ~~participation limit under sub. (2) (be), the~~ The department shall establish a waiting
12 list in accordance with the preferences required under subd. 3. for each of the
13 following:

14 **SECTION 2152.** 118.60 (3) (ar) 4. a. and b. of the statutes are created to read:

15 118.60 (3) (ar) 4. a. A school district, other than an eligible school district or a
16 1st class city school district, for which the sum described under subd. 3. a. exceeds
17 the school district's pupil participation limit under sub. (2) (be).

18 b. All school districts, other than an eligible school district or a 1st class city
19 school district, if the sum described under subd. 3. b. exceeds the program cap under
20 sub. (2) (bh) 2. b.

21 **SECTION 2153.** 118.60 (3) (ar) 5. of the statutes is amended to read:

22 118.60 (3) (ar) 5. A private school that has accepted a pupil who resides in a
23 school district, other than an eligible school district or a 1st class city school district,
24 under this paragraph shall notify the department whenever the private school
25 determines that a pupil will not attend the private school under this paragraph. If,

1 upon receiving notice under this subdivision, the department determines that the
2 number of pupils attending private schools under this section falls below a school
3 district's pupil participation limit under sub. (2) (be), or below the program cap under
4 sub. (2) (bh) 2. b., the department shall fill any available slot in that school district
5 or program with a pupil selected from the school district's applicable waiting list
6 established under subd. 4., if such a waiting list exists.

7 **SECTION 2154.** 118.60 (3) (b) of the statutes is amended to read:

8 118.60 (3) (b) If ~~a participating private school~~ the department rejects an
9 applicant who resides ~~within~~ in an eligible school district because the private school
10 to which the applicant applied has too few available spaces, the applicant may
11 transfer his or her application to a participating private school that has space
12 available. An applicant who is rejected under this paragraph or an applicant who
13 is on the waiting list under par. (am) 4. may, subject to sub. (2) (bh) 2. a., be admitted
14 to a private school participating in the program under this section for the following
15 school year, provided that the applicant continues to reside ~~within~~ in an eligible
16 school district. The department may not require, in that following school year, the
17 private school to submit financial information regarding the applicant or to verify the
18 eligibility of the applicant to participate in the program under this section on the
19 basis of family income.

20 **SECTION 2155.** 118.60 (3) (c) of the statutes is amended to read:

21 118.60 (3) (c) If ~~a participating private school~~ the department rejects an
22 applicant who resides in a school district, other than an eligible school district or a
23 1st class city school district, because the private school to which the applicant applied
24 has too few available spaces, the applicant may transfer his or her application to a
25 participating private school that has space available. An applicant who is rejected

1 under this paragraph or an applicant who is on the a waiting list under par. (ar) 4.
2 a. or b. may, subject to sub. (2) (be) and (bh) 2. b., be admitted to a private school
3 participating in the program under this section for the following school year,
4 provided that the applicant continues to reside in a school district, other than an
5 eligible school district or a 1st class city school district. The department may not
6 require, in that following school year, the private school to submit financial
7 information regarding the applicant or to verify the eligibility of the applicant to
8 participate in the program under this section on the basis of family income.

9 **SECTION 2156.** 118.60 (4) (bg) 3. of the statutes is amended to read:

10 118.60 (4) (bg) 3. In the 2015-16 to 2020-21 school year ~~and in each school year~~
11 ~~thereafter~~ years, upon receipt from the pupil's parent or guardian of proof of the
12 pupil's enrollment in the private school during a school term, except as provided in
13 subd. 5., the state superintendent shall pay to the private school in which the pupil
14 is enrolled on behalf of the pupil's parent or guardian, from the appropriation under
15 s. 20.255 (2) (fr), an amount equal to the sum of the maximum amount per pupil the
16 state superintendent paid a private school under this section in the previous school
17 year for the grade in which the pupil is enrolled; the amount of the per pupil revenue
18 adjustment under s. 121.91 (2m) for the current school year, if positive; and the
19 change in the amount of statewide categorical aid per pupil between the previous
20 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,
21 if positive.

22 **SECTION 2157.** 118.60 (4) (bg) 6. of the statutes is created to read:

23 118.60 (4) (bg) 6. Beginning in the 2021-22 school year and in each school year
24 thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's
25 enrollment in the private school during a school term, except as provided in subd. 7.,

1 the state superintendent shall pay to the private school in which the pupil is enrolled
2 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255
3 (2) (fr), an amount equal to the sum of the maximum amount per pupil the state
4 superintendent paid a private school under this section in the previous school year
5 for the grade in which the pupil is enrolled; the amount of the per pupil revenue
6 adjustment under s. 121.91 (2m) for the current school year, if positive; and the
7 change in the per pupil amount under s. 115.437 (2) (a) between the previous school
8 year and the current school year, if positive.

9 **SECTION 2158.** 118.60 (4) (bg) 7. of the statutes is created to read:

10 118.60 (4) (bg) 7. If the pupil described in subd. 6. is enrolled in a private school
11 that enrolls pupils under the program in any grade between kindergarten to 8 and
12 also in any grade between 9 to 12, the state superintendent shall substitute for the
13 amount described in subd. 6. the amount determined under subd. 4. a. to d., with the
14 following modifications:

15 a. Multiply the number of pupils participating in the program who are enrolled
16 in the private school in any grade between kindergarten to 8 by the sum of the
17 maximum amount per pupil the state superintendent paid a private school under
18 this section in the previous school year for the grade in which the pupil is enrolled;
19 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current
20 school year, if positive; and the change in the per pupil amount under s. 115.437 (2)
21 (a) between the previous school year and the current school year, if positive.

22 b. Multiply the number of pupils participating in the program who are enrolled
23 in the private school in any grade between 9 to 12 by the sum of the maximum amount
24 per pupil the state superintendent paid a private school under this section in the
25 previous school year for the grade in which the pupil is enrolled; the amount of the

1 per pupil revenue adjustment under s. 121.91 (2m) for the current school year, if
2 positive; and the change in the per pupil amount under s. 115.437 (2) (a) between the
3 previous school year and the current school year, if positive.

4 **SECTION 2159.** 118.60 (4v) (b) of the statutes is amended to read:

5 118.60 (4v) (b) If the department considers a pupil as a resident of an eligible
6 school district under par. (a) for a school year, the department shall ensure that the
7 pupil is not counted for that school year for purposes of determining whether a school
8 district has exceeded its pupil participation limit under sub. (2) (be) and that the
9 pupil is not counted for that school year for purposes of determining whether a
10 program cap under sub. (2) (bh) 2. a. or b. has been exceeded.

11 **SECTION 2160.** 118.60 (7) (b) 2g. of the statutes is created to read:

12 118.60 (7) (b) 2g. Beginning in the 2022-23 school year, as part of the private
13 school's curriculum, include instruction in the culture, tribal sovereignty, and
14 contemporary and historical significant events of the federally recognized American
15 Indian tribes and bands located in this state at least twice in the elementary grades
16 and at least once in the high school grades.

17 **SECTION 2161.** 118.60 (11) (e) of the statutes is created to read:

18 118.60 (11) (e) Notwithstanding sub. (2) (be) and (bh) and s. 119.23 (2) (b),
19 promulgate rules under par. (a) that are consistent with sub. (4v) and s. 119.23 (4v)
20 to ensure that, if a pupil who accepted a space at a private school participating in a
21 program under this section or under s. 119.23 changes the pupil's residence, the pupil
22 will not be counted for purposes of determining whether the participation limit under
23 sub. (2) (be) or the program cap under sub. (2) (bh) or s. 119.23 (2) (b) that applies to
24 the pupil's new residence has been exceeded.

1 **SECTION 2162.** Subchapter I (title) of chapter 119 [precedes 119.01] of the
2 statutes is repealed.

3 **SECTION 2163.** 119.02 (1) of the statutes is amended to read:

4 119.02 (1) “Board” means the board of school directors in charge of the public
5 schools of a city of the 1st class ~~other than those public schools transferred to the~~
6 ~~opportunity schools and partnership programs under s. 119.33 or subch. II.~~

7 **SECTION 2164.** 119.02 (2g) of the statutes is repealed.

8 **SECTION 2165.** 119.02 (4) of the statutes is repealed.

9 **SECTION 2166.** 119.04 (1) of the statutes is amended to read:

10 119.04 (1) Subchapters IV, V, and VII of ch. 115, ch. 121, and ss. 66.0235 (3) (c),
11 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
12 115.345, 115.363, 115.364, 115.365 (3), 115.366, 115.367, 115.38 (2), 115.415, 115.445,
13 115.449, 115.453, 115.457, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.075,
14 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16,
15 118.162, 118.163, 118.164, 118.18, 118.19, 118.196, 118.20, 118.223, 118.225, 118.24
16 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.25, 118.255, 118.258, 118.291, 118.292,
17 118.293, 118.30 to 118.43, 118.46, 118.50, 118.51, 118.52, 118.53, 118.55, 118.56,
18 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17)
19 to (19), (26), (34), (35), (37), (37m), and (38), 120.137, 120.14, 120.20, 120.21 (3), and
20 120.25 are applicable to a 1st class city school district and board ~~but not, unless~~
21 ~~explicitly provided in this chapter or in the terms of a contract, to the commissioner~~
22 ~~or to any school transferred to an opportunity schools and partnership program.~~

23 **SECTION 2167.** 119.16 (1n) of the statutes is repealed.

24 **SECTION 2168.** 119.16 (2) of the statutes is amended to read:

1 119.16 (2) ESTABLISH SCHOOLS AND DISTRICTS. The board shall maintain the
2 public schools in the city, ~~other than those public schools transferred to the~~
3 ~~opportunity schools and partnership programs under s. 119.33 and subch. II,~~ and
4 shall establish, organize, and maintain such schools as the board determines are
5 necessary to accommodate the children entitled to instruction therein. The board
6 shall divide the city into attendance districts for such schools.

7 **SECTION 2169.** 119.16 (8) (a) of the statutes is amended to read:

8 119.16 (8) (a) Annually before adopting its budget for the ensuing school year
9 and at least 5 days before transmitting its completed budget under par. (b), the board
10 shall hold a public hearing on the proposed school budget at a time and place fixed
11 by the board. At least 45 days before the public hearing, the board shall notify the
12 superintendent of schools ~~and the commissioner~~ of the date, time, and place of the
13 hearing. At least one week before the public hearing, the board shall publish a class
14 1 notice, under ch. 985, of the public hearing.

15 **SECTION 2170.** 119.16 (8) (b) of the statutes is amended to read:

16 119.16 (8) (b) The board shall transmit its completed budget to the common
17 council on or before the first Monday in August of each year on forms furnished by
18 the auditing officer of the city, and shall include in the budget the information
19 specified under s. 119.46 (1) for all public schools in the city under this chapter,
20 ~~including the schools transferred to the opportunity schools and partnership~~
21 ~~programs under s. 119.33 and subch. II.~~ The board shall itemize those portions of the
22 ~~budget allocated to schools transferred to the opportunity schools and partnership~~
23 ~~programs under s. 119.33 and subch. II.~~ Such completed budget shall be published
24 with the budget summary under s. 65.04 (2) or 65.20 and budget under s. 65.05 (7).

25 **SECTION 2171.** 119.16 (9) of the statutes is amended to read:

1 119.16 (9) SCHOOL BUDGET. Annually, the board shall prepare a budget for each
2 school in the school district operating under this chapter, ~~other than the schools~~
3 ~~transferred to the opportunity schools and partnership programs under s. 119.33 and~~
4 ~~subch. II.~~

5 **SECTION 2172.** 119.16 (15) of the statutes is repealed.

6 **SECTION 2173.** 119.23 (2) (a) (intro.) of the statutes is amended to read:

7 119.23 (2) (a) (intro.) Subject to pars. (ag) ~~and~~, (ar), and (b), any pupil in grades
8 kindergarten to 12 who resides within the city may attend any private school if all
9 of the following apply:

10 **SECTION 2174.** 119.23 (2) (a) 6. a. of the statutes is amended to read:

11 119.23 (2) (a) 6. a. Except as provided in subd. 6. c., all of the private school's
12 teachers have a teaching license issued by the department or a bachelor's degree or
13 a degree or educational credential higher than a bachelor's degree, including a
14 ~~masters~~ master's or doctorate, from a nationally or regionally accredited institution
15 of higher education. This subd. 6. a. does not apply after June 30, 2024.

16 **SECTION 2175.** 119.23 (2) (a) 6m. of the statutes is created to read:

17 119.23 (2) (a) 6m. a. Except as provided in subd. 6m. b., beginning on July 1,
18 2024, all of the private school's teachers have a teaching license or permit issued by
19 the department.

20 b. Any teacher employed by the private school on July 1, 2024, who has been
21 teaching for at least the 5 consecutive years immediately preceding July 1, 2024, and
22 who does not satisfy the requirements under subd. 6m. a. on July 1, 2024, applies to
23 the department on a form prepared by the department for a temporary,
24 nonrenewable waiver from the requirements under subd. 6m. a. The department
25 shall promulgate rules to implement this subd. 6m. b., including the form of the

1 application and the process by which the waiver application will be reviewed. The
2 application form shall require the applicant to submit a plan for satisfying the
3 requirements under subd. 6m. a. No waiver granted under this subd. 6m. b. is valid
4 after July 1, 2029.

5 **SECTION 2176.** 119.23 (2) (b) of the statutes is created to read:

6 119.23 (2) (b) 1. In this paragraph, “program cap” means the total number of
7 pupils residing in the city who attended a private school under this section in the
8 2021-22 school year.

9 2. Beginning with the 2022-23 school year, the total number of pupils residing
10 in the city who may attend a private school under this section during a school year
11 may not exceed the program cap.

12 **SECTION 2177.** 119.23 (2) (c) 3. of the statutes is created to read:

13 119.23 (2) (c) 3. Notwithstanding par. (a) 6m., a teacher employed by a private
14 school participating in the program under this section who teaches only courses in
15 rabbinical studies is not required to hold a license or permit to teach issued by the
16 department.

17 **SECTION 2178.** 119.23 (3) (a) (intro.) of the statutes is renumbered 119.23 (3)
18 (a) and amended to read:

19 119.23 (3) (a) The pupil or the pupil’s parent or guardian shall submit an
20 application, on a form provided by the state superintendent, to the participating
21 private school that the pupil wishes to attend. If more than one pupil from the same
22 family applies to attend the same private school, the pupils may use a single
23 application. No later than 60 days after the end of the application period during
24 which an application is received, the private school shall notify each applicant, in
25 writing, whether his or her application has been accepted. ~~If the private school~~

1 ~~rejects an application, the who is not eligible under sub. (2) to attend the private~~
2 ~~school under this section that the application is rejected. The notice shall be in~~
3 ~~writing and shall include the reason. A private school may reject an applicant only~~
4 ~~if it has reached its maximum general capacity or seating capacity. The state~~
5 ~~superintendent shall ensure that the private school determines which pupils to~~
6 ~~accept on a random basis, except that the private school may give preference to the~~
7 ~~following in accepting applications, in order of preference listed:~~

8 **SECTION 2179.** 119.23 (3) (a) 1. to 5. of the statutes are renumbered 119.23 (3)
9 (ar) 3. a. to e., and 119.23 (3) (ar) 3. b. and d., as renumbered, are amended to read:

10 119.23 (3) (ar) 3. b. Siblings of pupils described in subd. ~~1.~~ 3. a.

11 d. Siblings of pupils described in subd. 3. c.

12 **SECTION 2180.** 119.23 (3) (ar) of the statutes is created to read:

13 119.23 (3) (ar) All of the following apply to applications to attend a private
14 school under this section submitted by pupils who reside in the city:

15 1. A private school that has submitted a notice of intent to participate under
16 sub. (2) (a) 3. may accept applications for a school year during application periods
17 determined by the department from pupils who reside in the city. For each school
18 year, the department shall establish one or more application periods under this
19 subdivision, the first of which begins no later than the first weekday in February of
20 the school year before the applicable school year, and the last of which ends no later
21 than September 14 of the applicable school year.

22 2. Each private school that received applications under subd. 1. shall report to
23 the department the number of pupils who applied under subd. 1. to attend the private
24 school under this section and the names of those applicants who have siblings who
25 also applied under subd. 1. to attend the private school under this section. The

1 private school shall submit the report no later than 10 days after each application
2 period described under subd. 1. during which the private school received
3 applications.

4 3. After the end of each application period described under subd. 1, upon receipt
5 of the information under subd. 2., the department shall determine the sum of all
6 applicants for pupils residing in the city. In determining the sum, the department
7 shall count a pupil who has applied to attend more than one private school under the
8 program only once. If, after the end of an application period described under subd.
9 1., the sum of all applicants for pupils residing in the city exceeds the program cap
10 under sub. (2) (b), the department shall determine which applications submitted
11 during the application period to accept on a random basis, except that the
12 department shall give preference in accepting applications of pupils to the following
13 applications, in the order of preference listed:

14 4. If the sum under subd. 3. exceeds the program cap under sub. (2) (b), the
15 department shall establish a waiting list in accordance with the preferences required
16 under subd. 3.

17 5. A private school that has accepted a pupil who resides in the city under this
18 paragraph shall notify the department whenever the private school determines that
19 a pupil will not attend the private school under this paragraph. If, upon receiving
20 notice under this subdivision, the department determines that the number of pupils
21 attending private schools under this section falls below the program cap under sub.
22 (2) (b), the department shall fill any available slot with a pupil selected from the
23 waiting list established under subd. 4., if such a waiting list exists.

24 **SECTION 2181.** 119.23 (3) (b) of the statutes is amended to read:

1 119.23 (3) (b) If the private school rejects an applicant because it the private
2 school has too few available spaces, the applicant may transfer his or her application
3 to a participating private school that has space available. An applicant who is
4 rejected under this paragraph or an applicant who is on the waiting list under par.
5 (ar) 4. may, subject to sub. (2) (b), be admitted to a private school participating in the
6 program under this section for the following school year, provided that the applicant
7 continues to reside ~~within~~ in the city. The department may not require, in that
8 following school year, the private school to submit financial information regarding
9 the applicant or to verify the eligibility of the applicant to participate in the program
10 under this section on the basis of family income.

11 **SECTION 2182.** 119.23 (4) (bg) 3. of the statutes is amended to read:

12 119.23 (4) (bg) 3. In the 2015-16 to 2020-21 school year ~~and in each school year~~
13 ~~thereafter~~ years, upon receipt from the pupil's parent or guardian of proof of the
14 pupil's enrollment in the private school during a school term, except as provided in
15 subd. 5., the state superintendent shall pay to the private school in which the pupil
16 is enrolled on behalf of the pupil's parent or guardian, from the appropriation under
17 s. 20.255 (2) (fu), an amount equal to the sum of the maximum amount per pupil the
18 state superintendent paid a private school under this section in the previous school
19 year for the grade in which the pupil is enrolled; the amount of the per pupil revenue
20 adjustment under s. 121.91 (2m) for the current school year, if positive; and the
21 change in the amount of statewide categorical aid per pupil between the previous
22 school year and the current school year, as determined under s. 118.40 (2r) (e) 2p.,
23 if positive.

24 **SECTION 2183.** 119.23 (4) (bg) 6. of the statutes is created to read:

1 119.23 (4) (bg) 6. Beginning in the 2021-22 school year and in each school year
2 thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's
3 enrollment in the private school during a school term, except as provided in subd. 7.,
4 the state superintendent shall pay to the private school in which the pupil is enrolled
5 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255
6 (2) (fu), an amount equal to the sum of the maximum amount per pupil the state
7 superintendent paid a private school under this section in the previous school year
8 for the grade in which the pupil is enrolled; the amount of the per pupil revenue
9 adjustment under s. 121.91 (2m) for the current school year, if positive; and the
10 change in the per pupil amount under s. 115.437 (2) (a) between the previous school
11 year and the current school year, if positive.

12 **SECTION 2184.** 119.23 (4) (bg) 7. of the statutes is created to read:

13 119.23 (4) (bg) 7. If the pupil described in subd. 6. is enrolled in a private school
14 that enrolls pupils under the program in any grade between kindergarten to 8 and
15 also in any grade between 9 to 12, the state superintendent shall substitute for the
16 amount described in subd. 6. the amount determined under subd. 4. a. to d., with the
17 following modifications:

18 a. Multiply the number of pupils participating in the program who are enrolled
19 in the private school in any grade between kindergarten to 8 by the sum of the
20 maximum amount per pupil the state superintendent paid a private school under
21 this section in the previous school year for the grade in which the pupil is enrolled;
22 the amount of the per pupil revenue adjustment under s. 121.91 (2m) for the current
23 school year, if positive; and the change in the per pupil amount under s. 115.437 (2)
24 (a) between the previous school year and the current school year, if positive.

1 b. Multiply the number of pupils participating in the program who are enrolled
2 in the private school in any grade between 9 to 12 by the sum of the maximum amount
3 per pupil the state superintendent paid a private school under this section in the
4 previous school year for the grade in which the pupil is enrolled; the amount of the
5 per pupil revenue adjustment under s. 121.91 (2m) for the current school year, if
6 positive; and the change in the per pupil amount under s. 115.437 (2) (a) between the
7 previous school year and the current school year, if positive.

8 **SECTION 2185.** 119.23 (4v) (b) of the statutes is amended to read:

9 119.23 (4v) (b) If the department considers a pupil as a resident of the city
10 under par. (a) for a school year, the department shall ensure that the pupil is not
11 counted for that school year for purposes of determining whether a school district has
12 exceeded its pupil participation limit under s. 118.60 (2) (be) and that the pupil is not
13 counted for that school year for purposes of determining whether a program cap
14 under sub. (2) (b) or s. 118.60 (2) (bh) 2. a. or b. has been exceeded.

15 **SECTION 2186.** 119.23 (7) (b) 2g. of the statutes is created to read:

16 119.23 (7) (b) 2g. Beginning in the 2022-23 school year, as part of the private
17 school's curriculum, include instruction in the culture, tribal sovereignty, and
18 contemporary and historical significant events of the federally recognized American
19 Indian tribes and bands located in this state at least twice in the elementary grades
20 and at least once in the high school grades.

21 **SECTION 2187.** 119.23 (11) (e) of the statutes is created to read:

22 119.23 (11) (e) Notwithstanding sub. (2) (b) and s. 118.60 (2) (be) and (bh),
23 promulgate rules under par. (a) that are consistent with sub. (4v) and s. 118.60 (4v)
24 to ensure that, if a pupil who accepted a space at a private school participating in the
25 program under this section or under s. 118.60 changes the pupil's residence, the pupil

1 will not be counted for purposes of determining whether the participation limit under
2 s. 118.60 (2) (be) or the program cap under sub. (2) (b) or s. 118.60 (2) (bh) that applies
3 to the pupil's new residence has been exceeded.

4 **SECTION 2188.** 119.33 of the statutes is repealed.

5 **SECTION 2189.** 119.44 (2) (a) 5. of the statutes is repealed.

6 **SECTION 2190.** 119.46 (1) of the statutes is amended to read:

7 119.46 (1) As part of the budget transmitted annually to the common council
8 under s. 119.16 (8) (b), the board shall report the amount of money required for the
9 ensuing school year to operate all public schools in the city under this chapter,
10 ~~including the schools transferred to the superintendent of schools opportunity~~
11 ~~schools and partnership program under s. 119.33 and to the opportunity schools and~~
12 ~~partnership program under subch. II,~~ to repair and keep in order school buildings
13 and equipment, ~~including school buildings and equipment transferred to the~~
14 ~~superintendent of schools opportunity schools and partnership program under s.~~
15 ~~119.33 and to the opportunity schools and partnership program under subch. II,~~ to
16 make material improvements to school property, and to purchase necessary
17 additions to school sites. The report shall specify the amount of net proceeds from
18 the sale or lease of city-owned property used for school purposes deposited in the
19 immediately preceding school year into the school operations fund as specified under
20 s. 119.60 (2m) (c) or (5) and the net proceeds from the sale of an eligible school
21 building deposited in the immediately preceding school year into the school
22 operations fund as specified under s. 119.61 (5). The amount included in the report
23 for the purpose of supporting the Milwaukee Parental Choice Program under s.
24 119.23 shall be reduced by the amount of aid received by the board under s. 121.136
25 ~~and by the amount specified in the notice received by the board under s. 121.137 (2).~~

1 The common council shall levy and collect a tax upon all the property subject to
2 taxation in the city, which shall be equal to the amount of money required by the
3 board for the purposes set forth in this subsection, at the same time and in the same
4 manner as other taxes are levied and collected. Such taxes shall be in addition to all
5 other taxes ~~which~~ that the city is authorized to levy. The taxes so levied and collected,
6 any other funds provided by law and placed at the disposal of the city for the same
7 purposes, and the moneys deposited in the school operations fund under ss. 119.60
8 (1), (2m) (c), and (5) and 119.61 (5) shall constitute the school operations fund.

9 **SECTION 2191.** 119.49 (4) of the statutes is amended to read:

10 119.49 (4) The common council shall levy and collect a tax upon all taxable
11 property in the city, in the same manner and at the same time as other taxes are
12 levied and collected, ~~which~~ that shall be sufficient to pay the interest on all school
13 bonds issued under this ~~subchapter~~ ~~which~~ chapter that are outstanding and to pay
14 such part of the principal of such school bonds as becomes due during the ensuing
15 school year.

16 **SECTION 2192.** 119.55 of the statutes is repealed.

17 **SECTION 2193.** 119.61 (1) (a) 4. of the statutes is amended to read:

18 119.61 (1) (a) 4. An individual or group that is pursuing a contract with an
19 entity under s. 118.40 (2r) (b) ~~or the director under s. 118.40 (2x)~~ to operate a school
20 as a charter school.

21 **SECTION 2194.** 119.61 (2) (b) of the statutes is amended to read:

22 119.61 (2) (b) The board shall submit a copy of the inventory required under
23 par. (a) to ~~the commissioner~~, the superintendent of schools, the city clerk, the
24 department, and the joint committee on finance.

25 **SECTION 2195.** 119.61 (2) (c) of the statutes is amended to read:

1 119.61 (2) (c) In addition to the inventory required under par. (a), the board
2 shall annually notify ~~the commissioner~~, the superintendent of schools, the city clerk,
3 the department, and the joint committee on finance any time a change is made to the
4 use of a school building.

5 **SECTION 2196.** 119.61 (3) (a) of the statutes is amended to read:

6 119.61 (3) (a) If, within 60 days after receipt of the inventory required under
7 sub. (2) (a) or of a notice under sub. (2) (c), ~~either the commissioner or the~~
8 superintendent of schools submits a letter of interest regarding an eligible school
9 building, the common council shall immediately proceed to add ~~the commissioner or~~
10 the superintendent of schools, ~~respectively~~, as an agent of the board on any existing
11 lease for the eligible school building between the common council and the board.

12 **SECTION 2197.** 119.61 (3) (b) of the statutes is amended to read:

13 119.61 (3) (b) If, no more than 60 days after providing ~~the commissioner and~~
14 the superintendent of schools with a copy of the inventory under sub. (2) (a) or of a
15 notice under sub. (2) (c), ~~neither the commissioner nor the superintendent of schools~~
16 has not submitted a letter of interest under par. (a), the city clerk shall post a public
17 notice on the city's Internet site. The city clerk shall include in the public notice
18 under this subsection the address of and the information specified under sub. (2) (a)
19 1. and 8. for each school building identified on the inventory under sub. (2) (a), or on
20 the notice under sub. (2) (c), that is an eligible school building. The city clerk shall
21 include in the public notice a request for and instructions for submitting letters of
22 interest from persons interested in purchasing an eligible school building.

23 **SECTION 2198.** 119.66 of the statutes is amended to read:

24 **119.66 Interest in contracts forbidden.** During the term for which elected
25 or appointed and for 2 years after the expiration of the term, no member of the board

1 may be employed by the board or by the department of employee trust funds in any
2 capacity for which a salary or emolument is provided by the board or the department
3 of employee trust funds. No board member, superintendent of schools, assistant
4 superintendent, other assistant, teacher, or other employee of the board may have
5 any interest in the purchase or sale of property by the city for the use or convenience
6 of the schools. No contract made in violation of this section is valid. Any
7 consideration paid by the city for a purchase or sale prohibited by this section may
8 be recovered in an action at law in the name of the city. Any person violating this
9 section shall be removed from any position held under this subchapter chapter.

10 **SECTION 2199.** Subchapter II (title) of chapter 119 [precedes 119.9000] of the
11 statutes is repealed.

12 **SECTION 2200.** 119.9000 of the statutes is repealed.

13 **SECTION 2201.** 119.9001 of the statutes is repealed.

14 **SECTION 2202.** 119.9002 of the statutes is repealed.

15 **SECTION 2203.** 119.9003 of the statutes is repealed.

16 **SECTION 2204.** 119.9004 of the statutes is repealed.

17 **SECTION 2205.** 119.9005 of the statutes is repealed.

18 **SECTION 2206.** 120.12 (15) of the statutes is amended to read:

19 120.12 (15) SCHOOL HOURS. Establish rules scheduling the hours of a normal
20 school day. The school board may differentiate between the various elementary and
21 high school grades in scheduling the school day. This subsection does not eliminate
22 a school district's duty under subch. IV of ch. 111 to bargain with its employees'
23 collective bargaining representative over any calendaring proposal which is
24 primarily related to wages, hours, or conditions of employment.

25 **SECTION 2207.** 120.13 (2) (g) of the statutes is amended to read:

1 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.
2 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.729, 632.746 (10) (a) 2. and (b) 2.,
3 632.747 (3), 632.798, 632.85, 632.853, 632.855, 632.862, 632.867, 632.87 (4) to (6),
4 632.871, 632.885, 632.89, 632.895 (9) to (17), 632.896, and 767.513 (4).

5 **SECTION 2208.** 120.13 (2) (g) of the statutes, as affected by 2021 Wisconsin Act
6 (this act), section 2207, is amended to read:

7 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.
8 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.728, 632.729, 632.746 (1) and (10) (a)
9 2. and (b) 2., 632.747 (3), 632.798, 632.85, 632.853, 632.855, 632.862, 632.867, 632.87
10 (4) to (6), 632.871, 632.885, 632.89, 632.895 (9) (8) to (17), 632.896, and 767.513 (4).

11 **SECTION 2209.** 120.18 (1) (gm) of the statutes is amended to read:

12 120.18 (1) (gm) Payroll and related benefit costs for all school district
13 employees in the previous school year. ~~Payroll costs~~ Costs for represented employees
14 shall be based upon the costs of wages of any collective bargaining agreements
15 covering such employees for the previous school year. If, as of the time specified by
16 the department for filing the report, the school district has not entered into a
17 collective bargaining agreement for any portion of the previous school year with the
18 recognized or certified representative of any of its employees, increased costs of
19 wages reflected in the report shall be equal to the maximum wage expenditure that
20 is subject to collective bargaining under s. 111.70 (4) (mb) 2. for the employees limited
21 to the lower of the school district's offer or the representative's offer. The school
22 district shall amend the annual report to reflect any change in such costs as a result
23 of any collective bargaining agreement entered into between the date of filing the
24 report and October 1. Any such amendment shall be concurred in by the certified

1 public accountant licensed or certified under ch. 442 certifying the school district
2 audit.

3 **SECTION 2210.** 120.18 (1) (o) of the statutes is repealed.

4 **SECTION 2211.** 121.004 (7) (c) 1. a. of the statutes is amended to read:

5 121.004 (7) (c) 1. a. A pupil enrolled in a ~~5-year-old~~ kindergarten program that
6 requires full-day attendance by the pupil for 5 days a week, but not on any day of
7 the week that pupils enrolled in other grades in the school do not attend school, for
8 an entire school term shall be counted as one pupil.

9 **SECTION 2212.** 121.004 (7) (c) 2. of the statutes is amended to read:

10 121.004 (7) (c) 2. In subd. 1. a. and b., “full-day” means the length of the school
11 day for pupils in the first grade of the school district operating the 4-year-old or
12 5-year-old-kindergarten program.

13 **SECTION 2213.** 121.004 (7) (cm) of the statutes is amended to read:

14 121.004 (7) (cm) A pupil enrolled in a 4-year-old kindergarten program,
15 including a 4-year-old kindergarten program being phased in under s. 118.14 (3) (b),
16 that provides the required number of hours of direct pupil instruction under s. 121.02
17 (1) (f) but requires less than full-day attendance by the pupil for 5 days a week shall
18 be counted as 0.6 pupil if the program annually provides at least 87.5 additional
19 hours of outreach activities. In this paragraph, “full-day” has the meaning given in
20 par. (c) 2.

21 **SECTION 2214.** 121.02 (1) (L) 4. of the statutes is amended to read:

22 121.02 (1) (L) 4. Beginning September 1, ~~1991~~ 2022, as part of the social studies
23 curriculum, include instruction in the history, culture and, tribal sovereignty, and
24 contemporary and historical significant events of the federally recognized American
25 Indian tribes and bands located in this state at least ~~twice~~ once in the elementary

1 grades kindergarten to 2, once in grades 3 to 5, and at least once twice in the high
2 school grades 6 to 8.

3 **SECTION 2215.** 121.02 (1) (L) 4m. of the statutes is created to read:

4 121.02 (1) (L) 4m. Beginning September 1, 2022, as part of the high school
5 curriculum, include instruction in the culture, tribal sovereignty, and contemporary
6 and historical significant events of the federally recognized American Indian tribes
7 and bands located in this state at least once in each of the high school grades. In at
8 least one high school grade, the school board shall include the instruction required
9 under this subdivision in the social studies curriculum.

10 **SECTION 2216.** 121.07 (2) (intro.) of the statutes is amended to read:

11 121.07 (2) MEMBERSHIP. (intro.) For the purposes of ss. 121.08, 121.09, 121.095,
12 and 121.105, ~~and 121.137,~~ a school district's membership is the sum of all of the
13 following:

14 **SECTION 2217.** 121.07 (2) (d) of the statutes is amended to read:

15 121.07 (2) (d) The number of pupils residing in the school district in the
16 previous school year for whom a payment was made under s. 118.40 (2r) (e) to an
17 operator of a charter school established under contract with an entity under s. 118.40
18 (2r) (b) 1. e., ~~eg., or f.~~ to h. in the previous school year.

19 **SECTION 2218.** 121.07 (2) (e) of the statutes is amended to read:

20 121.07 (2) (e) The number of pupils residing in the school district in the
21 previous school year for whom a payment was made under s. 118.40 (2r) (f), 2019
22 stats., in the previous school year.

23 **SECTION 2219.** 121.07 (2) (e) of the statutes, as affected by 2021 Wisconsin Act
24 (this act), is repealed.

25 **SECTION 2220.** 121.075 of the statutes is created to read:

1 **121.075 Two-thirds funding of partial school revenues; appropriation**
2 **amount in odd fiscal years. (1)** In this section:

3 (a) “Partial school revenues” means the sum of state school aids, property taxes
4 levied for school districts, and aid paid to school districts under ss. 79.095 (4) and
5 79.096 (4), less all of the following:

6 1. The amount of any revenue limit increase under s. 121.91 (4) (a) 2. due to a
7 school board’s increasing the services that it provides by adding responsibility for
8 providing a service transferred to it from another school board.

9 2. The amount of any revenue limit increase under s. 121.91 (4) (a) 3.

10 3. The amount of any revenue limit increase under s. 121.91 (4) (h).

11 4. The amount of any property taxes levied for the purpose of s. 120.13 (19).

12 5. An amount equal to the amount estimated to be paid under s. 119.23 (4) and
13 (4m) multiplied by the applicable percentage in s. 121.08 (4) (b).

14 6. The amount by which the property tax levy for debt service on debt that has
15 been approved by a referendum exceeds \$490,000,000.

16 (b) “State school aids” means all of the following:

17 1. The amounts appropriated under s. 20.255 (1) (b) and (2), other than s.
18 20.255 (2) (aw), (az), (bb), (fm), (fp), (fq), (fr), (fs), (fu), (fv), (k), and (m).

19 2. The amount appropriated under s. 20.505 (4) (es).

20 3. The amount, as determined by the secretary of administration, of the
21 appropriation under s. 20.505 (4) (s) allocated for payments to telecommunications
22 providers under contracts with school districts and cooperative educational service
23 agencies under s. 16.971 (13).

24 4. The amount appropriated under s. 20.437 (2) (eh).

1 **(2)** By May 15, 2022, and annually by May 15 thereafter, the department, the
2 department of administration, and the legislative fiscal bureau shall jointly certify
3 to the joint committee on finance an estimate of the amount necessary to appropriate
4 under s. 20.255 (2) (ac) in the following school year to ensure that state school aids
5 equal two-thirds of partial school revenues.

6 **(3)** By June 30, 2022, and biennially by June 30 thereafter, the joint committee
7 on finance shall determine the amount appropriated under s. 20.255 (2) (ac) in the
8 following school year.

9 **SECTION 2221.** 121.08 (4) (b) (intro.) and 1. of the statutes are consolidated,
10 renumbered 121.08 (4) (b) and amended to read:

11 121.08 **(4)** (b) The amount of state aid that the school district operating under
12 ch. 119 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also
13 be reduced by the amount calculated as follows: ~~1. Multiply the amounts paid under~~
14 ~~s. 119.23 (4) and (4m) in the 2009-10 school year by 41.6 percent, and multiply by~~
15 multiplying the amounts paid under s. 119.23 (4) and (4m) in the 2010-11 to 2012-13
16 school years by 38.4 percent. Beginning in the 2013-14 school year, multiply the
17 amounts paid under s. 119.23 (4) and (4m) in the current school year by a percentage
18 determined by subtracting 3.2 percentage points from the percentage that was
19 applied under this ~~subdivision~~ paragraph in the previous school year. This
20 ~~subdivision~~ paragraph does not apply after the 2024-25 school year.

21 **SECTION 2222.** 121.08 (4) (b) 2. and 3. of the statutes are repealed.

22 **SECTION 2223.** 121.135 (2) (a) 1. of the statutes is amended to read:

23 121.135 **(2)** (a) 1. “Additional general aid” means the amount determined by
24 calculating the percentage of a school district’s shared costs that would be paid under
25 s. 121.08 if its membership included each pupil who is a resident of the school district

1 or is attending the school district under s. 118.51 and solely enrolled in a special
2 education program provided by ~~a-~~ the county children with disabilities education
3 board that includes the school district in its program under s. 115.817 (2) and the
4 school district's shared costs were increased by the costs of the county children with
5 disabilities education board program for all pupils participating in the county
6 children with disabilities education board program who are residents of the school
7 district or attending the school district under s. 118.51, and multiplying the costs of
8 the county children with disabilities education board program by that percentage.

9 **SECTION 2224.** 121.137 of the statutes is repealed.

10 **SECTION 2225.** 121.15 (1m) (a) (intro.) and 3. of the statutes are consolidated,
11 renumbered 121.15 (1m) (a) and amended to read:

12 121.15 **(1m)** (a) Notwithstanding subs. (1) and (1g), ~~a portion of state aid to~~
13 ~~school districts shall be distributed as follows: 3. Beginning~~ beginning in the
14 1999-2000 school year and ending in the 2020-21 school year, annually the state
15 shall ~~pay~~ distribute a portion of state aid to school districts by paying to school
16 districts, from the appropriation under s. 20.255 (2) (ac), \$75,000,000 on the 4th
17 Monday in July of the following school year.

18 **SECTION 2226.** 121.41 of the statutes is amended to read:

19 **121.41 Driver education programs; fees.** A school board, operator of a
20 charter school authorized under s. 118.40 (2r) or (2x), cooperative educational service
21 agency, or the technical college system board may establish and collect reasonable
22 fees for any driver education program or part of a program which is neither required
23 for nor credited toward graduation. The school board, operator of a charter school
24 authorized under s. 118.40 (2r) or (2x), cooperative educational service agency, or the

1 technical college system board may waive any fee established under this subsection
2 for any indigent pupil.

3 **SECTION 2227.** 121.42 of the statutes is created to read:

4 **121.42 Driver education programs; state aid. (1)** In this section:

5 (a) “Driver education program” means an instructional program in driver
6 education approved by the department and operated by a qualified driver education
7 provider or driver school.

8 (b) “Driver school” has the meaning given in s. 343.60 (1).

9 (c) “Eligible pupil” means a pupil who met the income eligibility standard for
10 a free or reduced-price lunch in the federal school lunch program under 42 USC 1758
11 (b) (1) in the previous school year.

12 (d) “Qualified driver education provider” means a school board, the operator of
13 a charter school authorized under s. 118.40 (2r) or (2x), or a cooperative educational
14 service agency.

15 **(2)** Beginning in the 2022-23 school year, the department shall pay to each
16 qualified driver education provider and driver school the amount determined under
17 sub. (3) if all of the following apply:

18 (a) The qualified driver education provider or driver school demonstrates to the
19 department that for eligible pupils the qualified driver education provider or driver
20 school waived at least 50 percent of the fees the qualified driver education provider
21 or driver school otherwise charges pupils to enroll in and complete the driver
22 education program.

23 (b) By October 1, 2022, and annually thereafter, the qualified driver education
24 provider or driver school reports to the department all of the following:

1 1. The number of eligible pupils who enrolled in and successfully completed a
2 driver education program operated by the qualified driver education provider or
3 driver school in the previous school year.

4 2. The amount the qualified driver education provider or driver school charged
5 a pupil who was not an eligible pupil to enroll in and complete the driver education
6 program in the previous school year.

7 **(3)** The department shall calculate the amount paid to a qualified driver
8 education provider or driver school under sub. (2) by multiplying the number of
9 eligible pupils the qualified driver education provider or driver school reported under
10 sub. (2) (b) 1. by 50 percent of the amount the qualified driver education provider or
11 driver school reported under sub. (2) (b) 2.

12 **(4)** The department may promulgate rules to implement and administer this
13 section.

14 **SECTION 2228.** 121.58 (2) (a) 4. of the statutes is amended to read:

15 121.58 **(2)** (a) 4. For each pupil so transported whose residence is more than
16 12 miles from the school attended, ~~\$300~~ \$365 per school year in the ~~2016-17~~ 2020-21
17 school year and ~~\$365~~ \$375 per school year thereafter.

18 **SECTION 2229.** 121.58 (4) of the statutes is amended to read:

19 121.58 **(4)** STATE AID FOR SUMMER CLASS TRANSPORTATION. Annually on or before
20 October 1 of the year in which transportation is provided under s. 118.50 (3) (b) or
21 121.54 (4), or under s. 121.54 (10) if the transportation is provided by the nonresident
22 school district that a pupil attends under s. 118.51 or 121.84 (4), the school district
23 clerk shall file with the department a report, containing such information as the
24 department requires, on transportation provided by the school board to and from
25 summer classes. Upon receipt of such report and if the summer classes meet the

1 requirements of s. 121.14 (1) (a) 1. or 2., state aid shall be paid for such
2 transportation. A school district which that provides such transportation shall be
3 paid state aid for such transportation at the rate of \$10 per pupil transported to and
4 from public school whose residence is at least 2 miles and not more than 5 miles by
5 the nearest traveled route from the public school attended, and \$20 per pupil
6 transported to and from public school whose residence is more than 5 miles by the
7 nearest traveled route from the public school attended, ~~if the pupil is transported 30~~
8 ~~days or more. The state aid shall be reduced proportionately if the pupil is~~
9 ~~transported less than 30 days.~~

10 **SECTION 2230.** 121.59 (2) (intro.) of the statutes is amended to read:

11 121.59 (2) (intro.) Annually the department shall, subject to sub. (3), pay to
12 each eligible school district the amount determined as follows:

13 **SECTION 2231.** 121.59 (2m) (a) (intro.), 1. and 2. of the statutes are renumbered
14 121.59 (2m) (intro.), (am) and (bm), and 121.59 (2m) (intro.) and (bm), as
15 renumbered, are amended to read:

16 121.59 (2m) (intro.) ~~Beginning in the 2017-18 school year and in any school~~
17 ~~year thereafter, if a~~ If an eligible school district was eligible to receive aid under sub.
18 (2) in the immediately preceding school year but is ineligible to receive aid in the
19 current school year because the number under sub. (2) (d) is not a positive number,
20 the state superintendent shall, subject to ~~par. (b)~~ sub. (3), pay to that eligible school
21 district the amount determined as follows:

22 (bm) Multiply the amount under ~~subd. 1, par. (am)~~ by 0.5.

23 **SECTION 2232.** 121.59 (2m) (b) of the statutes is repealed.

24 **SECTION 2233.** 121.59 (3) of the statutes is amended to read:

1 121.59 (3) Aid under this section ~~shall be~~ is paid from the appropriation under
2 s. 20.255 (2) (cq). If the appropriation under s. 20.255 (2) (cq) is insufficient to pay
3 the full amount of aid under subs. (2) and (2m), the state superintendent shall
4 prorate the payments among the eligible school districts entitled to receive aid under
5 this section.

6 **SECTION 2234.** 121.84 (4) (b) of the statutes is amended to read:

7 121.84 (4) (b) If a pupil attends school in a school district outside the pupil's
8 school district of residence under par. (a), s. 118.51 (12) ~~(b)~~, (14), (16), and (17) apply
9 to the pupil as if the pupil were attending school in a nonresident school district
10 under s. 118.51. If the pupil is rejected as a result of s. 118.51 (12) ~~(b)~~, s. 118.51 (9)
11 applies.

12 **SECTION 2235.** 121.90 (1) (h) of the statutes is created to read:

13 121.90 (1) (h) In determining a school district's revenue limit for the 2021-22,
14 2022-23, and 2023-24 school years, the number of pupils enrolled in the school
15 district in the 2020-21 school year is the sum of the following:

16 1. The greater of the following:

17 a. Forty percent of the summer enrollment in the 2019-20 school year.

18 b. Forty percent of the summer enrollment in the 2020-21 school year.

19 2. The greater of the following:

20 a. The number of pupils enrolled in the school district in the 2019-20 school
21 year, as determined without the exceptions provided in par. (dr).

22 b. The number of pupils enrolled in the school district in the 2020-21 school
23 year, as determined without the exceptions provided in par. (dr).

24 **SECTION 2236.** 121.90 (2) (am) 4. of the statutes is repealed.

25 **SECTION 2237.** 121.905 (1) (a) of the statutes is amended to read:

1 121.905 (1) (a) Except as provided in par. (b), in this section, “revenue ceiling”
2 means \$9,100 in the 2017-18 school year, \$9,400 in the 2018-19 school year, \$9,500
3 in the 2019-20 school year, \$9,600 in the 2020-21 school year, ~~\$9,700~~ \$10,250 in the
4 2021-22 school year, and ~~\$9,800~~ \$10,500 in the 2022-23 school year and in any
5 subsequent school year.

6 **SECTION 2238.** 121.905 (1) (b) 1. to 3. of the statutes are repealed.

7 **SECTION 2239.** 121.905 (1) (b) 6. and 7. of the statutes are repealed.

8 **SECTION 2240.** 121.905 (3) (a) 1. of the statutes is amended to read:

9 121.905 (3) (a) 1. Except as provided under subds. 2. and 3., calculate the sum
10 of the amount of state aid received in the previous school year and property taxes
11 levied for the previous school year, excluding property taxes levied for the purpose
12 of s. 120.13 (19) and excluding funds described under s. 121.91 (4) (c), and the costs
13 of the county children with disabilities education board program, as defined in s.
14 121.135 (2) (a) 2., in the previous year, for pupils who were school district residents
15 or nonresidents who attended the school district under s. 118.51 and solely enrolled
16 in a special education program provided by ~~a~~ the county children with disabilities
17 education board ~~in the previous school year~~ that included the school district in its
18 program under s. 115.817 (2).

19 **SECTION 2241.** 121.905 (3) (c) 6. of the statutes is amended to read:

20 121.905 (3) (c) 6. For the limit for each of the 2015-16 to 2018-19 school years,
21 ~~for the 2021-22 school year, and for any school year thereafter~~, make no adjustment
22 to the result under par. (b).

23 **SECTION 2242.** 121.905 (3) (c) 9. of the statutes is created to read:

24 121.905 (3) (c) 9. For the limit for the 2021-22 school year, add \$200 to the
25 result under par. (b).

1 **SECTION 2243.** 121.905 (3) (c) 10. of the statutes is created to read:

2 121.905 (3) (c) 10. For the limit for the 2022-23 school year, add \$204 to the
3 result under par. (b).

4 **SECTION 2244.** 121.905 (3) (c) 11. of the statutes is created to read:

5 121.905 (3) (c) 11. For the limit for the 2023-24 school year and any school year
6 thereafter, add the result under s. 121.91 (2m) (L) 2. to the result under par. (b).

7 **SECTION 2245.** 121.91 (2m) (i) (intro.) of the statutes is amended to read:

8 121.91 (2m) (i) (intro.) Except as provided in subs. (3), (4), and (8), no school
9 district may increase its revenues for any of the 2015-16 to 2018-19 school year or
10 for any school year thereafter years to an amount that exceeds the amount calculated
11 as follows:

12 **SECTION 2246.** 121.91 (2m) (im) (intro.) of the statutes is amended to read:

13 121.91 (2m) (im) (intro.) ~~Notwithstanding par. (i) and except~~ Except as
14 provided in subs. (3), (4), and (8), a school district cannot increase its revenues for
15 the 2019-20 school year to an amount that exceeds the amount calculated as follows:

16 **SECTION 2247.** 121.91 (2m) (j) (intro.) of the statutes is amended to read:

17 121.91 (2m) (j) (intro.) ~~Notwithstanding par. (i) and except~~ Except as provided
18 in subs. (3), (4), and (8), a school district cannot increase its revenues for the 2020-21
19 school year to an amount that exceeds the amount calculated as follows:

20 **SECTION 2248.** 121.91 (2m) (k) of the statutes is created to read:

21 121.91 (2m) (k) Except as provided in subs. (3), (4), and (8), no school district
22 may increase its revenues for the 2021-22 school year to an amount that exceeds the
23 amount calculated as follows:

24 1. Divide the sum of the amount of state aid received in the previous school year
25 and property taxes levied for the previous school year, excluding property taxes

1 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
2 (c), by the average of the number of pupils enrolled in the 3 previous school years.

3 2. Add \$200 to the result under subd. 1.

4 3. Multiply the result under subd. 2. by the average of the number of pupils
5 enrolled in the current school year and the 2 preceding school years.

6 **SECTION 2249.** 121.91 (2m) (km) of the statutes is created to read:

7 121.91 (**2m**) (km) Except as provided in subs. (3), (4), and (8), no school district
8 may increase its revenues for the 2022-23 school year to an amount that exceeds the
9 amount calculated as follows:

10 1. Divide the sum of the amount of state aid received in the previous school year
11 and property taxes levied for the previous school year, excluding property taxes
12 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
13 (c), by the average of the number of pupils enrolled in the 3 previous school years.

14 2. Add \$204 to the result under subd. 1.

15 3. Multiply the result under subd. 2. by the average of the number of pupils
16 enrolled in the current school year and the 2 preceding school years.

17 **SECTION 2250.** 121.91 (2m) (L) of the statutes is created to read:

18 121.91 (**2m**) (L) Except as provided in subs. (3), (4), and (8), no school district
19 may increase its revenues for the 2023-24 school year or for any school year
20 thereafter to an amount that exceeds the amount calculated as follows:

21 1. Divide the sum of the amount of state aid received in the previous school year
22 and property taxes levied for the previous school year, excluding property taxes
23 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)
24 (c), by the average of the number of pupils enrolled in the 3 previous school years.

1 2. Multiply the amount of the revenue increase per pupil allowed under this
2 subsection for the previous school year by the sum of 1.0 plus the allowable rate of
3 increase under s. 73.0305 expressed as a decimal.

4 3. Add the result under subd. 1. to the result under subd. 2.

5 4. Multiply the result under subd. 3. by the average of the number of pupils
6 enrolled in the current and the 2 preceding school years.

7 **SECTION 2251.** 121.91 (2m) (r) 1. (intro.) of the statutes is amended to read:

8 121.91 **(2m)** (r) 1. (intro.) Notwithstanding pars. (i) (k) to (j) (L), if a school
9 district is created under s. 117.105, its revenue limit under this section for the school
10 year beginning with the effective date of the reorganization shall be determined as
11 follows except as provided under subs. (3) and (4):

12 **SECTION 2252.** 121.91 (2m) (r) 1. b. of the statutes is amended to read:

13 121.91 **(2m)** (r) 1. b. Add an amount equal to the amount of revenue increase
14 per pupil allowed under this subsection for the previous school year multiplied by the
15 sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal
16 to the result under subd. 1. a., except that in calculating the limit for ~~the 2013-14~~
17 ~~school year and the 2014-15 school year, add \$75 to the result under subd. 1. a., in~~
18 ~~calculating the limit for the 2019-20 school year, add \$175 to the result under subd.~~
19 ~~1. a., and in calculating the limit for the 2020-21 school year, add \$179 to the result~~
20 ~~under subd. 1. a. In the 2015-16 to 2018-19 school years, the 2021-22 school year,~~
21 ~~and any school year thereafter, make no adjustment~~ the 2021-22 school year, add
22 \$200 to the result under subd. 1. a., in calculating the limit for the 2022-23 school
23 year, add \$204 to the result under subd. 1. a.

24 **SECTION 2253.** 121.91 (2m) (r) 2. (intro.) of the statutes is amended to read:

1 121.91 **(2m)** (r) 2. (intro.) If a school district is created under s. 117.105, the
2 following adjustments to the calculations under pars. ~~(i) (k)~~ to ~~(j) (L)~~ apply for the 2
3 school years beginning on the July 1 following the effective date of the
4 reorganization:

5 **SECTION 2254.** 121.91 (2m) (r) 2. a. of the statutes is amended to read:

6 121.91 **(2m)** (r) 2. a. For the school year beginning on the first July 1 following
7 the effective date of the reorganization the number of pupils in the previous school
8 year shall be used under pars. ~~(i) (k)~~ 1., ~~(im) (km)~~ 1. and ~~(j) (L)~~ 1. instead of the average
9 of the number of pupils in the 3 previous school years, and for the school year
10 beginning on the 2nd July 1 following the effective date of the reorganization the
11 average of the number of pupils in the 2 previous school years shall be used under
12 pars. ~~(i) (k)~~ 1., ~~(im) (km)~~ 1. and ~~(j) (L)~~ 1. instead of the average of the number of pupils
13 in the 3 previous school years.

14 **SECTION 2255.** 121.91 (2m) (r) 2. b. of the statutes is amended to read:

15 121.91 **(2m)** (r) 2. b. For the school year beginning on the first July 1 following
16 the effective date of the reorganization the average of the number of pupils in the
17 current and the previous school years shall be used under pars. ~~(i) 2.~~ ~~(km) 3.~~ and ~~(j)~~
18 ~~3~~ ~~(L) 4.~~ instead of the average of the number of pupils in the current and the 2
19 preceding school years.

20 **SECTION 2256.** 121.91 (2m) (s) 1. (intro.) of the statutes is amended to read:

21 121.91 **(2m)** (s) 1. (intro.) Notwithstanding pars. ~~(i) (k)~~ to ~~(j) (L)~~, if territory is
22 detached from a school district to create a new school district under s. 117.105, the
23 revenue limit under this section of the school district from which territory is detached
24 for the school year beginning with the effective date of the reorganization shall be
25 determined as follows except as provided in subs. (3) and (4):

1 **SECTION 2257.** 121.91 (2m) (s) 1. b. of the statutes is amended to read:

2 121.91 **(2m)** (s) 1. b. Add an amount equal to the amount of revenue increase
3 per pupil allowed under this subsection for the previous school year multiplied by the
4 sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal
5 to the result under subd. 1. a., except that in calculating the limit for ~~the 2013-14~~
6 ~~school year and the 2014-15 school year, add \$75 to the result under subd. 1. a., in~~
7 ~~calculating the limit for the 2019-20 school year, add \$175 to the result under subd.~~
8 ~~1. a., and in calculating the limit for the 2020-21 school year, add \$179 to the result~~
9 ~~under subd. 1. a. In the 2015-16 to 2018-19 school years, the 2021-22 school year,~~
10 ~~and any school year thereafter, make no adjustment the 2021-22 school year, add~~
11 ~~\$200 to the result under subd. 1. a., and in calculating the limit for the 2022-23 school~~
12 ~~year, add \$204 to the result under subd. 1. a.~~

13 **SECTION 2258.** 121.91 (2m) (s) 2. (intro.) of the statutes is amended to read:

14 121.91 **(2m)** (s) 2. (intro.) If territory is detached from a school district to create
15 a new school district under s. 117.105, the following adjustments to the calculations
16 under pars. (i) ~~(k)~~ to (j) ~~(L)~~ apply to the school district from which territory is
17 detached for the 2 school years beginning on the July 1 following the effective date
18 of the reorganization:

19 **SECTION 2259.** 121.91 (2m) (s) 2. a. of the statutes is amended to read:

20 121.91 **(2m)** (s) 2. a. For the school year beginning on the first July 1 following
21 the effective date of the reorganization, the number of pupils in the previous school
22 year shall be used under pars. (i) ~~(k)~~ 1., ~~(im)~~ ~~(km)~~ 1., and (j) ~~(L)~~ 1. instead of the
23 average of the number of pupils in the 3 previous school years; and for the school year
24 beginning on the 2nd July 1 following the effective date of the reorganization, the
25 average of the number of pupils in the 2 previous school years shall be used under

1 pars. ~~(i)~~ (k) 1., ~~(im)~~ (km) 1., and ~~(j)~~ (L) 1. instead of the average of the number of pupils
2 in the 3 previous school years.

3 **SECTION 2260.** 121.91 (2m) (s) 2. b. of the statutes is amended to read:

4 121.91 **(2m)** (s) 2. b. For the school year beginning on the first July 1 following
5 the effective date of the reorganization the average of the number of pupils in the
6 current and the previous school year shall be used under pars. ~~(i)~~ 2. (km.) 3. and ~~(j)~~
7 3 (L) 4. instead of the average of the number of pupils in the current and the 2
8 preceding school years.

9 **SECTION 2261.** 121.91 (2m) (t) 1. (intro.) of the statutes is amended to read:

10 121.91 **(2m)** (t) 1. (intro.) If 2 or more school districts are consolidated under
11 s. 117.08 or 117.09, in the ~~2019-20~~ 2021-22 school year, the consolidated school
12 district's revenue limit shall be determined as provided under par. ~~(im)~~ (k), in the
13 ~~2020-21~~ 2022-23 school year, the consolidated school district's revenue limit shall
14 be determined as provided under par. ~~(j)~~ (km), and in each school year thereafter, the
15 consolidated school district's revenue limit shall be determined as provided under
16 par. ~~(i)~~ (L), except as follows:

17 **SECTION 2262.** 121.91 (4) (p) 1. of the statutes is amended to read:

18 121.91 **(4)** (p) 1. The limit otherwise applicable to a school district under sub.
19 (2m) in any school year is increased by the amount of any reduction to that school
20 district's state aid payment made under s. 118.51 (16) (b) 2. and (c) or (17) (c) 2. ~~or~~
21 ~~(em)~~ 2. or s. 118.51 (17) (cm) 2., 2019 stats., in the previous school year for a pupil who
22 was not included in the calculation of the number of pupils enrolled in that school
23 district in the previous school year.

24 **SECTION 2263.** 125.04 (4) of the statutes is amended to read:

1 125.04 (4) LIST OF LICENSEES. By July 15 annually, the clerk of a municipality
2 issuing licenses shall mail to the department a list containing the name, address, and
3 trade name of each person holding a license issued by that municipality, other than
4 a manager's or operator's license or a license issued under s. 125.26 (6), the type of
5 license held, and, if the person holding the license is a corporation or limited liability
6 company, the name of the agent appointed under sub. (6). The department shall
7 annually publish this list on the department's Internet site.

8 **SECTION 2264.** 125.06 (14) of the statutes is created to read:

9 125.06 (14) ALCOHOL BEVERAGE SALES AT STATE FAIR PARK. The retail sale of
10 alcohol beverages at the state fair park, by any person approved by the state fair park
11 board by resolution to make such sales, for consumption at the state fair park. The
12 state fair park board may not grant to a person approval under this subsection unless
13 the person meets the qualifications under s. 125.04 (5) (a) 1., 3., 4., and 5., (b), and
14 (c).

15 **SECTION 2265.** 125.07 (4) (d) of the statutes is amended to read:

16 125.07 (4) (d) A person who is ~~under 17 years of age~~ a minor on the date of
17 disposition is subject to s. 938.344 unless proceedings have been instituted against
18 the person in a court of civil or criminal jurisdiction after dismissal of the citation
19 under s. 938.344 (3).

20 **SECTION 2266.** 125.07 (4) (e) 1. of the statutes is amended to read:

21 125.07 (4) (e) 1. In this paragraph, "defendant" means a person found guilty
22 of violating par. (a) or (b) who is ~~17, 18, 19 or 20~~ an adult under 21 years of age.

23 **SECTION 2267.** 125.085 (3) (bt) of the statutes is amended to read:

24 125.085 (3) (bt) A person who is ~~under 17 years of age~~ a minor on the date of
25 disposition is subject to s. 938.344 unless proceedings have been instituted against

1 the person in a court of civil or criminal jurisdiction after dismissal of the citation
2 under s. 938.344 (3).

3 **SECTION 2268.** 125.29 (3) (j) of the statutes is amended to read:

4 125.29 (3) (j) The ownership, maintenance, or operation of places for the sale
5 of fermented malt beverages at the state fair park or on any county fairgrounds
6 located in this state. A brewer may not make retail sales of fermented malt beverages
7 at the state fair park unless the state fair park board has, by resolution, approved
8 the brewer to make such sales.

9 **SECTION 2269.** 125.295 (1) (i) of the statutes is amended to read:

10 125.295 (1) (i) Notwithstanding s. 125.33 (1), the ownership, maintenance, and
11 operation of places for the sale of fermented malt beverages at the state fair park or
12 on any county fairgrounds located in this state if the fermented malt beverages have
13 been manufactured by the brewpub. A brewpub may not make retail sales of
14 fermented malt beverages at the state fair park unless the state fair park board has,
15 by resolution, approved the brewpub to make such sales.

16 **SECTION 2270.** 125.32 (3) (a) of the statutes is amended to read:

17 125.32 (3) (a) No premises for which a Class “B” license or permit is issued may
18 remain open between the hours of 2 a.m. and 6 a.m., except as provided in this
19 paragraph and ~~par.~~ pars. (c) and (e). On Saturday and Sunday, the closing hours
20 shall be between 2:30 a.m. and 6 a.m. except that, on the Sunday that daylight saving
21 time begins as specified in s. 175.095 (2), the closing hours shall be between 3:30 a.m.
22 and 6 a.m. On January 1 premises operating under a Class “B” license or permit are
23 not required to close.

24 **SECTION 2271.** 125.32 (3) (c) of the statutes is amended to read:

1 125.32 (3) (c) Hotels and restaurants the principal business of which is the
2 furnishing of food and lodging to patrons, bowling centers, movie theaters, painting
3 studios, indoor golf and baseball facilities, indoor horseshoe-pitching facilities,
4 curling clubs, golf courses and golf clubhouses may remain open for the conduct of
5 their regular business but may not sell fermented malt beverages during the hours
6 specified in par. (a) or (e).

7 **SECTION 2272.** 125.32 (3) (e) of the statutes is created to read:

8 125.32 (3) (e) A municipality may, by ordinance enacted by at least a two-thirds
9 vote of the municipality's governing body, designate a special event lasting fewer
10 than 8 consecutive days during which special closing hours apply to premises holding
11 a special event permit for the event issued by the municipality. During a special
12 event designated under this paragraph, the closing hours for premises holding a
13 special event permit and operating under a Class "B" license shall be between 4 a.m.
14 and 6 a.m. Notwithstanding par. (d), a municipality may, by ordinance, impose more
15 restrictive hours during a special event than those provided in this paragraph, but
16 may not impose more restrictive hours than those specified in par. (a) or (c). A
17 municipality may not designate more than 4 special events in a calendar year. A
18 municipality may charge a fee for a special event permit under this paragraph.
19 Moneys collected for special event permits under this paragraph shall be used for
20 purposes related to the special event.

21 **SECTION 2273.** 125.68 (4) (c) 1. of the statutes is amended to read:

22 125.68 (4) (c) 1. Subject to subds. 3. and 6. and s. 125.51 (3r) (a) 3., no premises
23 for which a "Class B" license or permit or a "Class C" license has been issued may
24 remain open between the hours of 2 a.m. and 6 a.m., except as otherwise provided
25 in this subdivision and ~~subd.~~ subds. 4. and 7. On January 1 premises operating

1 under a “Class B” license or permit are not required to close. On Saturday and
2 Sunday, no premises may remain open between 2:30 a.m. and 6 a.m. except that, on
3 the Sunday that daylight saving time begins as specified in s. 175.095 (2), no
4 premises may remain open between 3:30 a.m. and 6 a.m. This subdivision does not
5 apply to a “Class B” license issued to a winery under s. 125.51 (3) (am).

6 **SECTION 2274.** 125.68 (4) (c) 4. of the statutes is amended to read:

7 125.68 (4) (c) 4. Hotels and restaurants the principal business of which is the
8 furnishing of food, drinks or lodging to patrons, bowling centers, movie theaters,
9 painting studios, indoor horseshoe-pitching facilities, curling clubs, golf courses and
10 golf clubhouses may remain open for the conduct of their regular business but may
11 not sell intoxicating liquor during the closing hours under subd. 1. or 7. or, with
12 respect to the sale of intoxicating liquor authorized under s. 125.51 (3r) (a), under
13 subd. 3.

14 **SECTION 2275.** 125.68 (4) (c) 7. of the statutes is created to read:

15 125.68 (4) (c) 7. A municipality may by ordinance designate a special event
16 lasting fewer than 8 consecutive days during which special closing hours apply to
17 premises holding a special event permit issued by the municipality for the event.
18 During a special event designated under this subdivision, the closing hours for
19 premises holding a special event permit and operating under a “Class B” or “Class
20 C” license shall be between 4 a.m. and 6 a.m. Notwithstanding subd. 5., a
21 municipality may, by ordinance, impose more restrictive hours during a special event
22 than those provided in this subdivision, but may not impose more restrictive hours
23 than those specified in subd. 1. or 3. A municipality may not designate more than
24 4 special events in a calendar year. A municipality may charge a fee for a special

1 event permit under this subdivision. Moneys collected for special event permits
2 under this subdivision shall be used for purposes related to the special event.

3 **SECTION 2276.** 134.65 (title) of the statutes is amended to read:

4 **134.65 (title) Cigarette, vapor products, and tobacco products retailer**
5 **license.**

6 **SECTION 2277.** 134.65 (1) of the statutes is renumbered 134.65 (1d) and
7 amended to read:

8 134.65 (1d) No person shall in any manner, or upon any pretense, or by any
9 device, directly or indirectly sell, expose for sale, possess with intent to sell,
10 exchange, barter, dispose of or give away any cigarettes, vapor products, or tobacco
11 products to any person not holding a license as herein provided or a permit under ss.
12 139.30 to 139.41 or 139.79 without first obtaining a license from the clerk of the city,
13 village or town wherein such privilege is sought to be exercised.

14 **SECTION 2278.** 134.65 (1a) of the statutes is created to read:

15 134.65 (1a) In this section:

16 (a) "Cigarette" has the meaning given in s. 139.30 (1m).

17 (b) "Tobacco products" has the meaning given in s. 139.75 (12).

18 (c) "Vapor product" has the meaning given in s. 139.75 (14).

19 (d) "Vending machine" has the meaning given in s. 139.30 (14).

20 **SECTION 2279.** 134.65 (1m) of the statutes is amended to read:

21 134.65 (1m) A city, village, or town clerk may not issue a license under sub. (1)
22 (1d) unless the applicant specifies in the license application whether the applicant
23 will sell, exchange, barter, dispose of, or give away the cigarette, vapor products, or
24 tobacco products over the counter or in a vending machine, or both.

25 **SECTION 2280.** 134.65 (1r) of the statutes is amended to read:

1 134.65 (1r) A city, village, or town clerk may not require an applicant's
2 signature on an application for a cigarette, vapor products, and tobacco products
3 retailer license to be notarized. If a city, village, town, or any department of this state
4 prepares an application form for a cigarette, vapor products, and tobacco products
5 retailer license, the form may not require an applicant's signature on the form to be
6 notarized.

7 **SECTION 2281.** 134.65 (4) of the statutes is amended to read:

8 134.65 (4) Every licensed retailer shall keep complete and accurate records of
9 all purchases and receipts of cigarettes, vapor products, and tobacco products. Such
10 records shall be preserved on the licensed premises for 2 years in such a manner as
11 to insure permanency and accessibility for inspection and shall be subject to
12 inspection at all reasonable hours by authorized state and local law enforcement
13 officials.

14 **SECTION 2282.** 134.65 (5m) of the statutes is amended to read:

15 134.65 (5m) Any person who knowingly provides materially false information
16 in an application for a cigarette, vapor products, and tobacco products retailer license
17 under this section may be required to forfeit not more than \$1,000.

18 **SECTION 2283.** 134.65 (7) (a) 1. of the statutes is amended to read:

19 134.65 (7) (a) 1. The person has violated s. 134.66 (2) (a), (am), (cm), ~~or~~ (e), or
20 (f), or a municipal ordinance adopted under s. 134.66 (5).

21 **SECTION 2284.** 134.65 (8) of the statutes is amended to read:

22 134.65 (8) The uniform licensing of cigarette, vapor products, and tobacco
23 products retailers is a matter of statewide concern. A city, village, or town may adopt
24 an ordinance regulating the issuance, suspension, revocation, or renewal of a license
25 under this section only if the ordinance strictly conforms to this section. If a city,

1 village, or town has in effect on May 1, 2016, an ordinance that does not strictly
2 conform to this section, the ordinance does not apply and may not be enforced.

3 **SECTION 2285.** 134.66 (title) of the statutes is amended to read:

4 **134.66 (title) Restrictions on sale or gift of cigarettes or nicotine, vapor,**
5 **or tobacco products.**

6 **SECTION 2286.** 134.66 (1) (g) of the statutes is amended to read:

7 134.66 (1) (g) “Retailer” means any person licensed under s. 134.65 ~~(1)~~ (1d).

8 **SECTION 2287.** 134.66 (1) (jm) of the statutes is created to read:

9 134.66 (1) (jm) “Vapor product” has the meaning given in s. 139.75 (14).

10 **SECTION 2288.** 134.66 (2) (a), (am), (b) and (cm) 1m. of the statutes are amended
11 to read:

12 134.66 (2) (a) No retailer, direct marketer, manufacturer, distributor, jobber or
13 subjobber, no agent, employee or independent contractor of a retailer, direct
14 marketer, manufacturer, distributor, jobber or subjobber and no agent or employee
15 of an independent contractor may sell or provide for nominal or no consideration
16 cigarettes, nicotine products, ~~or tobacco products,~~ or vapor products to any person
17 under the age of ~~18~~ 21, except as provided in s. 254.92 (2) (a). A vending machine
18 operator is not liable under this paragraph for the purchase of cigarettes, nicotine
19 products, ~~or tobacco products,~~ or vapor products from his or her vending machine by
20 a person under the age of ~~18~~ 21 if the vending machine operator was unaware of the
21 purchase.

22 (am) No retailer, direct marketer, manufacturer, distributor, jobber, subjobber,
23 no agent, employee or independent contractor of a retailer, direct marketer,
24 manufacturer, distributor, jobber or subjobber and no agent or employee of an
25 independent contractor may provide for nominal or no consideration cigarettes,

1 nicotine products, ~~or tobacco products,~~ or vapor products to any person except in a
2 place where no person younger than ~~18~~ 21 years of age is present or permitted to
3 enter unless the person who is younger than ~~18~~ 21 years of age is accompanied by his
4 or her parent or guardian or by his or her spouse who has attained the age of ~~18~~ 21
5 years.

6 (b) 1. A retailer shall post a sign in areas within his or her premises where
7 cigarettes ~~or, tobacco products,~~ or vapor products are sold to consumers stating that
8 the sale of any cigarette ~~or, tobacco product,~~ or vapor product to a person under the
9 age of ~~18~~ 21 is unlawful under this section and s. 254.92.

10 2. A vending machine operator shall attach a notice in a conspicuous place on
11 the front of his or her vending machines stating that the purchase of any cigarette
12 ~~or, tobacco product,~~ or vapor product by a person under the age of ~~18~~ 21 is unlawful
13 under s. 254.92 and that the purchaser is subject to a forfeiture of not to exceed \$50.

14 (cm) 1m. A retailer or vending machine operator may not sell cigarettes ~~or,~~
15 tobacco products, or vapor product from a vending machine unless the vending
16 machine is located in a place where the retailer or vending machine operator ensures
17 that no person younger than ~~18~~ 21 years of age is present or permitted to enter unless
18 he or she is accompanied by his or her parent or guardian or by his or her spouse who
19 has attained the age of ~~18~~ 21 years.

20 **SECTION 2289.** 134.66 (2) (f) of the statutes is created to read:

21 134.66 (2) (f) A retailer shall place cigarettes, nicotine products, or tobacco
22 products only in locations that are inaccessible to customers without the assistance
23 of the retailer or the retailer's employee or agent, including behind the counter or in
24 a locked case. This paragraph does not apply to any of the following:

1 1. Cigarettes, nicotine products, or tobacco products sold from a vending
2 machine.

3 2. A retail location that receives 75 percent or more of its revenue from sales
4 of cigarettes, nicotine products, or tobacco products, if no person under 21 years of
5 age is permitted to enter the retail location without being accompanied by his or her
6 parent or guardian or by his or her spouse who has attained the age of 21.

7 3. Cigars placed in an enclosed room in a retail location if no person under 21
8 years of age is permitted to enter the room without being accompanied by his or her
9 parent or guardian or by his or her spouse who has attained the age of 21, the room
10 has a separate system for controlling humidity, and the entrance to the room is
11 directly visible or visible by video surveillance from the retail location's register or
12 check-out area.

13 **SECTION 2290.** 134.66 (2m) (a) of the statutes is amended to read:

14 134.66 **(2m)** (a) Except as provided in par. (b), at the time that a retailer hires
15 or contracts with an agent, employee, or independent contractor whose duties will
16 include the sale of cigarettes, vapor products, or tobacco products, the retailer shall
17 provide the agent, employee, or independent contractor with training on compliance
18 with sub. (2) (a) and (am), including training on the penalties under sub. (4) (a) 2. for
19 a violation of sub. (2) (a) or (am). The department of health services shall make
20 available to any retailer on request a training program developed or approved by that
21 department that provides the training required under this paragraph. A retailer
22 may comply with this paragraph by providing the training program developed or
23 approved by the department of health services or by providing a comparable training
24 program approved by that department. At the completion of the training, the retailer
25 and the agent, employee, or independent contractor shall sign a form provided by the

1 department of health services verifying that the agent, employee, or independent
2 contractor has received the training, which the retailer shall retain in the personnel
3 file of the agent, employee, or independent contractor.

4 **SECTION 2291.** 134.66 (3) of the statutes is amended to read:

5 134.66 (3) DEFENSE; SALE TO MINOR. Proof of all of the following facts by a
6 retailer, manufacturer, distributor, jobber, or subjobber, an agent, employee, or
7 independent contractor of a retailer, manufacturer, distributor, jobber, or subjobber,
8 or an agent or employee of an independent contractor who sells cigarettes ~~or~~, tobacco
9 products, or vapor products to a person under the age of ~~18~~ 21 is a defense to any
10 prosecution, or a complaint made under s. 134.65 (7), for a violation of sub. (2) (a):

11 (a) That the purchaser falsely represented that he or she had attained the age
12 of ~~18~~ 21 and presented an identification card.

13 (b) That the appearance of the purchaser was such that an ordinary and
14 prudent person would believe that the purchaser had attained the age of ~~18~~ 21.

15 (c) That the sale was made in good faith, in reasonable reliance on the
16 identification card and appearance of the purchaser and in the belief that the
17 purchaser had attained the age of ~~18~~ 21.

18 **SECTION 2292.** 134.66 (4) (a) 1. of the statutes is amended to read:

19 134.66 (4) (a) 1. In this paragraph, “violation” means a violation of sub. (2) (a),
20 (am), (cm), ~~or~~ (e), or (f) or a local ordinance which strictly conforms to sub. (2) (a), (am),
21 (cm), ~~or~~ (e), or (f).

22 **SECTION 2293.** 139.30 (10) of the statutes is amended to read:

23 139.30 (10) “Retailer” ~~has the meaning given in s. 134.66 (1) (g)~~ means any
24 person licensed under s. 134.65 (1d).

25 **SECTION 2294.** 139.345 (3) (a) (intro.) of the statutes is amended to read:

1 SUBCHAPTER III

2 TOBACCO PRODUCTS TAX AND

3 VAPOR PRODUCTS TAXES4 **SECTION 2299.** 139.75 (1m) of the statutes is created to read:5 139.75 (1m) "Cigar" means a roll, of any size or shape, of tobacco for smoking
6 that is made wholly or in part of tobacco, regardless of whether the tobacco is pure,
7 flavored, adulterated, or mixed with an ingredient if the roll has a wrapper made
8 wholly or in part of tobacco.9 **SECTION 2300.** 139.75 (4t) of the statutes is created to read:10 139.75 (4t) "Little cigar" means a cigar that has an integrated cellulose acetate
11 filter and is wrapped in a substance containing tobacco.12 **SECTION 2301.** 139.75 (5b) of the statutes is created to read:13 139.75 (5b) "Manufacturer's list price" means the total price of tobacco
14 products or vapor products charged by the manufacturer or other seller to an
15 unrelated distributor. The total price shall include all charges by the manufacturer
16 or other seller that are necessary to complete the sale. The total price may not be
17 reduced by any cost or expense, regardless of whether the cost or expense is
18 separately stated on an invoice, that is incurred by the manufacturer or other seller,
19 including fees, delivery, freight, transportation, packaging, handling, marketing,
20 federal excise taxes, and import fees or duties. The total price may not be reduced
21 by the value or cost of discounts or free promotional or sample products. For purposes
22 of this subsection, a manufacturer or other seller is related to a distributor if the two
23 parties have significant common purposes and either substantial common
24 membership or, directly or indirectly, substantial common direction or control.25 **SECTION 2302.** 139.75 (12) of the statutes is amended to read:

1 139.75 (12) “Tobacco products” means cigars; little cigars, cheroots; stogies;
2 periques; granulated, plug cut, crimp cut, ready-rubbed and other smoking tobacco;
3 snuff, including moist snuff; snuff flour; cavendish; plug and twist tobacco; fine cut
4 and other chewing tobaccos; shorts; refuse scraps, clippings, cuttings and sweepings
5 of tobacco and other kinds and forms of tobacco prepared in such manner as to be
6 suitable for chewing or smoking in a pipe or otherwise, or both for chewing and
7 smoking; but “tobacco products” does not include cigarettes, as defined under s.
8 139.30 (1m).

9 **SECTION 2303.** 139.75 (14) of the statutes is renumbered 139.75 (14) (a) and
10 amended to read:

11 139.75 (14) (a) “Vapor product” means a noncombustible product ~~that produces~~
12 ~~vapor or aerosol for inhalation from the application of a heating element to a liquid~~
13 ~~or other substance that is depleted as the product is used, regardless of whether the~~
14 ~~liquid or other substance contains nicotine, which may or may not contain nicotine,~~
15 that employs a heating element, power source, electronic circuit, or other electronic,
16 chemical, or mechanical means, regardless of shape or size, that can be used to
17 produce vapor from a solution or other substance.

18 **SECTION 2304.** 139.75 (14) (b) and (c) of the statutes are created to read:

19 139.75 (14) (b) “Vapor product” includes all of the following:

20 1. An electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe,
21 or similar product or device.

22 2. Any cartridge or other container of a solution or other substance, which may
23 or may not contain nicotine, that is intended to be used with or in an electronic
24 cigarette, electronic cigar, electronic cigarillo, electronic pipe, or similar product or
25 device.

1 (c) "Vapor product" does not include a product regulated as a drug or device
2 under sections 501 to 524A of the federal food, drug, and cosmetic act, 21 USC 351
3 to 360n-1.

4 **SECTION 2305.** 139.76 (1) of the statutes is amended to read:

5 139.76 (1) An excise tax is imposed upon the sale, offering or exposing for sale,
6 possession with intent to sell or removal for consumption or sale or other disposition
7 for any purpose of tobacco products by any person engaged as a distributor of them
8 at the rate, for tobacco products, not including moist snuff and ~~vapor products~~ little
9 cigars, of 71 percent of the manufacturer's established list price to distributors
10 ~~without diminution by volume or other discounts on domestic products~~ and, for moist
11 snuff, at the rate of 100 percent of the manufacturer's established list price to
12 distributors ~~without diminution by volume or other discounts on domestic products~~.
13 The tax imposed under this subsection on cigars, except little cigars, shall not exceed
14 an amount equal to 50 cents for each cigar. ~~On products imported from another~~
15 ~~country, not including moist snuff and vapor products, the rate of tax is 71 percent~~
16 ~~of the amount obtained by adding the manufacturer's list price to the federal tax,~~
17 ~~duties and transportation costs to the United States. On moist snuff imported from~~
18 ~~another country, the rate of the tax is 100 percent of the amount obtained by adding~~
19 ~~the manufacturer's list price to the federal tax, duties, and transportation costs to~~
20 ~~the United States.~~ The tax attaches at the time the tobacco products are received by
21 the distributor in this state. The tax shall be passed on to the ultimate consumer of
22 the tobacco products. All tobacco products received in this state for sale or
23 distribution within this state, except tobacco products actually sold as provided in
24 sub. (2), shall be subject to such tax.

25 **SECTION 2306.** 139.76 (1b) of the statutes is created to read:

1 139.76 **(1b)** The tax under sub. (1) is imposed on little cigars at the rate of 126
2 mills on each little cigar, regardless of weight. To evidence payment of the tax
3 imposed under this section on little cigars, the department shall provide stamps. A
4 person who has paid the tax shall affix stamps of the proper denomination to each
5 package in which little cigars are packed, prior to the first sale within this state.
6 Section 139.32 as it applies to the tax under s. 139.31 applies to the tax imposed
7 under this section on little cigars.

8 **SECTION 2307.** 139.76 (1m) of the statutes is amended to read:

9 139.76 **(1m)** An excise tax is imposed upon the sale, offering or exposing for
10 sale, possession with intent to sell or removal for consumption or sale or other
11 disposition for any purpose of vapor products by any person engaged as a distributor
12 of them at the rate of ~~5 cents per milliliter of the liquid or other substance based on~~
13 ~~the volume as listed by the manufacturer and at a proportionate rate for any other~~
14 ~~quantity or fractional part thereof~~ 71 percent of the manufacturer's list price. The
15 tax attaches at the time the vapor products are received by the distributor in this
16 state. The tax shall be passed on to the ultimate consumer of the vapor products.
17 All vapor products received in this state for sale or distribution within this state,
18 except those actually sold as provided in sub. (2), shall be subject to such tax.

19 **SECTION 2308.** 139.77 (1) of the statutes is amended to read:

20 139.77 **(1)** On or before the 15th day of each month, every distributor with a
21 place of business in this state shall file a return showing the quantity, ~~including~~
22 ~~milliliters in the case of a vapor product~~, and taxable price of each tobacco product
23 or vapor product brought, or caused to be brought, into this state for sale; or made,
24 manufactured or fabricated in this state for sale in this state, during the preceding
25 month. Every distributor outside this state shall file a return showing the quantity,

1 including milliliters in the case of a vapor product, and taxable price of each tobacco
2 product or vapor product shipped or transported to retailers in this state to be sold
3 by those retailers during the preceding month. At the time that the return is filed,
4 the distributor shall pay the tax.

5 **SECTION 2309.** 139.78 (1) of the statutes is amended to read:

6 139.78 (1) A tax is imposed upon the use or storage by consumers of tobacco
7 products in this state at the rate, for tobacco products, not including moist snuff and
8 vapor products little cigars, of 71 percent of the cost of the tobacco products
9 manufacturer's list price and, for moist snuff, at the rate of 100 percent of the
10 manufacturer's established list price to distributors without diminution by volume
11 or other discounts on domestic products. The tax imposed under this subsection on
12 cigars, except little cigars, shall not exceed an amount equal to 50 cents for each cigar.
13 The tax does not apply if the tax imposed by s. 139.76 (1) on the tobacco products has
14 been paid or if the tobacco products are exempt from the tobacco products tax under
15 s. 139.76 (2).

16 **SECTION 2310.** 139.78 (1b) of the statutes is created to read:

17 139.78 (1b) A tax is imposed and levied upon the use or storage of little cigars
18 in this state by any person for any purpose. The tax is levied and shall be collected
19 at the same rate as provided for in s. 139.76 (1b). The tax under this subsection does
20 not apply if the tax imposed by s. 139.76 (1) has been paid or if the little cigars are
21 exempt from tax under s. 139.76 (2).

22 **SECTION 2311.** 139.78 (1m) of the statutes is amended to read:

23 139.78 (1m) A tax is imposed upon the use or storage by consumers of vapor
24 products in this state at the rate of ~~5 cents per milliliter of the liquid or other~~
25 ~~substance based on the volume as listed by the manufacturer and at a proportionate~~

1 ~~rate for any other quantity or fractional part thereof~~ 71 percent of the manufacturer's
2 list price. The tax does not apply if the tax imposed by s. 139.76 (1m) on the vapor
3 products has been paid or if the vapor products are exempt from the vapor products
4 tax under s. 139.76 (2).

5 **SECTION 2312.** 139.83 of the statutes is renumbered 139.83 (1).

6 **SECTION 2313.** 139.83 (2) of the statutes is created to read:

7 139.83 (2) Sections 139.315, 139.32, 139.321, 139.322, 139.34, 139.35, 139.36,
8 139.362, 139.363, 139.38, 139.395, 139.41, 139.42, 139.43, and 139.44 (8), as they
9 apply to the taxes under subch. II, apply to the administration and enforcement of
10 this subchapter for little cigars.

11 **SECTION 2314.** Subchapter IV of chapter 139 [precedes 139.97] of the statutes
12 is created to read:

13 **CHAPTER 139**

14 **SUBCHAPTER IV**

15 **MARIJUANA TAX AND REGULATION**

16 **139.97 Definitions.** In this subchapter:

17 (1) "Department" means the department of revenue.

18 (2) "Lot" means a definite quantity of marijuana or usable marijuana identified
19 by a lot number, every portion or package of which is consistent with the factors that
20 appear in the labeling.

21 (3) "Lot number" means a number that specifies the person who holds a valid
22 permit under this subchapter and the harvesting or processing date for each lot.

23 (4) "Marijuana" has the meaning given in s. 961.70 (3).

24 (5) "Marijuana distributor" means a person in this state who purchases or
25 receives usable marijuana from a marijuana processor and who sells or otherwise

1 transfers the usable marijuana to a marijuana retailer for the purpose of resale to
2 consumers.

3 (6) “Marijuana processor” means a person in this state who processes
4 marijuana into usable marijuana, packages and labels usable marijuana for sale in
5 retail outlets, and sells at wholesale or otherwise transfers usable marijuana to
6 marijuana distributors.

7 (7) “Marijuana producer” means a person in this state who produces marijuana
8 and sells it at wholesale or otherwise transfers it to marijuana processors.

9 (8) “Marijuana retailer” means a person in this state that sells usable
10 marijuana at a retail outlet.

11 (9) “Microbusiness” means a marijuana producer that produces marijuana in
12 one area that is less than 10,000 square feet and who also operates as any 2 of the
13 following:

14 (a) A marijuana processor.

15 (b) A marijuana distributor.

16 (c) A marijuana retailer.

17 (10) “Permittee” means a marijuana producer, marijuana processor, marijuana
18 distributor, marijuana retailer, or microbusiness that is issued a permit under s.
19 139.972.

20 (11) “Retail outlet” means a location for the retail sale of usable marijuana.

21 (12) “Sales price” has the meaning given in s. 77.51 (15b).

22 (13) “Usable marijuana” means marijuana that has been processed for human
23 consumption and includes dried marijuana flowers, marijuana-infused products,
24 and marijuana edibles.

1 **139.971 Marijuana tax. (1)** (a) An excise tax is imposed on a marijuana
2 producer at the rate of 15 percent of the sales price on each wholesale sale or transfer
3 in this state of marijuana to a marijuana processor. This paragraph applies to a
4 microbusiness that transfers marijuana to a processing operation within the
5 microbusiness.

6 (b) An excise tax is imposed on a marijuana retailer at the rate of 10 percent
7 of the sales price on each retail sale in this state of usable marijuana, except that the
8 tax does not apply to sales of usable marijuana to an individual who holds a valid tax
9 exemption certificate issued under s. 73.17 (4).

10 **(2)** Each person liable for the taxes imposed under sub. (1) shall pay the taxes
11 to the department no later than the 15th day of the month following the month in
12 which the person's tax liability is incurred and shall include with the payment a
13 return on a form prescribed by the department.

14 **(3)** For purposes of this section, a marijuana producer may not sell marijuana
15 directly to a marijuana distributor or marijuana retailer, and a marijuana retailer
16 may purchase usable marijuana for resale only from a marijuana distributor. This
17 subsection does not apply to a microbusiness that transfers marijuana or usable
18 marijuana to another operation with the microbusiness.

19 **139.972 Permits required. (1)** (a) No person may operate in this state as a
20 marijuana producer, marijuana processor, marijuana distributor, marijuana
21 retailer, or microbusiness without first filing an application for and obtaining the
22 proper permit from the department to perform such operations. In addition, no
23 person may operate in this state as a marijuana producer or marijuana processor
24 without first filing an application for and obtaining the proper permit under s. 94.56.

1 (b) This section applies to all officers, directors, agents, and stockholders
2 holding 5 percent or more of the stock of any corporation applying for a permit under
3 this section.

4 (c) Subject to ss. 111.321, 111.322, and 111.335, a permit under this section may
5 not be granted to any person to whom any of the following applies:

6 1. The person has been convicted of a violent misdemeanor, as defined in s.
7 941.29 (1g) (b), at least 3 times.

8 2. The person has been convicted of a violent felony, as defined in s. 941.29 (1g)
9 (a), unless pardoned.

10 3. During the preceding 3 years, the person has been committed under s. 51.20
11 for being drug dependent.

12 4. The person chronically and habitually uses alcohol beverages or other
13 substances to the extent that his or her normal faculties are impaired. A person is
14 presumed to chronically and habitually use alcohol beverages or other substances to
15 the extent that his or her normal faculties are impaired if, within the preceding 3
16 years, any of the following applies:

17 a. The person has been committed for involuntary treatment under s. 51.45
18 (13).

19 b. The person has been convicted of a violation of s. 941.20 (1) (b).

20 c. In 2 or more cases arising out of separate incidents, a court has found the
21 person to have committed a violation of s. 346.63 or a local ordinance in conformity
22 with that section; a violation of a law of a federally recognized American Indian tribe
23 or band in this state in conformity with s. 346.63; or a violation of the law of another
24 jurisdiction, as defined in s. 340.01 (41m), that prohibits use of a motor vehicle while
25 intoxicated, while under the influence of a controlled substance, a controlled

1 substance analog, or a combination thereof, with an excess or specified range of
2 alcohol concentration, or while under the influence of any drug to a degree that
3 renders the person incapable of safely driving, as those or substantially similar
4 terms are used in that jurisdiction's laws.

5 5. The person has income that comes principally from gambling or has been
6 convicted of 2 or more gambling offenses.

7 6. The person has been convicted of crimes relating to prostitution.

8 7. The person has been convicted of of crimes relating to loaning money or
9 anything of value to persons holding licenses or permits pursuant to ch. 125.

10 8. The person is under the age of 21.

11 9. The person has not been a resident of this state continuously for at least 90
12 days prior to the application date.

13 (cm) An applicant with 20 or more employees may not receive a permit under
14 this section to operate as a marijuana distributor or marijuana retailer unless the
15 applicant certifies to the department that the applicant has entered into a labor
16 peace agreement, as defined in s. 94.56 (1) (a), and will abide by the terms of the
17 agreement as a condition of maintaining a valid permit under this section. The
18 applicant shall submit to the department a copy of the page of the labor peace
19 agreement that contains the signatures of the union representative and the
20 applicant.

21 (cn) The department shall use a competitive scoring system to determine which
22 applicants are eligible to receive a permit under this section. The department shall
23 issue permits to the highest scoring applicants that it determines will best protect
24 the environment; provide stable, family-supporting jobs to local residents; ensure
25 worker and consumer safety; operate secure facilities; and uphold the laws of the

1 jurisdictions in which they operate. The department shall, using criteria established
2 by rule, score an applicant for a permit to operate as a marijuana retailer on the
3 applicant's ability to articulate a social equity plan related to the operation of a
4 marijuana retail establishment. The department may deny a permit to an applicant
5 with a low score as determined under this paragraph. The department may request
6 that the applicant provide any information or documentation that the department
7 deems necessary for purposes of making a determination under this paragraph.

8 (d) 1. Before the department issues a new or renewed permit under this section,
9 the department shall give notice of the permit application to the governing body of
10 the municipality where the permit applicant intends to operate the premises of a
11 marijuana producer, marijuana processor, marijuana distributor, marijuana
12 retailer, or microbusiness. No later than 30 days after the department submits the
13 notice, the governing body of the municipality may file with the department a written
14 objection to granting or renewing the permit. At the municipality's request, the
15 department may extend the period for filing objections.

16 2. A written objection filed under subd. 1. shall provide all the facts on which
17 the objection is based. In determining whether to grant or deny a permit for which
18 an objection has been filed under this paragraph, the department shall give
19 substantial weight to objections from a municipality based on chronic illegal activity
20 associated with the premises for which the applicant seeks a permit or the premises
21 of any other operation in this state for which the applicant holds or has held a valid
22 permit or license, the conduct of the applicant's patrons inside or outside the
23 premises of any other operation in this state for which the applicant holds or has held
24 a valid permit or license, and local zoning ordinances. In this subdivision, "chronic
25 illegal activity" means a pervasive pattern of activity that threatens the public

1 health, safety, and welfare of the municipality, including any crime or ordinance
2 violation, and that is documented in crime statistics, police reports, emergency
3 medical response data, calls for service, field data, or similar law enforcement agency
4 records.

5 (e) After denying a permit, the department shall immediately notify the
6 applicant in writing of the denial and the reasons for the denial. After making a
7 decision to grant or deny a permit for which a municipality has filed an objection
8 under par. (d), the department shall immediately notify the governing body of the
9 municipality in writing of its decision and the reasons for the decision.

10 (f) 1. The department's denial of a permit under this section is subject to judicial
11 review under ch. 227.

12 2. The department's decision to grant a permit under this section regardless of
13 an objection filed under par. (d) is subject to judicial review under ch. 227.

14 (g) The department shall not issue a permit under this section to any person
15 who does not hold a valid certificate under s. 73.03 (50).

16 (2) Each person who applies for a permit under this section shall submit with
17 the application a \$250 fee. Each person who is granted a permit under this section
18 shall annually pay to the department a \$2,000 fee for as long as the person holds a
19 valid permit under this section. A permit issued under this section is valid for one
20 year and may be renewed, except that the department may revoke or suspend a
21 permit prior to its expiration. A person is not entitled to a refund of the fees paid
22 under this subsection if the person's permit is denied, revoked, or suspended.

23 (3) The department may not issue a permit under this section to operate any
24 premises which are within 500 feet of the perimeter of the grounds of any elementary

1 or secondary school, playground, recreation facility, child care facility, public park,
2 public transit facility, or library.

3 (4) Under this section, a separate permit is required for and issued to each class
4 of permittee, and the permit holder may perform only the operations authorized by
5 the permit. A permit issued under this section is not transferable from one person
6 to another or from one premises to another. A separate permit is required for each
7 place in this state where the operations of a marijuana producer, marijuana
8 processor, marijuana distributor, marijuana retailer, or microbusiness occur,
9 including each retail outlet. No person who has been issued a permit to operate as
10 a marijuana retailer, or who has any direct or indirect financial interest in the
11 operation of a marijuana retailer, shall be issued a permit to operate as a marijuana
12 producer, marijuana processor, or marijuana distributor. A person who has been
13 issued a permit to operate as a microbusiness is not required to hold separate permits
14 to operate as a marijuana processor, marijuana distributor, or marijuana retailer,
15 but shall specify on the person's application for a microbusiness permit the activities
16 that the person will be engaged in as a microbusiness.

17 (5) Each person issued a permit under this section shall post the permit in a
18 conspicuous place on the premises to which the permit relates.

19 **139.973 Regulation.** (1) (a) No permittee may employ an individual who is
20 under the age of 21 to work in the business to which the permit relates.

21 (b) Subject to ss. 111.321, 111.322, and 111.335, no permittee may employ an
22 individual if any of the conditions under s. 139.972 (1) (c) 1. to 7. applies to the
23 individual.

24 (2) A retail outlet shall sell no products or services other than usable marijuana
25 or paraphernalia intended for the storage or use of usable marijuana.

1 **(3)** No marijuana retailer may allow a person who is under the age of 21 to enter
2 or be on the premises of a retail outlet in violation of s. 961.71 (2m), unless that person
3 is a qualifying patient, as defined in s. 73.17 (1) (d).

4 **(4)** The maximum amount of usable marijuana that a retail outlet may sell to
5 an individual consumer in a single transaction may not exceed the permissible
6 amount under s. 961.70 (5).

7 **(4m)** A marijuana retailer may not collect, retain, or distribute personal
8 information regarding the retailer's customers except that which is necessary to
9 complete a sale of usable marijuana.

10 **(5)** No marijuana retailer may display any signage in a window, on a door, or
11 on the outside of the premises of a retail outlet that is visible to the general public
12 from a public right-of-way, other than a single sign that is no larger than 1,600
13 square inches identifying the retail outlet by the permittee's business or trade name.

14 **(6)** No marijuana retailer may display usable marijuana in a manner that is
15 visible to the general public from a public right-of-way.

16 **(7)** No marijuana retailer or employee of a retail outlet may consume, or allow
17 to be consumed, any usable marijuana on the premises of the retail outlet.

18 **(7m)** A marijuana retailer may operate a retail outlet only between the hours
19 of 8 a.m. and 8 p.m.

20 **(8)** Except as provided under sub. (5), no marijuana producer, marijuana
21 processor, marijuana distributor, marijuana retailer, or microbusiness may place or
22 maintain, or cause to be placed or maintained, an advertisement of usable marijuana
23 in any form or through any medium.

24 **(9)** (a) On a schedule determined by the department, every marijuana
25 producer, marijuana processor, or microbusiness shall submit representative

1 samples of the marijuana and usable marijuana produced or processed by the
2 marijuana producer, marijuana processor, or microbusiness to a testing laboratory
3 registered under s. 94.57 for testing marijuana and usable marijuana in order to
4 certify that the marijuana and usable marijuana comply with standards prescribed
5 by the department by rule, including testing for potency and for mold, fungus,
6 pesticides, and other contaminants. The laboratory testing the sample shall destroy
7 any part of the sample that remains after the testing.

8 (b) Marijuana producers, marijuana processors, and microbusinesses shall
9 submit the results of the testing provided under par. (a) to the department in the
10 manner prescribed by the department by rule.

11 (c) If a representative sample tested under par. (a) does not meet the standards
12 prescribed by the department, the department shall take the necessary action to
13 ensure that the entire lot from which the sample was taken is destroyed. The
14 department shall promulgate rules to determine lots and lot numbers for purposes
15 of this subsection and for the reporting of lots and lot numbers to the department.

16 **(10)** (a) A marijuana processor or a microbusiness that operates as a marijuana
17 processor shall affix a label to all usable marijuana that the marijuana processor or
18 microbusiness sells to marijuana distributors. The label may not be designed to
19 appeal to persons under the age of 18. The label shall include all of the following:

20 1. The ingredients and the tetrahydrocannabinols concentration in the usable
21 marijuana.

22 2. The producer's business or trade name.

23 3. The licensee or registrant number.

24 4. The unique identification number.

25 5. The harvest date.

1 6. The strain name and product identity.

2 7. The net weight.

3 8. The activation time.

4 9. The name of laboratory performing any test, the test batch number, and the
5 test analysis dates.

6 10. The logotype for recreational marijuana developed by the department of
7 agriculture, trade and consumer protection under s. 100.145.

8 11. Warnings about the risks of marijuana use and pregnancy and risks of
9 marijuana use by persons under the age of 18.

10 (b) No marijuana processor or microbusiness that operates as a marijuana
11 processor may make usable marijuana using marijuana grown outside this state.
12 The label on each package of usable marijuana may indicate that the usable
13 marijuana is made in this state.

14 **(11)** (a) No permittee may sell marijuana or usable marijuana that contains
15 more than 3 parts tetrahydrocannabinols to one part cannabidiol.

16 (b) No permittee may sell marijuana or usable marijuana that tests positive
17 under sub. (9) (a) for mold, fungus, pesticides, or other contaminants if the
18 contaminants, or level of contaminants, are identified by a testing laboratory to be
19 potentially unsafe to the consumer.

20 **(12)** Immediately after beginning employment with a permittee, every
21 employee of a permittee shall receive training, approved by the department, on the
22 safe handling of marijuana and usable marijuana and on security and inventory
23 accountability procedures.

24 **(13)** The department shall deposit 60 percent of all moneys received under this
25 subchapter into the community reinvestment fund.

1 **139.974 Records and reports. (1)** Every permittee shall keep accurate and
2 complete records of the production and sales of marijuana and usable marijuana in
3 this state. The records shall be kept on the premises described in the permit and in
4 such manner as to ensure permanency and accessibility for inspection at reasonable
5 hours by the department's authorized personnel. The department shall prescribe
6 reasonable and uniform methods of keeping records and making reports and shall
7 provide the necessary forms to permittees.

8 **(2)** If the department determines that any permittee's records are not kept in
9 the prescribed form or are in such condition that the department requires an unusual
10 amount of time to determine from the records the amount of the tax due, the
11 department shall give notice to the permittee that the permittee is required to revise
12 the permittee's records and keep them in the prescribed form. If the permittee fails
13 to comply within 30 days, the permittee shall pay the expenses reasonably
14 attributable to a proper examination and tax determination at the rate of \$30 a day
15 for each auditor used to make the examination and determination. The department
16 shall send a bill for such expenses, and the permittee shall pay the amount of such
17 bill within 10 days.

18 **(3)** If any permittee fails to file a report when due, the permittee shall be
19 required to pay a late filing fee of \$10. A report that is mailed is filed on time if it is
20 mailed in a properly addressed envelope with postage prepaid, the envelope is
21 officially postmarked, or marked or recorded electronically as provided under section
22 7502 (f) (2) (c) of the Internal Revenue Code, on the date due, and the report is
23 actually received by the department or at the destination that the department
24 prescribes within 5 days of the due date. A report that is not mailed is timely if it
25 is received on or before the due date by the department or at the destination that the

1 department prescribes. For purposes of this subsection, “mailed” includes delivery
2 by a delivery service designated under section 7502 (f) of the Internal Revenue Code.

3 (4) Sections 71.78 (1), (1m), and (4) to (9) and 71.83 (2) (a) 3. and 3m., relating
4 to confidentiality of income, franchise, and gift tax returns, apply to any information
5 obtained from any permittee under this subchapter on a tax return, report, schedule,
6 exhibit, or other document or from an audit report relating to any of those documents,
7 except that the department shall publish production and sales statistics.

8 **139.975 Administration and enforcement.** (1) The department shall
9 administer and enforce this subchapter and promulgate rules necessary to
10 administer and enforce this subchapter.

11 (2) The duly authorized employees of the department have all necessary police
12 powers to prevent violations of this subchapter.

13 (3) Authorized personnel of the department of justice and the department of
14 revenue, and any law enforcement officer, within their respective jurisdictions, may
15 at all reasonable hours enter the premises of any permittee and examine the books
16 and records to determine whether the tax imposed by this subchapter has been fully
17 paid and may enter and inspect any premises where marijuana or usable marijuana
18 is produced, processed, made, sold, or stored to determine whether the permittee is
19 complying with this subchapter.

20 (4) The department may suspend or revoke the permit of any permittee who
21 violates s. 100.30, any provision of this subchapter, or any rules promulgated under
22 sub. (1). The department shall revoke the permit of any permittee who violates s.
23 100.30 3 or more times within a 5-year period.

24 (5) No suit shall be maintained in any court to restrain or delay the collection
25 or payment of the tax levied in s. 139.971. The aggrieved taxpayer shall pay the tax

1 when due and, if paid under protest, may at any time within 90 days from the date
2 of payment sue the state to recover the tax paid. If it is finally determined that any
3 part of the tax was wrongfully collected, the secretary of administration shall pay the
4 amount wrongfully collected. A separate suit need not be filed for each separate
5 payment made by any taxpayer, but a recovery may be had in one suit for as many
6 payments as may have been made.

7 **(6)** (a) Any person may be compelled to testify in regard to any violation of this
8 subchapter of which the person may have knowledge, even though such testimony
9 may tend to incriminate the person, upon being granted immunity from prosecution
10 in connection with the testimony, and upon the giving of such testimony, the person
11 shall not be prosecuted because of the violation relative to which the person has
12 testified.

13 (b) The immunity provided under par. (a) is subject to the restrictions under
14 s. 972.085.

15 **(7)** The provisions on timely filing under s. 71.80 (18) apply to the tax imposed
16 under this subchapter.

17 **(8)** Sections 71.74 (1), (2), (10), (11), and (14), 71.77, 71.91 (1) (a) and (c) and
18 (2) to (7), 71.92, and 73.0301 as they apply to the taxes under ch. 71 apply to the taxes
19 under this subchapter. Section 71.74 (13) as it applies to the collection of the taxes
20 under ch. 71 applies to the collection of the taxes under this subchapter, except that
21 the period during which notice of an additional assessment shall be given begins on
22 the due date of the report under this subchapter.

23 **(9)** Any building or place of any kind where marijuana or usable marijuana is
24 sold, possessed, stored, or manufactured without a lawful permit or in violation of

1 s. 139.972 or 139.973 is declared a public nuisance and may be closed and abated as
2 such.

3 (10) At the request of the secretary of revenue, the attorney general may
4 represent this state or assist a district attorney in prosecuting any case arising under
5 this subchapter.

6 **139.976 Theft of tax moneys.** All marijuana tax moneys received by a
7 permittee for the sale of marijuana or usable marijuana on which the tax under this
8 subchapter has become due and has not been paid are trust funds in the permittee's
9 possession and are the property of this state. Any permittee who fraudulently
10 withholds, appropriates, or otherwise uses marijuana tax moneys that are the
11 property of this state is guilty of theft under s. 943.20 (1), whether or not the
12 permittee has or claims to have an interest in those moneys.

13 **139.977 Seizure and confiscation. (1)** All marijuana and usable marijuana
14 produced, processed, made, kept, stored, sold, distributed, or transported in violation
15 of this subchapter, and all tangible personal property used in connection with the
16 marijuana or usable marijuana, is unlawful property and subject to seizure by the
17 department or a law enforcement officer. Except as provided in sub. (2), all
18 marijuana and usable marijuana seized under this subsection shall be destroyed.

19 (2) If marijuana or usable marijuana on which the tax has not been paid is
20 seized as provided under sub. (1), it may be given to law enforcement officers to use
21 in criminal investigations or sold to qualified buyers by the department, without
22 notice. If the department finds that the marijuana or usable marijuana may
23 deteriorate or become unfit for use in criminal investigations or for sale, or that those
24 uses would otherwise be impractical, the department may order it destroyed.

1 **(3)** If marijuana or usable marijuana on which the tax has been paid is seized
2 as provided under sub. (1), it shall be returned to the true owner if ownership can be
3 ascertained and the owner or the owner's agent is not involved in the violation
4 resulting in the seizure. If the ownership cannot be ascertained or if the owner or
5 the owner's agent was guilty of the violation that resulted in the seizure of the
6 marijuana or usable marijuana, it may be sold or otherwise disposed of as provided
7 in sub. (2).

8 **(4)** If tangible personal property other than marijuana or usable marijuana is
9 seized as provided under sub. (1), the department shall advertise the tangible
10 personal property for sale by publication of a class 2 notice under ch. 985. If no person
11 claiming a lien on, or ownership of, the property has notified the department of the
12 person's claim within 10 days after last insertion of the notice, the department shall
13 sell the property. If a sale is not practical the department may destroy the property.
14 If a person claiming a lien on, or ownership of, the property notifies the department
15 within the time prescribed in this subsection, the department may apply to the
16 circuit court in the county where the property was seized for an order directing
17 disposition of the property or the proceeds from the sale of the property. If the court
18 orders the property to be sold, all liens, if any, may be transferred from the property
19 to the sale proceeds. Neither the property seized nor the proceeds from the sale shall
20 be turned over to any claimant of lien or ownership unless the claimant first
21 establishes that the property was not used in connection with any violation under
22 this subchapter or that, if so used, it was done without the claimant's knowledge or
23 consent and without the claimant's knowledge of facts that should have given the
24 claimant reason to believe it would be put to such use. If no claim of lien or ownership

1 is established as provided under this subsection the property may be ordered
2 destroyed.

3 **139.978 Interest and penalties.** (1) Any person who makes or signs any
4 false or fraudulent report under this subchapter or who attempts to evade the tax
5 imposed by s. 139.971, or who aids in or abets the evasion or attempted evasion of
6 that tax, may be fined not more than \$10,000 or imprisoned for not more than 9
7 months or both.

8 (2) Any permittee who fails to keep the records required by s. 139.974 (1) and
9 (2) shall be fined not less than \$100 nor more than \$500 or imprisoned not more than
10 6 months or both.

11 (3) Any person who refuses to permit the examination or inspection authorized
12 under s. 139.975 (3) may be fined not more than \$500 or imprisoned not more than
13 6 months or both. The department shall immediately suspend or revoke the permit
14 of any person who refuses to permit the examination or inspection authorized under
15 s. 139.975 (3).

16 (4) Any person who violates any of the provisions of this subchapter for which
17 no other penalty is prescribed shall be fined not less than \$100 nor more than \$1,000
18 or imprisoned not less than 10 days nor more than 90 days or both.

19 (5) Any person who violates any of the rules promulgated in accordance with
20 this subchapter shall be fined not less than \$100 nor more than \$500 or imprisoned
21 not more than 6 months or both.

22 (6) In addition to the penalties imposed for violating the provisions of this
23 subchapter or any of the department's rules, the department shall revoke the permit
24 of any person convicted of such a violation and not issue another permit to that
25 person for a period of 2 years following the revocation.

1 (7) Unpaid taxes bear interest at the rate of 12 percent per year from the due
2 date of the return until paid or deposited with the department, and all refunded taxes
3 bear interest at the rate of 3 percent per year from the due date of the return to the
4 date on which the refund is certified on the refund rolls.

5 (8) All nondelinquent payments of additional amounts owed shall be applied
6 in the following order: penalties, interest, tax principal.

7 (9) Delinquent marijuana taxes bear interest at the rate of 1.5 percent per
8 month until paid. The taxes imposed by this subchapter shall become delinquent if
9 not paid:

10 (a) In the case of a timely filed return, no return filed or a late return, on or
11 before the due date of the return.

12 (b) In the case of a deficiency determination of taxes, within 2 months after the
13 date of demand.

14 (10) If due to neglect an incorrect return is filed, the entire tax finally
15 determined is subject to a penalty of 25 percent of the tax exclusive of interest or
16 other penalty. A person filing an incorrect return has the burden of proving that the
17 error or errors were due to good cause and not due to neglect.

18 **139.979 Personal use.** An individual who possesses no more than 6
19 marijuana plants that have reached the flowering stage at any one time is not subject
20 to the tax imposed under s. 139.971. An individual who possesses more than 6
21 marijuana plants that have reached the flowering stage at any one time shall apply
22 for the appropriate permit under s. 139.972 and pay the appropriate tax imposed
23 under s. 139.971.

24 **139.980 Agreement with tribes.** The department may enter into an
25 agreement with a federally recognized American Indian Tribe in this state for the

1 administration and enforcement of this subchapter and to provide refunds of the tax
2 imposed under s. 139.971 on marijuana sold on tribal land by or to enrolled members
3 of the tribe residing on the tribal land.

4 **SECTION 2315.** 140.02 (1) (a) of the statutes is amended to read:

5 140.02 (1) (a) The department shall appoint notaries public who shall be
6 United States residents and at least 18 years of age. Applicants who are not
7 attorneys shall file an application with the department and pay a \$20 \$40 fee.

8 **SECTION 2316.** 140.02 (2) (a) of the statutes is amended to read:

9 140.02 (2) (a) Except as provided in par. (am), any United States resident who
10 is licensed to practice law in this state is entitled to a permanent commission as a
11 notary public upon application to the department and payment of a \$50 \$100 fee. The
12 application shall include a certificate of good standing from the supreme court, the
13 signature and post-office address of the applicant, and an impression of the
14 applicant's official seal, or imprint of the applicant's official rubber stamp.

15 **SECTION 2317.** 145.20 (5) (a) of the statutes, as affected by 2017 Wisconsin Act
16 59, is amended to read:

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

1 on-site wastewater treatment systems on or before the date on which the
2 governmental unit adopts the program. The department shall determine the private
3 on-site wastewater treatment systems to which the maintenance program applies
4 in governmental units that do not meet the conditions for eligibility under s. 145.246
5 (8).

6 **SECTION 2318.** 145.20 (5) (am) of the statutes, as affected by 2017 Wisconsin
7 Act 59, is amended to read:

8 145.20 (5) (am) Each governmental unit responsible for the regulation of
9 private on-site wastewater treatment systems shall adopt and begin the
10 administration of the program established under par. (a) before October 1, 2019. As
11 part of adopting and administering the program, the governmental unit shall
12 conduct and maintain an inventory of all the private on-site wastewater treatment
13 systems located in the governmental unit and shall complete the initial inventory
14 before October 1, 2017. In order to be eligible for grant funding under s. 145.246, a
15 governmental unit must comply with these deadlines.

16 **SECTION 2319.** 145.246 of the statutes is created to read:

17 **145.246 Private on-site wastewater treatment system replacement or**
18 **rehabilitation. (1) DEFINITIONS.** In this section:

19 (a) "Determination of failure" means any of the following:

20 1. A determination that a private on-site wastewater treatment system is
21 failing, according to the criteria under s. 145.01 (4m), based on an inspection of the
22 private on-site wastewater treatment system by an employee of the state or a
23 governmental unit who is certified to inspect private on-site wastewater treatment
24 systems by the department.

1 2. A written enforcement order issued under s. 145.02 (3) (f), 145.20 (2) (f) or
2 281.19 (2).

3 3. A written enforcement order issued under s. 254.59 (1) by a governmental
4 unit.

5 (b) “Governmental unit” means a governmental unit responsible for the
6 regulation of private on-site wastewater treatment systems. “Governmental unit”
7 also includes a federally recognized American Indian tribe or band.

8 (c) “Indian lands” means lands owned by the United States and held for the use
9 or benefit of Indian tribes or bands or individual Indians and lands within the
10 boundaries of a federally recognized reservation that are owned by Indian tribes or
11 bands or individual Indians.

12 (d) “Participating governmental unit” means a governmental unit which
13 applies to the department for financial assistance under sub. (7) and which meets the
14 conditions specified under sub. (8).

15 (e) “Principal residence” means a residence which is occupied at least 51
16 percent of the year by the owner.

17 (f) “Sewage” means the water-carried wastes created in and to be conducted
18 away from residences, industrial establishments, and public buildings as defined in
19 s. 101.01 (12), with such surface water or groundwater as may be present.

20 (g) “Small commercial establishment” means a commercial establishment or
21 business place with a maximum daily waste water flow rate of less than 5,000 gallons
22 per day.

23 **(2) CATEGORIES OF FAILING PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEMS.** For
24 the purposes of this section, the department shall establish the category of each

1 failing private on-site wastewater treatment system for which a grant application
2 is submitted, as follows:

3 (a) Category 1: failing private on-site wastewater treatment systems described
4 in s. 145.01 (4m) (a) to (c).

5 (b) Category 2: failing private on-site wastewater treatment systems described
6 in s. 145.01 (4m) (d).

7 (c) Category 3: failing private on-site wastewater treatment systems described
8 in s. 145.01 (4m) (e).

9 **(3) ELIGIBILITY.** (a) 1. A person is eligible for grant funds under this section if
10 he or she owns a principal residence which is served by a category 1 or 2 failing
11 private on-site wastewater treatment system, if the private on-site wastewater
12 treatment system was installed at least 33 years before the person submits a grant
13 application, if the family income of the person does not exceed the income limitations
14 under par. (c), if the amount of the grant determined under sub. (6) is at least \$100,
15 if the residence is not located in an area served by a sewer, and if determination of
16 failure is made prior to the rehabilitation or replacement of the failing private
17 on-site wastewater treatment system.

18 2. A business is eligible for grant funds under this section if it owns a small
19 commercial establishment which is served by a category 1 or 2 failing private on-site
20 wastewater treatment system, if the private on-site wastewater treatment system
21 was installed at least 33 years before the business submits a grant application, if the
22 gross revenue of the business does not exceed the limitation under par. (d), if the
23 small commercial establishment is not located in an area served by a sewer, and if
24 a determination of failure is made prior to the rehabilitation or replacement of the
25 private on-site wastewater treatment system.

1 3. A person who owns a principal residence or small commercial establishment
2 which is served by a category 1 or 2 failing private on-site wastewater treatment
3 system may submit an application for grant funds during the 3-year period after the
4 determination of failure is made. Grant funds may be awarded after work is
5 completed if rehabilitation or replacement of the system meets all requirements of
6 this section and rules promulgated under this section.

7 (b) Each principal residence or small commercial establishment may receive
8 only one grant under this section.

9 (c) 1. In order to be eligible for grant funds under this section, the annual family
10 income of the person who owns the principal residence may not exceed \$45,000.
11 Beginning July 1, 2022, and annually on July 1 thereafter, the department shall
12 adjust the dollar amount specified in this subdivision by an amount equal to that
13 dollar amount multiplied by the percentage change in the U.S. consumer price index
14 for urban wage earners and clerical workers, U.S. city average, for the prior year,
15 rounded to the nearest dollar. The department shall publish the dollar amounts on
16 its Internet site. Notwithstanding s. 227.10, the adjusted dollar amounts need not
17 be promulgated as rules under ch. 227.

18 2. Except as provided under subd. 4., annual family income shall be based upon
19 the federal adjusted gross income of the owner and the owner's spouse, if any, as
20 computed for the taxable year prior to the year in which the determination of failure
21 is made.

22 3. In order to be eligible for grant funds under this section, a person shall
23 submit a copy of the federal income tax returns upon which the determination of
24 federal adjusted gross income under subd. 2. was made together with any application
25 required by the governmental unit.

1 4. A governmental unit may disregard the federal income tax return that is
2 submitted under subd. 3. and may determine annual family income based upon
3 satisfactory evidence of federal adjusted gross income or projected federal adjusted
4 gross income of the owner and the owner's spouse in the current year. The
5 department shall promulgate rules establishing criteria for determining what
6 constitutes satisfactory evidence of federal adjusted gross income or projected
7 federal adjusted gross income in a current year.

8 (d) 1. In order to be eligible for grant funds under this section, the annual gross
9 revenue of the business that owns the small commercial establishment may not
10 exceed \$362,500.

11 2. Except as provided in subd. 4., annual gross revenue shall be based upon the
12 gross revenue of the business for the taxable year prior to the year in which the
13 determination of failure is made. The department shall promulgate rules
14 establishing criteria for determining what constitutes satisfactory evidence of gross
15 revenue in a prior taxable year.

16 3. In order to be eligible for grant funds under this section, a business shall
17 submit documentation required by the department under subd. 2. together with any
18 application required by the governmental unit.

19 4. A governmental unit may disregard the documentation of gross revenue for
20 the taxable year prior to the year in which the determination of failure is made and
21 may determine annual gross revenue based upon satisfactory evidence of gross
22 revenue of the business in the current year. The department shall promulgate rules
23 establishing criteria for determining what constitutes satisfactory evidence of gross
24 revenue in a current year.

1 (e) The department of revenue shall, upon request by the department, verify
2 the income information submitted by an applicant or grant recipient.

3 **(4) DENIAL OF APPLICATION.** (a) The department or a governmental unit shall
4 deny a grant application under this section if the applicant or a person who would
5 be directly benefited by the grant intentionally caused the conditions which resulted
6 in a category 1 or 2 failing private on-site wastewater treatment system. The
7 department or governmental unit shall notify the applicant in writing of a denial,
8 including the reason for the denial.

9 (b) The department shall notify a governmental unit if an individual's name
10 appears on the statewide support lien docket under s. 49.854 (2) (b). The department
11 or a governmental unit shall deny an application under this section if the name of
12 the applicant or an individual who would be directly benefited by the grant appears
13 on the statewide support lien docket under s. 49.854 (2) (b), unless the applicant or
14 individual who would be benefited by the grant provides to the department or
15 governmental unit a payment agreement that has been approved by the county child
16 support agency under s. 59.53 (5) and that is consistent with rules promulgated
17 under s. 49.858 (2) (a).

18 **(5) USE OF FUNDS.** (a) Except for grants under par. (b), funds available under
19 a grant under this section shall be applied to the rehabilitation or replacement of the
20 private on-site wastewater treatment system. An existing private on-site
21 wastewater treatment system may be replaced by an alternative private on-site
22 wastewater treatment system or by a system serving more than one principal
23 residence.

1 (b) Funds available under a grant under this section for experimental private
2 on-site wastewater treatment systems shall be applied to the installation and
3 monitoring of the experimental private on-site wastewater treatment systems.

4 (6) ALLOWABLE COSTS; STATE SHARE. (a) Except as provided in par. (e), costs
5 allowable in determining grant funding under this section may not exceed the costs
6 of rehabilitating or replacing a private on-site wastewater treatment system that
7 would be necessary to allow the rehabilitated system or new system to meet the
8 minimum requirements of the state plumbing code promulgated under s. 145.02.

9 (b) Except as provided in par. (e), costs allowable in determining grant funding
10 under this section may not exceed the costs of rehabilitating or replacing a private
11 on-site wastewater treatment system by the least costly methods, except that a
12 holding tank may not be used as the measure of the least costly method for
13 rehabilitating or replacing a private on-site wastewater treatment system other
14 than a holding tank.

15 (c) Except as provided in pars. (d) and (e), the state grant share under this
16 section is limited to \$7,000 for each principal residence or small commercial
17 establishment to be served by the private on-site wastewater treatment system or
18 to the amount determined by the department based upon private on-site wastewater
19 treatment system grant funding tables, whichever is less. The department shall
20 prepare and publish private on-site wastewater treatment system grant funding
21 tables which specify the maximum state share limitation for various components and
22 costs involved in the rehabilitation or replacement of a private on-site wastewater
23 treatment system based upon minimum size and other requirements specified in the
24 state plumbing code promulgated under s. 145.02. The maximum state share
25 limitations shall be designed to pay approximately 60 percent of the average

1 allowable cost of private on-site wastewater treatment system rehabilitation or
2 replacement based upon estimated or actual costs of that rehabilitation or
3 replacement. The department shall revise the grant funding tables when it
4 determines that 60 percent of current costs of private on-site wastewater treatment
5 system rehabilitation or replacement exceed the amounts in the grant funding tables
6 by more than 10 percent, except that the department may not revise the grant
7 funding tables more often than once every 2 years.

8 (d) Except as provided in par. (e), if the income of a person who owns a principal
9 residence that is served by a category 1 or 2 failing private on-site wastewater
10 treatment system is greater than \$32,000, the amount of the grant under this section
11 is limited to the amount determined under par. (c) less 30 percent of the amount by
12 which the person's income exceeds \$32,000.

13 (e) Costs allowable for experimental private on-site wastewater treatment
14 systems shall include the costs of installing and monitoring experimental private
15 on-site wastewater treatment systems installed under s. 145.02 (3) (b) and this
16 section. The department shall promulgate rules that specify how the department
17 will select, monitor and allocate the state share for experimental private on-site
18 wastewater treatment systems that the department funds under this section.

19 **(7) APPLICATION.** (a) In order to be eligible for a grant under this section, a
20 governmental unit shall make an application for replacement or rehabilitation of
21 private on-site wastewater treatment systems of principal residences or small
22 commercial establishments and shall submit an application for participation to the
23 department. The application shall be in the form and include the information the
24 department prescribes. In order to be eligible for funds available in a fiscal year, an

1 application is required to be received by the department prior to February 1 of the
2 previous fiscal year.

3 (b) An American Indian tribe or band may submit an application for
4 participation for any Indian lands under its jurisdiction.

5 **(8) CONDITIONS; GOVERNMENTAL UNITS.** As a condition for obtaining grant
6 funding under this section, a governmental unit shall do all of the following:

7 (a) Adopt and administer the maintenance program established under s.
8 145.20 (5).

9 (b) Certify that grants will be used for private on-site wastewater treatment
10 system replacement or rehabilitation for a principal residence or small commercial
11 establishment owned by a person who meets the eligibility requirements under sub.
12 (3), that the funds will be used as provided under sub. (5) and that allowable costs
13 will not exceed the amount permitted under sub. (6).

14 (c) Certify that grants will be used for private on-site wastewater treatment
15 systems which will be properly installed and maintained.

16 (d) Certify that grants provided to the governmental unit will be disbursed to
17 eligible owners.

18 (e) Establish a process for regulation and inspection of private on-site
19 wastewater treatment systems.

20 (f) Establish a system of user charges and cost recovery if the governmental
21 unit considers this system to be appropriate. User charges and cost recovery may
22 include the cost of the grant application fee and the cost of supervising installation
23 and maintenance.

24 (g) Establish a system which provides for the distribution of grant funds
25 received among eligible applicants based on the amount requested in the application

1 as approved by the department. If the amount received by a county is insufficient
2 to fully fund all grants, the county shall prorate grant funds on the same basis as sub.
3 (11).

4 **(9) ASSISTANCE.** The department shall make its staff available to provide
5 technical assistance to each governmental unit. The department shall prepare and
6 distribute to each participating governmental unit a manual of procedures for the
7 grant program under this section.

8 **(10) ALLOCATION OF FUNDS.** (a) *Determination of eligible applications.* At the
9 beginning of each fiscal year the department shall determine the state grant share
10 for applications from eligible owners received by participating governmental units.
11 The department may revise this determination if a governmental unit does not meet
12 the conditions specified under sub. (8) or if it determines that individuals do not meet
13 eligibility requirements under sub. (3).

14 (b) *Allocation.* The department shall allocate available funds for grants to each
15 participating governmental unit according to the total amount of the state grant
16 share for all eligible applications received by that governmental unit.

17 (c) *Limitation; commercial establishments.* The department may not allocate
18 more than 10 percent of the funds available under this subsection each fiscal year
19 for grants for small commercial establishments.

20 (d) *Limitation; experimental private on-site wastewater treatment systems.*
21 The department may not allocate more than 10 percent of the funds available under
22 this subsection each fiscal year for grants for the installation and monitoring of
23 experimental private on-site wastewater treatment systems.

1 **(11) PRORATING.** (a) Except as provided in par. (d), the department shall prorate
2 available funds under this subsection if funds are not sufficient to fully fund all
3 applications. A prorated payment shall be deemed full payment of the grant.

4 (b) Except as provided in par. (d), if funds are sufficient to fully fund all category
5 1 but not all category 2 failing private on-site wastewater treatment systems, the
6 department shall fully fund all category 1 systems and prorate the funds for category
7 2 systems on a proportional basis.

8 (c) Except as provided in par. (d), if funds are not sufficient to fully fund all
9 category 1 failing private on-site wastewater treatment systems, the department
10 shall fund the category 1 systems on a proportional basis and deny the grant
11 applications for all category 2 systems.

12 (d) The department is not required to prorate available funds for grants for the
13 installation and monitoring of experimental private on-site wastewater treatment
14 systems.

15 **(12) DETERMINATION OF ELIGIBILITY; DISBURSEMENT OF GRANTS.** (a) The
16 department shall review applications for participation in the state program
17 submitted under sub. (7). The department shall determine if a governmental unit
18 submitting an application meets the conditions specified under sub. (8).

19 (b) The department shall promulgate rules which shall define payment
20 mechanisms to be used to disburse grants to a governmental unit.

21 **(13) INSPECTION.** Agents of the department or the governmental unit may enter
22 premises where private on-site wastewater treatment systems are located pursuant
23 to a special inspection warrant as required under s. 66.0119, to collect samples,
24 records and information and to ascertain compliance with the rules and orders of the
25 department or the governmental unit.

1 **(14) ENFORCEMENT.** (a) If the department has reason to believe that a violation
2 of this section or any rule promulgated under this section has occurred, it may do any
3 of the following:

4 1. Cause written notice to be served upon the alleged violator. The notice shall
5 specify the alleged violation, and contain the findings of fact on which the charge of
6 violation is based, and may include an order that necessary corrective action be taken
7 within a reasonable time. This order shall become effective unless, no later than 30
8 days after the date the notice and order are served, the person named in the notice
9 and order requests in writing a hearing before the department. Upon this request
10 and after due notice, the department shall hold a hearing. Instead of an order, the
11 department may require that the alleged violator appear before the department for
12 a hearing at a time and place specified in the notice and answer the charges
13 complained of.

14 2. Initiate action under sub. (15).

15 (b) If after the hearing the department finds that a violation has occurred, it
16 shall affirm or modify its order previously issued, or issue an appropriate order for
17 the prevention, abatement or control of the violation or for other corrective action.
18 If the department finds that no violation has occurred, it shall rescind its order. Any
19 order issued as part of a notice or after hearing may prescribe one or more dates by
20 which necessary action shall be taken in preventing, abating or controlling the
21 violation.

22 (c) Additional grants under this section to a governmental unit previously
23 awarded a grant under this section may be suspended or terminated if the
24 department finds that a private on-site wastewater treatment system previously

1 funded in the governmental unit is not being or has not been properly rehabilitated,
2 constructed, installed or maintained.

3 **(15) PENALTIES.** Any person who violates this section or a rule or order
4 promulgated under this section shall forfeit not less than \$10 nor more than \$5,000
5 for each violation. Each day of continued violation is a separate offense. While an
6 order is suspended, stayed or enjoined, this penalty does not accrue.

7 **SECTION 2320.** 146.34 (1) (f) of the statutes is amended to read:

8 146.34 (1) (f) "Parent" means a biological natural parent, ~~a husband who has~~
9 ~~consented to the artificial insemination of his wife under s. 891.40~~ or a parent by
10 adoption. If the minor is a nonmarital child who is not adopted or whose parents do
11 not subsequently intermarry under s. 767.803, "parent" includes a person adjudged
12 in a judicial proceeding under ch. 48 to be the biological father of the minor. "Parent"
13 does not include any person whose parental rights have been terminated.

14 **SECTION 2321.** 146.81 (1) (c) of the statutes is amended to read:

15 146.81 (1) (c) A dentist or dental therapist licensed under ch. 447.

16 **SECTION 2322.** 146.81 (5) of the statutes is amended to read:

17 146.81 (5) "Person authorized by the patient" means the parent, guardian, or
18 legal custodian of a minor patient, as defined in s. 48.02 (8) and (11), the person
19 vested with supervision of the child under s. 938.183 or 938.34 (4d), ~~(4h)~~, (4m), or
20 (4n), the guardian of a patient adjudicated incompetent in this state, the personal
21 representative, spouse, or domestic partner under ch. 770 of a deceased patient, any
22 person authorized in writing by the patient or a health care agent designated by the
23 patient as a principal under ch. 155 if the patient has been found to be incapacitated
24 under s. 155.05 (2), except as limited by the power of attorney for health care
25 instrument. If no spouse or domestic partner survives a deceased patient, "person

1 authorized by the patient” also means an adult member of the deceased patient’s
2 immediate family, as defined in s. 632.895 (1) (d). A court may appoint a temporary
3 guardian for a patient believed incompetent to consent to the release of records under
4 this section as the person authorized by the patient to decide upon the release of
5 records, if no guardian has been appointed for the patient.

6 **SECTION 2323.** 146.81 (5) of the statutes, as affected by 2021 Wisconsin Act ...
7 (this act), is amended to read:

8 146.81 (5) “Person authorized by the patient” means the parent, guardian, or
9 legal custodian of a minor patient, as defined in s. 48.02 (8) and (11), the person
10 vested with supervision of the child under s. 938.183 or 938.34 (~~4d~~), (4m), or (4n), the
11 guardian of a patient adjudicated incompetent in this state, the personal
12 representative, spouse, or domestic partner under ch. 770 of a deceased patient, any
13 person authorized in writing by the patient or a health care agent designated by the
14 patient as a principal under ch. 155 if the patient has been found to be incapacitated
15 under s. 155.05 (2), except as limited by the power of attorney for health care
16 instrument. If no spouse or domestic partner survives a deceased patient, “person
17 authorized by the patient” also means an adult member of the deceased patient’s
18 immediate family, as defined in s. 632.895 (1) (d). A court may appoint a temporary
19 guardian for a patient believed incompetent to consent to the release of records under
20 this section as the person authorized by the patient to decide upon the release of
21 records, if no guardian has been appointed for the patient.

22 **SECTION 2324.** 146.82 (4) (b) 2. a. of the statutes is amended to read:

23 146.82 (4) (b) 2. a. A member of the patient’s immediate family, another relative
24 of the patient, a close personal friend of the patient, a caregiver designated under s.
25 50.379, or an individual identified by the patient, that portion that is directly

1 relevant to the involvement by the member, relative, friend, caregiver designated
2 under s. 50.379, or individual in the patient's care.

3 **SECTION 2325.** 146.82 (4) (c) of the statutes is created to read:

4 146.82 (4) (c) Notwithstanding subs. (1) and (4) (b), a health care provider may
5 provide a caregiver who is designated under s. 50.379, and who is otherwise
6 permitted access to a portion of a patient health care record under this subsection,
7 with a copy of any written discharge plan issued under s. 50.379 (4) and (5).

8 **SECTION 2326.** 146.89 (1) (d) 2. of the statutes is amended to read:

9 146.89 (1) (d) 2. A private school, as defined in s. 115.001 (3r), that participates
10 in the choice program under s. 118.60 or the Milwaukee Parental Choice Program
11 under s. 119.23 ~~or that, pursuant to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002 (3)~~
12 ~~(e), is responsible for the operation and general management of a school transferred~~
13 ~~to an opportunity schools and partnership program under s. 119.33, subch. IX of ch.~~
14 ~~115, or subch. II of ch. 119.~~

15 **SECTION 2327.** 146.89 (1) (g) 1. of the statutes is amended to read:

16 146.89 (1) (g) 1. A public elementary school, ~~including an elementary school~~
17 ~~transferred to an opportunity schools and partnership program under s. 119.33,~~
18 ~~subch. IX of ch. 115, or subch. II of ch. 119.~~

19 **SECTION 2328.** 146.89 (1) (r) 1. of the statutes is amended to read:

20 146.89 (1) (r) 1. Licensed as a physician under ch. 448, a dentist, dental
21 therapist, or dental hygienist under ch. 447, a registered nurse, practical nurse, or
22 nurse-midwife under ch. 441, an optometrist under ch. 449, a physician assistant
23 under ch. 448, a pharmacist under ch. 450, a chiropractor under ch. 446, a podiatrist
24 under subch. IV of ch. 448, or a physical therapist under subch. III of ch. 448.

25 **SECTION 2329.** 146.89 (1) (r) 5. of the statutes is amended to read:

1 **153.85 Definition; opioid and methamphetamine data.** In this
2 subchapter, “vendor” means a person awarded the contract following a request for
3 proposals described under s. 153.87.

4 **153.87 Opioid and methamphetamine data system.** (1) Subject to sub.
5 (3), the department of administration shall issue a request for proposals to establish
6 and maintain an opioid and methamphetamine data system to collect, format,
7 analyze, and disseminate information on opioid and methamphetamine use, which
8 shall include all of the following:

9 (a) Hospital discharge data from visits and stays related to opioid use or
10 overdose.

11 (b) Hospital discharge data from visits and stays related to methamphetamine
12 use or overdose.

13 (c) Records of hospitals diverting patients to other facilities to address opioid
14 use or overdose.

15 (d) Records of hospitals diverting patients to other facilities to address
16 methamphetamine use or overdose.

17 (e) Ambulance service run data related to opioid use or overdose.

18 (f) The number of opioid-related overdoses in the state, the number of
19 individuals who overdose on opioids, and the opioids on which the individuals
20 overdose.

21 (g) The number of methamphetamine-related overdoses in the state, the
22 number of individuals who overdose on methamphetamines, and the forms of
23 methamphetamines on which the individuals overdose.

24 (h) Death records related to opioid use or overdose.

25 (i) Death records related to methamphetamine use or overdose.

1 (j) The number of opioid treatment centers in the state, by the owner or operator
2 of each opioid treatment center.

3 (k) The number of methamphetamine treatment centers in the state, by the
4 owner or operator of each methamphetamine treatment center.

5 (L) The number of providers in this state that are allowed to prescribe a drug
6 that is a combination of buprenorphine and naloxone, the patient capacity for those
7 prescribers, the number of patients taking such a combination drug, and the number
8 of patients who have discontinued such a combination drug due to successful
9 completion of a treatment program.

10 (m) The number of methadone clinics in the state, the number of patients
11 taking methadone, the number of patients who more than once have been on courses
12 of methadone, the number of patients who have discontinued methadone use due to
13 successful completion of a treatment program, and the number of patients who are
14 receiving methadone treatment for each of the following durations:

15 1. Longer than 12 months.

16 2. Longer than 3 years.

17 3. Longer than 4 years.

18 4. Longer than 5 years.

19 5. Longer than 8 years.

20 6. Longer than 10 years.

21 (o) The amount of naloxone doses dispensed, the total number of naloxone doses
22 administered, and the number of unique patients who have received doses of
23 naloxone.

24 (p) The number of adults in the state who use opioids, the extent to which those
25 adults use opioids, and the type of opioids used.

1 (q) The number of adults in the state who use methamphetamines, the extent
2 to which those adults use methamphetamines, and the forms of methamphetamines
3 used.

4 (r) The number of minors in the state who use opioids, the extent to which those
5 minors use opioids, and the type of opioids used.

6 (s) The number of minors in the state who use methamphetamines, the extent
7 to which those minors use methamphetamines, and the forms of methamphetamines
8 used.

9 (t) The number of minors who enter the child protective services system due
10 to opioid use by a parent or guardian, length of time those minors are in out-of-home
11 care, and the type of reporter who notified child protective services of the needs of
12 the minor.

13 (u) The number of persons who are incarcerated and who are receiving
14 naltrexone for extended-release in injectable suspension, the number of persons
15 who are on extended supervision or probation or on parole and who are receiving
16 extended-release naltrexone, the total number of doses of extended-release
17 naltrexone administered to persons who are incarcerated, on extended supervision
18 or probation, or on parole in this state, and the length of time that persons who are
19 incarcerated, on extended supervision or probation, or on parole are receiving
20 extended-release naltrexone.

21 (v) The number of arrests and convictions related to methadone and the
22 number related to a drug that is a combination of buprenorphine and naloxone.

23 (w) The number of arrests and convictions related to methamphetamines.

24 **(2)** The opioid and methamphetamine data system under sub. (1) shall identify,
25 to the extent possible, for sub. (1) (a), (b), (c), (d), (e), (f), (g), (h), (i), (L), (m), (p), (q),

1 (r), (s), and (u) the number of individuals who have each of the following forms of
2 health care coverage:

3 (a) Public health care coverage under the Medical Assistance program.

4 (b) Public health care coverage under Medicare, a veteran or military health
5 plan, or another public form of coverage other than Medical Assistance, including
6 any self-insured governmental health plan.

7 (c) Private insurance or a private health plan.

8 (d) Self-coverage or uninsured.

9 **(3)** The department of administration shall collaborate with and collect data
10 from the departments of health services, corrections, justice, safety and professional
11 services, and children and families and any other applicable agencies for the opioid
12 and methamphetamine data system under sub. (1).

13 **(4)** (a) The department of administration shall administer the contract with the
14 vendor to operate the opioid and methamphetamine data system and shall have
15 access to the data contained in the opioid and methamphetamine data system. The
16 department of administration shall work with the vendor to disseminate information
17 and advanced analytics from the opioid and methamphetamine data system in as
18 close to real time as possible.

19 (b) The opioid and methamphetamine data system shall allow the state
20 agencies that submit data to the opioid and methamphetamine data system access
21 to the data in the opioid and methamphetamine data system as appropriate for the
22 agency to fulfill its functions and as allowed by state and federal confidentiality laws.

23 **153.89 Reports; opioid and methamphetamine data system.** By January
24 1, 2023, and annually thereafter, the department of administration shall submit a
25 report to the governor and, under s. 13.172 (3) to appropriate standing committees

1 of the legislature., as determined by the speaker or president, summarizing the
2 information from the opioid and methamphetamine data system under s. 153.87 (1)
3 and analyzing trends in that information across years of data collection.

4 **SECTION 2334.** 155.01 (7) of the statutes is amended to read:

5 155.01 (7) “Health care provider” means a nurse licensed or permitted under
6 ch. 441, a chiropractor licensed under ch. 446, a dentist or dental therapist licensed
7 under ch. 447, a physician, physician assistant, perfusionist, podiatrist, physical
8 therapist, physical therapist assistant, occupational therapist, or occupational
9 therapy assistant licensed under ch. 448, a person practicing Christian Science
10 treatment, an optometrist licensed under ch. 449, a psychologist licensed under ch.
11 455, a physical therapist or physical therapist assistant who holds a compact
12 privilege under subch. IX of ch. 448, a partnership thereof, a corporation or limited
13 liability company thereof that provides health care services, a cooperative health
14 care association organized under s. 185.981 that directly provides services through
15 salaried employees in its own facility, or a home health agency, as defined in s. 50.49
16 (1) (a).

17 **SECTION 2335.** 157.05 of the statutes is amended to read:

18 **157.05 Autopsy.** Consent for a licensed physician to conduct an autopsy on
19 the body of a deceased person shall be deemed sufficient when given by whichever
20 one of the following assumes custody of the body for purposes of burial: ~~Father,~~
21 ~~mother, husband, wife~~ parent, spouse, child, guardian, next of kin, domestic partner
22 under ch. 770, or in the absence of any of the foregoing, a friend, or a person charged
23 by law with the responsibility for burial. If 2 or more such persons assume custody
24 of the body, the consent of one of them shall be deemed sufficient.

25 **SECTION 2336.** 157.06 (11) (hm) of the statutes is created to read:

1 157.06 (11) (hm) Unless otherwise required by federal law, a hospital,
2 physician, procurement organization, or other person may not determine the
3 ultimate recipient of an anatomical gift based solely upon a positive test for the use
4 of marijuana by a potential recipient.

5 **SECTION 2337.** 157.06 (11) (i) of the statutes is amended to read:

6 157.06 (11) (i) Except as provided under ~~par. pars.~~ (a) 2. and (hm), nothing in
7 this section affects the allocation of organs for transplantation or therapy.

8 **SECTION 2338.** 157.065 (2) (a) 4. c. of the statutes is amended to read:

9 157.065 (2) (a) 4. c. A ~~Type 1~~ juvenile correctional facility, as defined in s. 938.02
10 (19) (10p);

11 **SECTION 2339.** 160.07 (4) (f) of the statutes is created to read:

12 160.07 (4) (f) In recommending an enforcement standard for a perfluoroalkyl
13 or polyfluoroalkyl substance, the department of health services may recommend
14 individual standards for each substance, a standard for these substances as a class,
15 or standards for groups of these substances.

16 **SECTION 2340.** 160.07 (7) of the statutes is created to read:

17 160.07 (7) If the department of health services recommends an enforcement
18 standard for a perfluoroalkyl or polyfluoroalkyl substance or a group or class of such
19 substances under this section, the department shall apply the standard as an interim
20 enforcement standard for that substance, including through sampling, monitoring,
21 and testing, and any other actions required by rules promulgated by the department,
22 unless emergency or permanent rules that establish an enforcement standard for
23 that substance are in effect.

24 **SECTION 2341.** 160.15 (4) of the statutes is created to read:

1 160.15 (4) Notwithstanding sub. (1), if an interim enforcement standard for a
2 perfluoroalkyl or polyfluoroalkyl substance is applied under s. 160.07 (7), the
3 department shall apply an interim preventive action limit for that substance of 20
4 percent of the concentration established as the interim enforcement standard,
5 unless emergency or permanent rules that establish a preventive action limit for that
6 substance are in effect.

7 **SECTION 2342.** 165.08 (1) of the statutes is amended to read:

8 165.08 (1) Any civil action prosecuted by the department by direction of any
9 officer, department, board, or commission, ~~or any~~ shall be compromised or
10 ~~discontinued when so directed by such officer, department, board, or commission.~~
11 Any civil action prosecuted by the department on the initiative of the attorney
12 general, or at the request of any individual may be compromised or discontinued with
13 the approval of an intervenor under s. 803.09 (2m) or, if there is no intervenor, by
14 submission of a proposed plan to the joint committee on finance for the approval of
15 the committee. ~~The compromise or discontinuance may occur only if the joint~~
16 ~~committee on finance approves the proposed plan. No proposed plan may be~~
17 ~~submitted to the joint committee on finance if the plan concedes the~~
18 ~~unconstitutionality or other invalidity of a statute, facially or as applied, or concedes~~
19 ~~that a statute violates or is preempted by federal law, without the approval of the~~
20 ~~joint committee on legislative organization~~ the governor.

21 **SECTION 2343.** 165.10 of the statutes is amended to read:

22 **165.10 Deposit Limits on expenditure of discretionary settlement**
23 **funds.** ~~The~~ Notwithstanding s. 20.455 (3), before the attorney general ~~shall deposit~~
24 ~~all~~ may expend settlement funds ~~into the general fund~~ under s. 20.455 (3) (g) that are
25 ~~not committed under the terms of the settlement, the attorney general shall submit~~

1 to the joint committee on finance a proposed plan for the expenditure of the funds.
2 If the cochairpersons of the committee do not notify the attorney general within 14
3 working days after the submittal that the committee has scheduled a meeting for the
4 purpose of reviewing the proposed plan, the attorney general may expend the funds
5 to implement the proposed plan. If, within 14 working days after the submittal, the
6 cochairpersons of the committee notify the attorney general that the committee has
7 scheduled a meeting for the purpose of reviewing the proposed plan, the attorney
8 general may expend the funds only to implement the plan as approved by the
9 committee.

10 **SECTION 2344.** 165.25 (1) of the statutes is amended to read:

11 165.25 (1) REPRESENT STATE IN APPEALS AND ON REMAND. Except as provided in
12 ss. 5.05 (2m) (a), 19.49 (2) (a), and 978.05 (5), appear for the state and prosecute or
13 defend all actions and proceedings, civil or criminal, in the court of appeals and the
14 supreme court, in which the state is interested or a party, and attend to and prosecute
15 or defend all civil cases sent or remanded to any circuit court in which the state is
16 a party. ~~The joint committee on legislative organization may intervene as permitted~~
17 ~~under s. 803.09 (2m) at any time.~~ Nothing in this subsection deprives or relieves the
18 attorney general or the department of justice of any authority or duty under this
19 chapter.

20 **SECTION 2345.** 165.25 (1m) of the statutes is amended to read:

21 165.25 (1m) REPRESENT STATE IN OTHER MATTERS. If requested by the governor
22 or either house of the legislature, appear for and represent the state, any state
23 department, agency, official, employee or agent, whether required to appear as a
24 party or witness in any civil or criminal matter, and prosecute or defend in any court
25 or before any officer, any cause or matter, civil or criminal, in which the state or the

1 people of this state may be interested. ~~The joint committee on legislative~~
2 ~~organization may intervene as permitted under s. 803.09 (2m) at any time.~~ The
3 public service commission may request under s. 196.497 (7) that the attorney general
4 intervene in federal proceedings. All expenses of the proceedings shall be paid from
5 the appropriation under s. 20.455 (1) (d).

6 **SECTION 2346.** 165.25 (4) (ar) of the statutes is amended to read:

7 165.25 (4) (ar) The department of justice shall furnish all legal services
8 required by the department of agriculture, trade and consumer protection relating
9 to the enforcement of ss. 91.68, 93.73, 100.171, 100.173, 100.174, 100.175, 100.177,
10 100.18, 100.182, 100.195, 100.20, 100.205, 100.207, 100.209, 100.2091, 100.2092,
11 100.21, 100.28, 100.37, 100.42, 100.50, 100.51, 100.55, and 846.45 and chs. 126, 136,
12 344, 704, 707, and 779, together with any other services as are necessarily connected
13 to the legal services.

14 **SECTION 2347.** 165.25 (6) (a) 1. of the statutes is amended to read:

15 165.25 (6) (a) 1. At the request of the head of any department of state
16 government, the attorney general may appear for and defend any state department,
17 or any state officer, employee, or agent of the department in any civil action or other
18 matter brought before a court or an administrative agency which is brought against
19 the state department, or officer, employee, or agent for or on account of any act
20 growing out of or committed in the lawful course of an officer's, employee's, or agent's
21 duties. Witness fees or other expenses determined by the attorney general to be
22 reasonable and necessary to the defense in the action or proceeding shall be paid as
23 provided for in s. 885.07. The attorney general may compromise and settle the action
24 as the attorney general determines to be in the best interest of the state ~~except that,~~
25 ~~if the action is for injunctive relief or there is a proposed consent decree, the attorney~~

1 ~~general may not compromise or settle the action without the approval of an~~
2 ~~intervenor under s. 803.09 (2m) or, if there is no intervenor, without first submitting~~
3 ~~a proposed plan to the joint committee on finance. If, within 14 working days after~~
4 ~~the plan is submitted, the cochairpersons of the committee notify the attorney~~
5 ~~general that the committee has scheduled a meeting for the purpose of reviewing the~~
6 ~~proposed plan, the attorney general may compromise or settle the action only with~~
7 ~~the approval of the committee. The attorney general may not submit a proposed plan~~
8 ~~to the joint committee on finance under this subdivision in which the plan concedes~~
9 ~~the unconstitutionality or other invalidity of a statute, facially or as applied, or~~
10 ~~concedes that a statute violates or is preempted by federal law, without the approval~~
11 ~~of the joint committee on legislative organization.~~

12 **SECTION 2348.** 165.25 (11m) of the statutes is created to read:

13 165.25 (11m) FALSE CLAIMS. Diligently investigate possible violations of s.
14 20.9315, and, if the department determines that a person has committed an act that
15 is punishable under s. 20.9315, may bring a civil action against that person.

16 **SECTION 2349.** 165.27 of the statutes is created to read:

17 **165.27 Sentencing review council.** The sentencing review council shall do
18 all of the following:

19 (1) Study criminal penalties and make recommendations for reforming the
20 criminal code.

21 (2) Study whether sentences for similar offenses and circumstances are
22 consistent and make recommendations to ensure that sentences are equitable.

23 (3) Study and make recommendations regarding the state's bifurcated
24 sentencing structure.

1 (4) Review and make recommendations regarding sentences for violations
2 committed by individuals age 18 to 25.

3 **SECTION 2350.** 165.63 (3) of the statutes is amended to read:

4 165.63 (3) REQUESTS FROM COURTS. In making a determination required under
5 s. 813.124 (7) (a), 813.1285 (7) (a), or 968.20 (1m) (d) 1., a judge or court commissioner
6 shall request information under sub. (2) from the department or from a law
7 enforcement agency or law enforcement officer as provided in sub. (4) (d).

8 **SECTION 2351.** 165.63 (4) (d) of the statutes is amended to read:

9 165.63 (4) (d) Aid the court in making a determination required under s.
10 813.124 (7) (a), 813.1285 (7) (a), or 968.20 (1m) (d) 1. or aid an entity in making a
11 determination required under s. 968.20 (1m) (d) 2.

12 **SECTION 2352.** 165.77 (7) of the statutes is repealed.

13 **SECTION 2353.** 165.775 of the statutes is created to read:

14 **165.775 Sexual assault kits. (1)** In this section:

15 (a) “Department” means the department of justice.

16 (b) “Health care professional” has the meaning given in s. 154.01 (3).

17 (c) “Sex offense” has the meaning given in s. 949.20 (7).

18 (d) “Sexual assault forensic examination” means an examination performed by
19 a health care professional to gather evidence regarding a sex offense.

20 (e) “Sexual assault kit” means the evidence collected from a sexual assault
21 forensic examination.

22 (f) “Wisconsin law enforcement agency” has the meaning given in s. 165.77 (1)

23 (c).

1 **(2)** Whenever a health care professional conducts a sexual assault forensic
2 examination and collects a sexual assault kit, the health care professional shall do
3 one of the following:

4 (a) If the victim chooses to report the sexual assault to a Wisconsin law
5 enforcement agency, or if reporting is required under s. 48.981 (2), notify a Wisconsin
6 law enforcement agency within 24 hours after collecting the sexual assault kit.

7 (b) If the victim chooses not to report the sexual assault to a Wisconsin law
8 enforcement agency, and reporting is not required under s. 48.981 (2), send the
9 sexual assault kit to the state crime laboratories for storage in accordance with the
10 procedures specified in the rules promulgated under sub. (6) within 72 hours after
11 collecting the sexual assault kit.

12 **(3)** If a Wisconsin law enforcement agency receives notification under sub. (2)
13 (a), it shall do all of the following:

14 (a) Take possession of the sexual assault kit from the health care professional
15 within 72 hours after receiving the notification.

16 (b) Except as provided in par. (c), send the sexual assault kit to the state crime
17 laboratories for processing in accordance with the procedures specified in the rules
18 promulgated under sub. (6) within 14 days after taking possession of the sexual
19 assault kit.

20 (c) If the Wisconsin law enforcement agency, after taking possession of the
21 sexual assault kit under par. (a) but before sending the sexual assault kit under par.
22 (b), receives notification from the victim that the victim does not want to proceed with
23 the analysis of his or her sexual assault kit, send the sexual assault kit to the state
24 crime laboratories for storage in accordance with the procedures specified in the

1 rules promulgated under sub. (6) within 14 days after taking possession of the sexual
2 assault kit.

3 (4) If the state crime laboratories takes possession of a sexual assault kit, it
4 shall do all of the following:

5 (a) If the victim chooses not to report the sexual assault to a Wisconsin law
6 enforcement agency and thus has not consented to the analysis of his or her sexual
7 assault kit, securely store the sexual assault kit for a period of 10 years, during which
8 time the sexual assault victim may choose to report the assault to a Wisconsin law
9 enforcement agency.

10 (b) If the victim chooses to report the sexual assault to a Wisconsin law
11 enforcement agency and thus has consented to the analysis of his or her sexual
12 assault kit, process the kit in accordance with the procedures specified in the rules
13 promulgated under sub. (6).

14 (5) If a law enforcement agency takes possession of a sexual assault kit after
15 it has been processed by the state crime laboratories, notwithstanding s. 968.205, it
16 shall securely store the sexual assault kit for a period of 50 years, or until the date
17 of the expiration of the statute of limitations, or until the end of the term of
18 imprisonment or probation of a person who was convicted in the sexual assault case,
19 whichever is longer.

20 (6) The department shall promulgate rules to administer this section.

21 **SECTION 2354.** 165.83 (1) (c) 1. of the statutes is amended to read:

22 165.83 (1) (c) 1. An act that is committed by ~~a person who has attained the age~~
23 ~~of 17~~ an adult and that is a felony or a misdemeanor.

24 **SECTION 2355.** 165.83 (1) (c) 2. of the statutes is amended to read:

1 165.83 (1) (c) 2. An act that is committed by a ~~person~~ minor who has attained
2 the age of 10 ~~but who has not attained the age of 17~~ and that would be a felony or
3 misdemeanor if committed by an adult.

4 **SECTION 2356.** 165.842 of the statutes is created to read:

5 **165.842 Motor vehicle stops; collection and analysis of information;**
6 **annual report. (1) DEFINITIONS.** In this section:

7 (a) “Department” means the department of justice.

8 (b) “Law enforcement agency” has the meaning given in s. 165.85 (2) (bv).

9 (c) “Law enforcement officer” has the meaning given in s. 165.85 (2) (c).

10 (d) “Motor vehicle stop” means the stop or detention of a motor vehicle that is
11 traveling in any public or private place, or the detention of an occupied motor vehicle
12 that is already stopped in any public or private place, for the purpose of investigating
13 any alleged or suspected violation of a state or federal law or city, village, town, or
14 county ordinance.

15 **(2) INFORMATION COLLECTION REQUIRED.** All persons in charge of law
16 enforcement and tribal law enforcement agencies shall obtain, or cause to be
17 obtained, all of the following information with respect to each motor vehicle stop
18 made on or after January 1, 2022, by a law enforcement officer employed by the law
19 enforcement agency:

20 (a) The name, address, gender, and race of the operator of the motor vehicle.

21 The officer shall subjectively select the operator’s race from the following list:

22 1. Caucasian.

23 2. Black or African American.

24 3. Hispanic.

25 4. American Indian or Alaska Native.

1 5. Asian or Pacific Islander.

2 (b) The reason the officer stopped or detained the motor vehicle.

3 (c) The make and year of the motor vehicle.

4 (d) The date, time, and location of the motor vehicle stop.

5 (e) Whether or not a law enforcement officer conducted a search of the motor
6 vehicle, the operator, or any passenger and, if so, whether the search was with
7 consent or by other means.

8 (f) The name, address, gender, and race of any person searched, with the officer
9 subjectively selecting the person's race from the list under par. (a).

10 (g) The name and badge number of the officer making the motor vehicle stop.

11 **(3) SUBMISSION OF INFORMATION COLLECTED.** All persons in charge of law
12 enforcement agencies shall forward the information obtained under sub. (2) to the
13 department using the format prescribed by the rules promulgated under sub. (5) and
14 in accordance with the reporting schedule established under the rules promulgated
15 under sub. (5).

16 **(4) ANALYSIS AND REPORT BY DEPARTMENT.** (a) The department shall compile the
17 information submitted to it by law enforcement agencies under sub. (3) and shall
18 analyze the information, along with any other relevant information, to determine,
19 both for the state as a whole and for each law enforcement agency, all of the following:

20 1. Whether the number of motor vehicle stops and searches involving motor
21 vehicles operated or occupied by members of a racial minority compared to the
22 number of motor vehicle stops and searches involving motor vehicles operated or
23 occupied solely by persons who are not members of a racial minority is
24 disproportionate based on an estimate of the population and characteristics of all
25 persons traveling on state highways, on an estimate of the populations and

1 characteristics of persons traveling on state highways who are violating a law or
2 ordinance, or on some other relevant population estimate.

3 2. A determination as to whether any disproportion found under subd. 1. is the
4 result of racial profiling, racial stereotyping, or other race-based discrimination or
5 selective enforcement.

6 (b) For each year, the department shall prepare an annual report that
7 summarizes the information submitted to it by law enforcement agencies concerning
8 motor vehicle stops made during the year and that describes the methods and
9 conclusions of its analysis of the information. On or before March 31, 2023, and on
10 or before each March 31 thereafter, the department shall submit the annual report
11 required under this paragraph to the legislature under s. 13.172 (2), to the governor,
12 and to the director of state courts.

13 (5) RULES. The department shall promulgate rules to implement the
14 requirements of this section. The department shall furnish all reporting officials
15 with forms or instructions or both that specify the format in which to submit the
16 information required under sub. (2) and the time for forwarding the information to
17 the department. The department may, by rule, require the collection of information
18 in addition to that specified in sub. (2) (a) to (g) if the department determines that
19 the information will help to make the determinations required under sub. (4) (a).

20 (6) ACCESS TO RECORDS. Information collected under sub. (2) is not subject to
21 inspection or copying under s. 19.35 (1).

22 **SECTION 2357.** 165.845 (title) of the statutes is amended to read:

23 **165.845 (title) Collect Collection and reporting of crime and criminal**
24 **justice data.**

1 **SECTION 2358.** 165.845 (1) (intro.) and (c) of the statutes are renumbered
2 165.845 (1r) (intro.) and (c).

3 **SECTION 2359.** 165.845 (1) (a) of the statutes is renumbered 165.845 (1r) (a)
4 (intro.) and amended to read:

5 165.845 (1r) (a) (intro.) Collect information concerning the number and nature
6 of offenses known to have been committed in this state and such other information
7 as may be useful in the study of crime and the administration of justice. The
8 department of justice may determine any other information to be obtained regarding
9 crime, evidence, and justice system data or statistics. The information shall include
10 ~~data~~ all of the following:

11 1. Data requested by federal agencies under the U.S. department of justice,
12 including the federal bureau of investigation under its system of uniform crime
13 reports for the United States.

14 **SECTION 2360.** 165.845 (1) (b) of the statutes is renumbered 165.845 (1r) (b) and
15 amended to read:

16 165.845 (1r) (b) Furnish all reporting officials with forms or instructions or
17 both that specify the nature of the information required under par. (a), the time it is
18 to be forwarded, the process for submitting the information, the method of classifying
19 and any other matters that facilitate collection and compilation.

20 **SECTION 2361.** 165.845 (1g) of the statutes is created to read:

21 165.845 (1g) In this section, “serious bodily harm” has the meaning given in
22 s. 969.001 (2).

23 **SECTION 2362.** 165.845 (1r) (a) 2. of the statutes is created to read:

24 165.845 (1r) (a) 2. Data concerning sexual assault kits, as defined in s. 165.775
25 (1) (e), collected in this state.

1 **SECTION 2363.** 165.845 (1r) (a) 3. of the statutes is created to read:

2 165.845 (1r) (a) 3. For any incident involving the shooting of a civilian by a law
3 enforcement officer or the shooting of a law enforcement officer by a civilian; any
4 incident involving the discharge of a firearm by a law enforcement officer at or in the
5 direction of a civilian or the discharge of a firearm by a civilian at or in the direction
6 of a law enforcement officer; and any incident in which an action taken by a law
7 enforcement officer as a response to an act of resistance results in serious bodily
8 harm or death or in which an act of resistance taken by a civilian against a law
9 enforcement officer results in serious bodily harm or death, all of the following
10 information:

11 a. The gender, race, ethnicity, and age of each person who was shot at, injured,
12 or killed.

13 b. The date, time, and location of the incident.

14 c. Whether any civilian involved in the incident was armed and, if he or she was
15 armed, the type of weapon that the civilian possessed.

16 d. The type of resistance used against the law enforcement officer by the
17 civilian, the type of action taken in response by the officer, and if applicable, the types
18 of weapons used.

19 e. The number of law enforcement officers involved in the incident.

20 f. The number of civilians involved in the incident.

21 g. A brief description regarding the circumstances surrounding the incident,
22 including perceptions on behavior or mental disorders.

23 **SECTION 2364.** 165.845 (1r) (d) of the statutes is created to read:

24 165.845 (1r) (d) Publish the following reports:

1 1. At least annually, a report containing data on law enforcement agency
2 compliance with the sexual assault kit data collection requirement under par. (a) 2.
3 The reports may be published electronically on the department's Internet site.

4 2. Annually, a report using the information collected on incidents under par.
5 (a) 3. The reports may be published electronically on the department's Internet site
6 in an interactive format and shall include, at a minimum, all information that is
7 reported to the department by local law enforcement agencies under par. (a) 3.

8 **SECTION 2365.** 165.845 (2) of the statutes is amended to read:

9 165.845 (2) All persons in charge of law enforcement agencies and other
10 criminal and juvenile justice system agencies shall supply the department of justice
11 with the information described in sub. ~~(1)~~ (1r) (a) on the basis of the forms or
12 instructions or both to be supplied by the department under sub. ~~(1)(a)~~ (1r) (b). The
13 department may conduct an audit to determine the accuracy of the data and other
14 information it receives from law enforcement agencies and other criminal and
15 juvenile justice system agencies.

16 **SECTION 2366.** 165.85 (2) (ap) of the statutes is created to read:

17 165.85 (2) (ap) "Employment file" means all files relating to a person's
18 employment, including performance reviews, files related to job performance,
19 internal affairs investigative files, administrative files, previous personnel
20 applications, personnel-related claims, disciplinary actions, and all substantiated
21 complaints and commendations, but does not include pay or benefit information,
22 similar administrative data or information that does not relate to performance or
23 conduct, or medical files unless the medical file relates to mental competency issues
24 bearing on the person's suitability for a law enforcement, tribal law enforcement, jail,
25 or juvenile detention officer position.

1 **SECTION 2367.** 165.85 (2) (be) of the statutes is created to read:

2 165.85 (2) (be) “Government agency” means any department, agency, or court
3 of this state, or of a city, village, town, or county in this state.

4 **SECTION 2368.** 165.85 (2) (bv) of the statutes is amended to read:

5 165.85 (2) (bv) “Law enforcement agency” means a governmental unit of this
6 state or a political subdivision of this state that employs one or more law enforcement
7 officers, and includes the Marquette University police department.

8 **SECTION 2369.** 165.85 (2) (c) of the statutes is amended to read:

9 165.85 (2) (c) “Law enforcement officer” means any person employed by the
10 state or any political subdivision of the state, for the purpose of detecting and
11 preventing crime and enforcing laws or ordinances and who is authorized to make
12 arrests for violations of the laws or ordinances that the person is employed and sworn
13 to enforce. “Law enforcement officer” includes a university police officer, as defined
14 in s. 175.42 (1) (b).

15 **SECTION 2370.** 165.85 (2) (fm) of the statutes is created to read:

16 165.85 (2) (fm) “Tribal law enforcement agency” has the meaning given in s.
17 165.83 (1) (e).

18 **SECTION 2371.** 165.85 (3) (a) of the statutes is amended to read:

19 165.85 (3) (a) Promulgate rules for the administration of this section including
20 the authority to require the submission of reports and information pertaining to the
21 administration of this section by law enforcement and agencies, tribal law
22 enforcement agencies, jails, juvenile detention facilities, and schools approved by the
23 board and operated by or for this state or any political subdivision of the state for the
24 specific purpose of training law enforcement recruits, law enforcement officers,
25 tribal law enforcement recruits, tribal law enforcement officers, jail officer recruits,

1 jail officers, juvenile detention officer recruits, or juvenile detention officers in this
2 state.

3 **SECTION 2372.** 165.85 (3) (am) of the statutes is created to read:

4 165.85 (3) (am) Establish minimum qualification standards for admission to
5 preparatory law enforcement, jail, or juvenile detention officer training for
6 preservice students and recruits, but not for department of corrections correctional
7 officers. The standards shall relate to the competence and reliability of persons to
8 assume and discharge the responsibilities of law enforcement, tribal law
9 enforcement, jail, or juvenile detention officers. The board shall prescribe the means
10 for presenting evidence of fulfillment of these requirements.

11 **SECTION 2373.** 165.85 (3) (b) of the statutes is amended to read:

12 165.85 (3) (b) Establish minimum educational ~~and~~, training, and recruitment
13 standards for admission to employment as a law enforcement ~~or~~, tribal law
14 enforcement, jail, or juvenile detention officer in permanent positions and in
15 temporary, probationary or part-time status. The standards shall relate to the
16 competence and reliability of persons to assume and discharge the responsibilities
17 of law enforcement, tribal law enforcement, jail, or juvenile detention officers.
18 Educational and training standards for tribal law enforcement officers under this
19 paragraph shall be identical to standards for other law enforcement officers. The
20 board shall prescribe the means for presenting evidence of fulfillment of these
21 requirements.

22 **SECTION 2374.** 165.85 (3) (cm) of the statutes is renumbered 165.85 (3) (cm)
23 (intro.) and amended to read:

24 165.85 (3) (cm) (intro.) Decertify law enforcement, tribal law enforcement, jail,
25 or juvenile detention officers who terminate do one of the following:

- 1 1. Terminate employment or are terminated, ~~who violate.~~
- 2 2. Violate or fail to comply with a rule, policy, or order of the board relating to
3 curriculum ~~or, training, who falsify, or recruitment.~~
- 4 3. Falsify information to obtain or maintain certified status, ~~who are.~~
- 5 4. Are certified as the result of an administrative error, ~~who are.~~
- 6 5. Are convicted of a felony or of any offense that, if committed in Wisconsin,
7 could be punished as a felony, ~~who are.~~
- 8 6. Are convicted of a misdemeanor crime of domestic violence, ~~or who fail as~~
9 defined in 18 USC 921 (a) (33), or are convicted of domestic abuse, as defined in s.
10 968.075 (1) (a), or the conviction is subject to the imposition of the domestic abuse
11 surcharges under s. 973.055 (1), regardless of whether any part of the surcharge is
12 waived by the court under s. 973.055 (4).
- 13 8. Fail to pay court-ordered payments of child or family support, maintenance,
14 birth expenses, medical expenses, or other expenses related to the support of a child
15 or former spouse, or who fail to comply, after appropriate notice, with a subpoena or
16 warrant issued by the department of children and families or a county child support
17 agency under s. 59.53 (5) and related to paternity or child support proceedings.
- 18 ~~(cp)~~ The board shall establish procedures for decertification under par. (cm) in
19 compliance with ch. 227, except that decertification for ~~failure to pay court-ordered~~
20 ~~payments of child or family support, maintenance, birth expenses, medical expenses,~~
21 ~~or other expenses related to the support of a child or former spouse or for failure to~~
22 ~~comply, after appropriate notice, with a subpoena or warrant issued by the~~
23 ~~department of children and families or a county child support agency under s. 59.53~~
24 ~~(5) and related to paternity or child support proceedings~~ an action described under
25 par. (cm) 8. shall be done as provided under sub. (3m) (a).

1 **SECTION 2375.** 165.85 (3) (cm) 7. of the statutes is created to read:

2 165.85 (3) (cm) 7. For any crime listed in subd. 5. or 6., enter into any of the
3 following if the board determines that certification is not in the best interest of the
4 public:

5 a. A deferred judgment and sentencing agreement or deferred sentencing
6 agreement, whether pending or successfully completed.

7 b. A deferred prosecution agreement, whether pending or successfully
8 completed.

9 c. A pretrial diversion agreement, whether pending or successfully completed.

10 **SECTION 2376.** 165.85 (4) (a) 1m. of the statutes is created to read:

11 165.85 (4) (a) 1m. The board may not create criteria for participation in the
12 preparatory training program under subd. 1. that would prevent a person from
13 participation if the person is in receipt of a valid employment authorization from the
14 federal department of homeland security.

15 **SECTION 2377.** 165.85 (4) (a) 7. d. of the statutes is created to read:

16 165.85 (4) (a) 7. d. Each officer who is subject to this subdivision shall annually
17 complete at least 8 hours of scenario-based training on use-of-force options,
18 focusing on skills and tactics that minimize the likelihood of using force, including
19 de-escalation tactics. In this subd. 7. d., “de-escalation tactics” are actions and
20 techniques used by law enforcement officers to slow down or stabilize a potentially
21 unstable situation to allow for more time, options, and resources for resolution or
22 prevention of an incident. Hours of training completed under this subd. 7. d. shall
23 count toward the hours of training required under subd. 7. a.

24 **SECTION 2378.** 165.85 (4) (em) of the statutes is created to read:

1 165.85 (4) (em) *Officer recruitment.* 1. When a law enforcement agency, tribal
2 law enforcement agency, jail, or juvenile detention facility recruits for new officers,
3 the interviewing agency shall require each candidate that it interviews for a law
4 enforcement, tribal law enforcement, jail, or juvenile detention position, who is or
5 has been employed by another law enforcement agency, tribal law enforcement
6 agency, jail, juvenile detention facility, or government agency to execute a written
7 waiver that explicitly authorizes each law enforcement agency, tribal law
8 enforcement agency, jail, juvenile detention facility, or other government agency to
9 disclose the candidate's employment files to the interviewing agency, and releases
10 the interviewing agency and each law enforcement agency, tribal law enforcement
11 agency, jail, juvenile detention facility, or government agency that employs or has
12 employed the candidate from any liability related to the use and disclosure of the
13 candidate's employment files.

14 2. A law enforcement agency, tribal law enforcement agency, jail, juvenile
15 detention facility, or government agency may disclose a candidate's employment files
16 by either providing copies to the interviewing agency or allowing the interviewing
17 agency to review the files at the offices of the law enforcement agency, tribal law
18 enforcement agency, jail, juvenile detention facility, or government agency that
19 employed the candidate.

20 3. A candidate who refuses to execute the waiver shall not be considered for
21 employment by the interviewing agency or considered for certification by the board.

22 4. The interviewing agency shall, at least 30 days prior to making its hiring
23 decision, submit the waiver to each law enforcement agency, tribal law enforcement
24 agency, jail, juvenile detention facility, or government agency that has employed the
25 candidate. A law enforcement agency, tribal law enforcement agency, jail, juvenile

1 detention facility, or government agency that receives a waiver shall make the
2 requested employment files available to the interviewing agency not more than 21
3 days after receiving the waiver.

4 5. The interviewing agency may also conduct an official oral interview of
5 individuals from the law enforcement agency, tribal law enforcement agency, jail,
6 juvenile detention facility, or government agency that employed the candidate.

7 6. A law enforcement agency, tribal law enforcement agency, jail, juvenile
8 detention facility, or government agency is not required to provide the candidate's
9 employment records if the agency or facility is prohibited from providing the
10 employment records pursuant to a binding nondisclosure agreement to which the
11 law enforcement agency, tribal law enforcement agency, jail, juvenile detention
12 facility, or government agency is a party if the agreement was executed before the
13 effective date of this subdivision [LRB inserts date].

14 7. No law enforcement agency, tribal law enforcement agency, jail, juvenile
15 detention facility, or government agency may enter into a nondisclosure agreement
16 preventing an interviewing law enforcement agency, tribal law enforcement agency,
17 jail, or juvenile detention facility from viewing employment files after the effective
18 date of this subdivision [LRB inserts date].

19 8. A law enforcement agency, tribal law enforcement agency, jail, juvenile
20 detention facility, or government agency is not liable for complying with the
21 provisions of this paragraph or participating in an official oral interview with an
22 investigator from the interviewing agency, regarding the candidate.

23 **SECTION 2379.** 165.85 (4m) of the statutes is created to read:

1 165.85 **(4m)** BEST PRACTICES. The board shall develop, and review at least once
2 every 2 years, a model use of force policy for law enforcement agencies that does all
3 of the following:

4 (a) Incorporates the principles under s. 66.0511 (2).

5 (b) Addresses interactions with individuals with mental disorders, alcohol or
6 drug problems, dementia disorders, and developmental disabilities.

7 (c) Limits the use of force against vulnerable populations, including children,
8 elderly individuals, individuals who are pregnant, individuals with physical or
9 mental disabilities, and individuals with limited English proficiency.

10 (d) Includes other best practices that the board identifies.

11 **SECTION 2380.** 165.895 of the statutes is created to read:

12 **165.895 Alternative emergency response and 911 diversion grants. (1)**

13 In this section:

14 (a) “Local health department” has the meaning given in s. 250.01 (4).

15 (b) “Public safety answering point” has the meaning given in s. 256.35 (1) (gm).

16 **(2)** From the appropriation under s. 20.455 (2) (dm), the department shall
17 provide grants to counties having a population of 750,000 or more to be used for any
18 of the following purposes:

19 (a) For contracts between local health departments and nonprofit
20 organizations to increase the capacity of behavioral crisis support services for
21 nonemergency behavioral health issues.

22 (b) For research, design, and personnel costs associated with creating
23 programs to divert behavioral health services from public safety answering points.

24 **(3)** To be eligible for a grant under this section, a county must submit an
25 application for a grant to the department that includes a proposed plan for

1 expenditure of the grant moneys. The department shall review any application and
2 plan submitted to determine whether that application and plan meet the criteria
3 established under sub. (4). The department shall review the use of grant money
4 provided under this section to ensure that the money is used according to the
5 approved plan.

6 (4) The department shall develop criteria and procedures for use in
7 administering this section. Notwithstanding s. 227.10 (1), the criteria and
8 procedures need not be promulgated as rules under ch. 227.

9 **SECTION 2381.** 165.93 (2) (title) of the statutes is amended to read:

10 165.93 (2) (title) GRANTS BY APPLICATION.

11 **SECTION 2382.** 165.93 (2m) of the statutes is created to read:

12 165.93 (2m) **GRANTS TO THE WISCONSIN COALITION AGAINST SEXUAL ASSAULT.** In
13 addition to the grants under sub. (2), from the appropriation under s. 20.455 (5) (e),
14 the department shall provide a grant of \$100,000 annually to the Wisconsin Coalition
15 Against Sexual Assault to provide services for sexual assault victims and to provide
16 training and technical assistance to sexual assault programs across the state. The
17 Wisconsin Coalition Against Sexual Assault may also apply for grants under sub. (2).

18 **SECTION 2383.** 165.932 of the statutes is created to read:

19 **165.932 Victim services; grants. (1) DEFINITIONS.** In this section:

20 (a) "Department" means the department of justice.

21 (b) "Victim" has the meaning given in s. 950.02 (4) (a).

22 (2) **GRANTS.** (a) The department shall provide grants to eligible organizations
23 from the appropriation under s. 20.455 (5) (ec) to provide services for victims.

24 (b) An organization is eligible to apply for and receive a grant under this section
25 if the organization meets all of the following criteria:

- 1 1. The organization is a nonprofit corporation or a public agency.
- 2 2. The organization provides or proposes to provide, either directly or through
- 3 a contract, subcontract, service agreement, or collaborative agreement with other
- 4 organizations, entities, or individuals, all of the following for victims:
 - 5 a. Advocacy and counseling services.
 - 6 b. Crisis telephone line services on a 24 hours per day and 7 days per week
 - 7 basis.
 - 8 c. Professional education about intervention for victims and community
 - 9 education programs for the prevention of crime.
 - 10 d. Services for persons living in rural areas, children, elderly persons,
 - 11 physically disabled persons, minority groups, and other groups of victims that have
 - 12 special needs. This subd. 2. d. does not require the applicant to provide services to
 - 13 any group of persons that does not reside in the applicant's service area.
- 14 3. The organization does not receive more than 70 percent of its operating
- 15 budget from grants under this section.
- 16 4. The organization does not provide all of its services under subd. 2. a. to d.
- 17 by contract, subcontract, service agreement, or collaborative agreement with other
- 18 organizations, entities, or individuals.
 - 19 (c) Whenever the department reviews applications for grants under this
 - 20 section, the department shall consider all of the following:
 - 21 1. The need for victim services in the community in which the applicant
 - 22 provides services or proposes to provide services.
 - 23 2. The degree to which the applicant's services or proposed services are
 - 24 coordinated with other resources in the community and state.
 - 25 3. The needs of urban and rural communities.

1 4. The needs of existing and proposed programs and services.

2 **(3) REPORTING REQUIREMENTS.** An organization that receives a grant under this
3 section shall report all of the following information to the department for each fiscal
4 year covered by the grant:

5 (a) The total expenditures that the organization made on victim services in the
6 period for which the grant was provided during that fiscal year.

7 (b) The number of persons served by general type of victim services provided
8 in the period for which the grant was provided during that fiscal year. The
9 department shall identify for organizations the general types of services provided.

10 (c) The number of persons who requested victim services in the period for which
11 the grant was provided during that fiscal year but who did not receive the victim
12 services that the persons requested.

13 **(4) LIST OF ELIGIBLE ORGANIZATIONS.** (a) The department shall certify to the
14 elections commission, on a continuous basis, a list containing the name and address
15 of each organization that is eligible to receive grants under sub. (2).

16 (b) The department shall make available to law enforcement agencies a current
17 list containing the name and address of each organization that is eligible to receive
18 grants under sub. (2).

19 **SECTION 2384.** 165.95 (title) of the statutes is amended to read:

20 **165.95** (title) **Alternatives to prosecution and incarceration; grant**
21 **program.**

22 **SECTION 2385.** 165.95 (1) (ac) of the statutes is created to read:

23 165.95 (1) (ac) “Evidence-based practice” means a practice that has been
24 developed using research to determine its efficacy for achieving positive measurable
25 outcomes, including reducing recidivism and increasing public safety.

1 **SECTION 2386.** 165.95 (2) of the statutes is amended to read:

2 165.95 (2) The department of justice shall make grants to counties and to tribes
3 to enable them to establish and operate programs, including suspended and deferred
4 prosecution programs and programs based on principles of restorative justice, that
5 provide alternatives to prosecution and incarceration for criminal offenders who
6 abuse alcohol or other drugs. The department of justice shall make the grants from
7 the appropriations under s. 20.455 (2) (ek), (em), (jd), (kn), and (kv). The department
8 of justice shall collaborate with the departments of corrections and health and family
9 services in establishing this grant program.

10 **SECTION 2387.** 165.95 (2r) of the statutes is amended to read:

11 165.95 (2r) Any county or tribe that receives a grant under this section ~~on or~~
12 ~~after January 1, 2012,~~ shall provide matching funds that are equal to ~~25~~ 10 percent
13 of the amount of the grant.

14 **SECTION 2388.** 165.95 (3) (a) of the statutes is repealed.

15 **SECTION 2389.** 165.95 (3) (ag) of the statutes is created to read:

16 165.95 (3) (ag) The program operates within the continuum from arrest to
17 discharge from supervision and provides an alternative to prosecution, revocation,
18 or incarceration through the use of pre-charge and post-charge diversion programs
19 or treatment courts and community-based corrections.

20 **SECTION 2390.** 165.95 (3) (b) of the statutes is amended to read:

21 165.95 (3) (b) The program employs evidence-based practices and is designed
22 to promote and facilitate the implementation of effective criminal justice policies and
23 practices that maximize justice and public and victim safety, reduce prison and jail
24 populations, reduce prosecution and incarceration costs, and reduce recidivism, ~~and~~

1 ~~improve the welfare of participants' families by meeting the comprehensive needs of~~
2 ~~participants.~~

3 **SECTION 2391.** 165.95 (3) (bd) of the statutes is created to read:

4 165.95 (3) (bd) The program identifies each target population served by the
5 program and identifies the evidence-based practices the program employs for each
6 target population it serves.

7 **SECTION 2392.** 165.95 (3) (cm) 2. of the statutes is created to read:

8 165.95 (3) (cm) 2. If the program is administered by a tribe, the criminal justice
9 oversight committee shall consist of a representative of the judiciary, a
10 representative of criminal prosecution and criminal defense, a social services
11 provider, a behavioral health treatment provider, a law enforcement officer, a
12 representative of corrections, and other members that the oversight committee
13 determines are appropriate to the program.

14 **SECTION 2393.** 165.95 (3) (d) of the statutes is amended to read:

15 165.95 (3) (d) Services provided under the program are consistent with
16 evidence-based practices ~~in substance abuse and mental health treatment, as~~
17 ~~determined by the department of health services,~~ and the program provides
18 intensive case management.

19 **SECTION 2394.** 165.95 (3) (e) of the statutes is amended to read:

20 165.95 (3) (e) The program uses graduated sanctions and incentives to promote
21 ~~successful substance abuse treatment~~ success.

22 **SECTION 2395.** 165.95 (3) (g) of the statutes is amended to read:

23 165.95 (3) (g) The program is designed to integrate all ~~mental health services~~
24 provided to program participants by state and local government agencies, tribes, and
25 other organizations. The program shall require regular communication and

1 coordination among a participant's ~~substance abuse treatment providers, other~~
2 service providers, the case manager, and any person designated under the program
3 to monitor the person's compliance with his or her obligations under the program,
4 and any probation, extended supervision, and parole agent assigned to the
5 participant.

6 **SECTION 2396.** 165.95 (3) (h) of the statutes is amended to read:

7 165.95 (3) (h) The program provides ~~substance abuse and mental health~~
8 treatment services through providers that who use evidence-based practices in the
9 delivery of services and, where applicable, who are certified by the department of
10 health services or licensed to provide the services approved under the program.

11 **SECTION 2397.** 165.95 (3) (i) of the statutes is renumbered 165.95 (3d) and
12 amended to read:

13 165.95 (3d) The A program requires that receives a grant under this section
14 may require participants to pay a reasonable amount for their treatment, based on
15 their income and available assets, and pursues and uses all possible resources
16 available through insurance and federal, state, and local aid programs, including
17 cash, vouchers, and direct services.

18 **SECTION 2398.** 165.95 (3) (j) of the statutes is amended to read:

19 165.95 (3) (j) The program is developed with input from, and implemented in
20 collaboration with, one or more circuit court judges, the district attorney, the state
21 public defender, local and, if applicable, tribal law enforcement officials, county
22 agencies and, if applicable, tribal agencies responsible for providing social services,
23 including services relating to ~~alcohol and other drug addiction~~ substance use
24 disorder, child welfare, mental health, and the Wisconsin Works program, the

1 departments of corrections, children and families, and health services, private social
2 services agencies, and substance abuse use disorder treatment providers.

3 **SECTION 2399.** 165.95 (3) (k) of the statutes is amended to read:

4 165.95 (3) (k) The county or tribe complies with other eligibility requirements
5 established by the department of justice to promote the objectives listed in pars. (a)
6 and (b) this subsection.

7 **SECTION 2400.** 165.95 (5) (a) of the statutes is renumbered 165.95 (3) (cm)
8 (intro.) and amended to read:

9 165.95 (3) (cm) (intro.) ~~A county or tribe that receives a grant under this section~~
10 ~~shall create an~~ The program identifies a criminal justice oversight committee to
11 develop and implement the program design and advise the county or tribe in
12 administering and evaluating its program. ~~Each~~ The membership of each criminal
13 justice oversight committee shall be as follows:

14 1. If the program is administered by a county, or by a county and a tribe
15 pursuant to sub. (6), the criminal justice oversight committee shall consist of a circuit
16 court judge, the district attorney or his or her designee, the state public defender or
17 his or her designee, a local law enforcement official, a representative of the county,
18 a representative of the tribe, if applicable, a representative of each other county
19 agency and, if applicable, tribal agency responsible for providing social services,
20 including services relating to child welfare, mental health, and the Wisconsin Works
21 program, representatives of the department of corrections and department of health
22 services, a representative from private social services agencies, a representative of
23 substance abuse behavioral health treatment providers, and other members to be
24 determined by the county or tribe the oversight committee determines are
25 appropriate for the program.

1 **SECTION 2401.** 165.95 (5) (b) of the statutes is renumbered 165.95 (5) (ag) and
2 amended to read:

3 165.95 **(5)** (ag) A county or tribe that receives a grant under this section shall
4 comply with state audits and shall submit an annual report to the department of
5 justice and to the criminal justice oversight committee ~~created under par. (a)~~
6 identified in sub. (3) (cm) regarding ~~the impact of the program on jail and prison~~
7 ~~populations and its progress in attaining the goals specified in sub. (3) (b) and (f).~~

8 **SECTION 2402.** 165.95 (5m) of the statutes is repealed.

9 **SECTION 2403.** 165.95 (6) of the statutes is amended to read:

10 165.95 **(6)** A county or tribe may, with one or more other counties or tribes,
11 jointly apply for and receive a grant under this section. Upon submitting a joint
12 application, each county or tribe shall include with the application a written
13 agreement specifying each tribe's and each county department's role in developing,
14 administering, and evaluating the program. The criminal justice oversight
15 committee ~~established under sub. (5) (a)~~ identified in sub. (3) (cm) shall consist of
16 representatives from each county or tribe that participates in the program.

17 **SECTION 2404.** 165.95 (7) of the statutes is amended to read:

18 165.95 **(7)** Grants provided under this section shall be provided on a calendar
19 year basis ~~beginning on January 1, 2007.~~ ~~If the department of justice decides to make~~
20 ~~a grant to a county or tribe under this section, the department of justice shall notify~~
21 ~~the county or tribe of its decision and the amount of the grant no later than~~
22 ~~September 1 of the year preceding the year for which the grant will be made.~~

23 **SECTION 2405.** 165.95 (7m) of the statutes is amended to read:

24 165.95 **(7m)** Beginning in fiscal year ~~2012-13~~ 2021-22, the department of
25 justice shall, every ~~5~~ 4 years, make grants under this section available to any county

1 or tribe on a competitive basis. A county or tribe may apply for a grant under this
2 subsection regardless of whether the county or tribe has received a grant previously
3 under this section.

4 **SECTION 2406.** 165.987 (1) of the statutes is amended to read:

5 165.987 (1) From the appropriation under s. 20.455 (2) (ep) and (kj), the
6 department of justice shall allocate \$500,000 in each fiscal year to enter into a
7 contract with an organization to provide services in a county having a population of
8 750,000 or more for the diversion of youths from gang activities into productive
9 activities, including placement in appropriate educational, recreational, and
10 employment programs. Notwithstanding s. 16.75, the department may enter into a
11 contract under this subsection without soliciting bids or proposals and without
12 accepting the lowest responsible bid or offer.

13 **SECTION 2407.** 165.987 (3) of the statutes is amended to read:

14 165.987 (3) From the appropriation under s. 20.455 (2) (ep) and (kj) the
15 department of justice shall allocate \$150,000 in each fiscal year to enter into a
16 contract with an organization to provide services in Racine County, \$150,000 in each
17 fiscal year to enter into a contract with an organization to provide services in
18 Kenosha County, and \$150,000 in each fiscal year to enter into a contract with an
19 organization to provide services in Brown County, and from the appropriation under
20 s. 20.455 (2) (ep) and (kj), the department shall allocate \$100,000 in each fiscal year
21 to enter into a contract with an organization, for the diversion of youths from gang
22 activities into productive activities, including placement in appropriate educational,
23 recreational, and employment programs, and for alcohol or other drug abuse
24 education and treatment services for participants in that organization's youth
25 diversion program. Notwithstanding s. 16.75, the department may enter into a

1 contract under this subsection without soliciting bids or proposals and without
2 accepting the lowest responsible bid or offer.

3 **SECTION 2408.** 165.988 of the statutes is created to read:

4 **165.988 Violence interruption grant program.** From the appropriation
5 accounts under s. 20.455 (2) (eq) and (ks), the department shall provide grants to
6 community organizations that are utilizing evidence-based outreach and violence
7 interruption strategies to mediate conflicts, prevent retaliation and other potentially
8 violent situations, and connect individuals to community supports. Of the grants
9 provided under this section, \$500,000 annually shall be provided to community
10 organizations in the city of Milwaukee.

11 **SECTION 2409.** 175.33 of the statutes is created to read:

12 **175.33 Transfer of firearms. (1)** In this section:

13 (a) “Family member” means a spouse, parent, grandparent, sibling, child, or
14 grandchild. The relationship may be by blood, marriage, or adoption.

15 (b) “Firearm” includes the frame or receiver of a firearm.

16 (c) “Firearms dealer” has the meaning given in s. 175.35 (1) (ar).

17 (d) “Transfer” has the meaning given in s. 175.35 (1) (br).

18 **(2)** No person may transfer ownership of a firearm, or be transferred ownership
19 of a firearm, unless one of the following applies:

20 (a) The transferor is a firearms dealer.

21 (b) The transferor makes the transfer to or through a firearms dealer and
22 obtains a receipt under s. 175.35 (2j) (b).

23 (c) The transfer of ownership of the firearm is one of the transfers listed under
24 s. 175.35 (2t).

1 (d) The transferor is transferring ownership of the firearm to a family member
2 by gift, bequest, or inheritance, the transferee is not prohibited from possessing a
3 firearm under s. 941.29 or federal law, and the transferee is at least 18 years of age.

4 (3) Any person who intentionally violates sub. (2) is guilty of a misdemeanor
5 and shall be fined not less than \$500 nor more than \$10,000 and may be imprisoned
6 for not more than 9 months. The person is also prohibited under s. 941.29 from
7 possessing a firearm for a period of 2 years.

8 **SECTION 2410.** 175.35 (title) of the statutes is amended to read:

9 **175.35 (title) Purchase Transfer of handguns firearms.**

10 **SECTION 2411.** 175.35 (1) (at) of the statutes is amended to read:

11 175.35 (1) (at) “Firearms restrictions record search” means a search of
12 department of justice records to determine whether a person seeking to purchase be
13 transferred a handgun firearm is prohibited from possessing a firearm under s.
14 941.29. “Firearms restrictions record search” includes a criminal history record
15 search, a search to determine whether a person is prohibited from possessing a
16 firearm under s. 51.20 (13) (cv) 1., 2007 stats., a search in the national instant
17 criminal background check system to determine whether a person has been ordered
18 not to possess a firearm under s. 51.20 (13) (cv) 1., 51.45 (13) (i) 1., 54.10 (3) (f) 1., or
19 55.12 (10) (a), a search to determine whether the person is subject to an injunction
20 under s. 813.12 or 813.122, or a tribal injunction, as defined in s. 813.12 (1) (e), issued
21 by a court established by any federally recognized Wisconsin Indian tribe or band,
22 except the Menominee Indian tribe of Wisconsin, that includes notice to the
23 respondent that he or she is subject to the requirements and penalties under s.
24 941.29 and that has been filed with the circuit court under s. 813.128 (3g), and a

1 search to determine whether the person is prohibited from possessing a firearm
2 under s. 813.123 (5m), 813.124 (2t) or (3), or 813.125 (4m).

3 **SECTION 2412.** 175.35 (1) (b) of the statutes is repealed.

4 **SECTION 2413.** 175.35 (1) (br) of the statutes is created to read:

5 175.35 (1) (br) "Transfer" includes to sell, assign, pledge, lease, loan, give away,
6 or otherwise dispose of.

7 **SECTION 2414.** 175.35 (2) (intro.) of the statutes is renumbered 175.35 (2) (am)
8 and amended to read:

9 175.35 (2) (am) When a firearms dealer sells transfers a handgun firearm,
10 including the frame or receiver of a firearm, he or she may not transfer possession
11 of that handgun firearm to any other person until all of the ~~following have occurred:~~
12 requirements under par. (cm) have been met.

13 **SECTION 2415.** 175.35 (2) (a), (b), (c) and (d) of the statutes are renumbered
14 175.35 (2) (cm) 1., 2., 3. and 4.

15 **SECTION 2416.** 175.35 (2) (bm) of the statutes is created to read:

16 175.35 (2) (bm) When a person transfers a firearm, including the frame or
17 receiver of a firearm, through a firearms dealer, the transfer of possession of that
18 firearm may not be made until all of the requirements of par. (cm) have been met.

19 **SECTION 2417.** 175.35 (2) (cm) (intro.) of the statutes is created to read:

20 175.35 (2) (cm) (intro.) All of the following must occur before a transfer of a
21 firearm occurs under par. (am) or (bm):

22 **SECTION 2418.** 175.35 (2g) (a) of the statutes is amended to read:

23 175.35 (2g) (a) The department of justice shall promulgate rules prescribing
24 procedures for use under sub. (2) (cm) 1. for a transferee to provide and a firearms
25 dealer to inspect identification containing a photograph of the transferee.

1 **SECTION 2419.** 175.35 (2g) (b) 1. of the statutes is amended to read:

2 175.35 **(2g)** (b) 1. The department of justice shall promulgate rules prescribing
3 a notification form for use under sub. (2) (cm) 2. and 3. requiring the transferee to
4 provide his or her name, date of birth, gender, race and social security number and
5 other identification necessary to permit an accurate firearms restrictions record
6 search under par. (c) 3. and the required notification under par. (c) 4. The department
7 of justice shall make the forms available at locations throughout the state.

8 **SECTION 2420.** 175.35 (2g) (b) 2. of the statutes is amended to read:

9 175.35 **(2g)** (b) 2. The department of justice shall ensure that each notification
10 form under subd. 1. requires the transferee to indicate that he or she is not
11 purchasing receiving a transfer of the firearm with the purpose or intent to transfer
12 the firearm to a person who is prohibited from possessing a firearm under state or
13 federal law and that each notification form informs the transferee that making a
14 false statement with regard to this purpose or intent is a Class H felony.

15 **SECTION 2421.** 175.35 (2i) of the statutes is renumbered 175.35 (2i) (a) and
16 amended to read:

17 175.35 **(2i)** (a) The department shall charge a firearms dealer a \$10 fee for each
18 firearms restrictions record search that the firearms dealer requests under sub. (2)
19 (e) (cm) 3.

20 (b) 1. The firearms dealer may collect the fee under par. (a) from the transferee.

21 (c) The department may refuse to conduct firearms restrictions record searches
22 for any firearms dealer who fails to pay any fee under ~~this subsection~~ par. (a) within
23 30 days after billing by the department.

24 **SECTION 2422.** 175.35 (2i) (b) 2. of the statutes is created to read:

1 175.35 (2i) (b) 2. If the transfer is made under sub. (2) (bm), the firearms dealer
2 may collect from the transferor the fee under par. (a) and any additional amount to
3 cover any costs he or she incurs in processing the transfer.

4 **SECTION 2423.** 175.35 (2j) of the statutes is renumbered 175.35 (2j) (a).

5 **SECTION 2424.** 175.35 (2j) (b) of the statutes is created to read:

6 175.35 (2j) (b) If a person transfers a firearm through a firearms dealer under
7 sub. (2) (bm), or transfers a firearm to a firearms dealer, the firearms dealer shall
8 provide the person a written receipt documenting the dealer's participation in the
9 transfer.

10 **SECTION 2425.** 175.35 (2k) (ar) 2. of the statutes is amended to read:

11 175.35 (2k) (ar) 2. Check each notification form received under sub. (2j) (a)
12 against the information recorded by the department regarding the corresponding
13 request for a firearms restrictions record search under sub. (2g). If the department
14 previously provided a unique approval number regarding the request and nothing
15 in the completed notification form indicates that the transferee is prohibited from
16 possessing a firearm under s. 941.29, the department shall destroy all records
17 regarding that firearms restrictions record search within 30 days after receiving the
18 notification form.

19 **SECTION 2426.** 175.35 (2k) (c) 2. a. of the statutes is amended to read:

20 175.35 (2k) (c) 2. a. A statement that the Wisconsin law enforcement agency
21 is conducting an investigation of a crime in which a ~~handgun~~ firearm was used or was
22 attempted to be used or was unlawfully possessed.

23 **SECTION 2427.** 175.35 (2k) (c) 2. b. of the statutes is amended to read:

24 175.35 (2k) (c) 2. b. A statement by a division commander or higher authority
25 within the Wisconsin law enforcement agency that he or she has a reasonable

1 suspicion that the person who is the subject of the information request has obtained
2 or is attempting to obtain a handgun firearm.

3 **SECTION 2428.** 175.35 (2k) (g) of the statutes is amended to read:

4 175.35 (2k) (g) If a search conducted under sub. (2g) indicates that the
5 transferee is prohibited from possessing a firearm under s. 941.29, the attorney
6 general or his or her designee may disclose to a law enforcement agency that the
7 transferee has attempted to obtain a handgun firearm.

8 **SECTION 2429.** 175.35 (2k) (h) of the statutes is amended to read:

9 175.35 (2k) (h) If a search conducted under sub. (2g) indicates a felony charge
10 without a recorded disposition and the attorney general or his or her designee has
11 reasonable grounds to believe the transferee may pose a danger to himself, herself
12 or another, the attorney general or his or her designee may disclose to a law
13 enforcement agency that the transferee has obtained or has attempted to obtain a
14 handgun firearm.

15 **SECTION 2430.** 175.35 (2L) of the statutes is amended to read:

16 175.35 (2L) The department of justice shall promulgate rules providing for the
17 review of nonapprovals under sub. (2g) (c) 4. a. Any person who is denied the right
18 to purchase receive a transfer of a handgun firearm because the firearms dealer
19 received a nonapproval number under sub. (2g) (c) 4. a. may request a firearms
20 restrictions record search review under those rules. If the person disagrees with the
21 results of that review, the person may file an appeal under rules promulgated by the
22 department.

23 **SECTION 2431.** 175.35 (2t) (a), (b) and (c) of the statutes are amended to read:

24 175.35 (2t) (a) Transfers of any handgun firearm classified as an antique by
25 regulations of the U.S. department of the treasury.

1 (b) Transfers of any ~~handgun~~ firearm between firearms dealers or between
2 wholesalers and dealers.

3 (c) Transfers of any ~~handgun~~ firearm to law enforcement or armed services
4 agencies.

5 **SECTION 2432.** 175.35 (3) (b) 2. of the statutes is amended to read:

6 175.35 (3) (b) 2. A person who violates sub. (2e) by intentionally providing false
7 information regarding whether he or she is ~~purchasing~~ receiving a transfer of the
8 firearm with the purpose or intent to transfer the firearm to another who the person
9 knows or reasonably should know is prohibited from possessing a firearm under
10 state or federal law is guilty of a Class H felony. The penalty shall include a fine that
11 is not less than \$500.

12 **SECTION 2433.** 175.405 of the statutes is repealed.

13 **SECTION 2434.** 175.60 (7) (d) of the statutes is amended to read:

14 175.60 (7) (d) A fee for a background check that is equal to the fee charged under
15 s. 175.35 (2i) (a).

16 **SECTION 2435.** 175.60 (9g) (a) 2. of the statutes is amended to read:

17 175.60 (9g) (a) 2. The department shall conduct a criminal history record
18 search and shall search its records and conduct a search in the national instant
19 criminal background check system to determine whether the applicant is prohibited
20 from possessing a firearm under federal law; whether the applicant is prohibited
21 from possessing a firearm under s. 941.29; whether the applicant is prohibited from
22 possessing a firearm under s. 51.20 (13) (cv) 1., 2007 stats.; whether the applicant
23 has been ordered not to possess a firearm under s. 51.20 (13) (cv) 1., 51.45 (13) (i) 1.,
24 54.10 (3) (f) 1., or 55.12 (10) (a); whether the applicant is subject to an injunction
25 under s. 813.12 or 813.122, or a tribal injunction, as defined in s. 813.12 (1) (e), issued

1 by a court established by any federally recognized Wisconsin Indian tribe or band,
2 except the Menominee Indian tribe of Wisconsin, that includes notice to the
3 respondent that he or she is subject to the requirements and penalties under s.
4 941.29 and that has been filed with the circuit court under s. 813.128 (3g); and
5 whether the applicant is prohibited from possessing a firearm under s. 813.123 (5m),
6 813.124 (2t) or (3), or 813.125 (4m); and to determine if the court has prohibited the
7 applicant from possessing a dangerous weapon under s. 969.02 (3) (c) or 969.03 (1)
8 (c) and if the applicant is prohibited from possessing a dangerous weapon as a
9 condition of release under s. 969.01.

10 **SECTION 2436.** 175.60 (15) (b) 4. b. of the statutes is amended to read:

11 175.60 (15) (b) 4. b. A fee for a background check that is equal to the fee charged
12 under s. 175.35 (2i) (a).

13 **SECTION 2437.** 175.65 of the statutes is created to read:

14 **175.65 Law enforcement agency employment files.** Each Wisconsin law
15 enforcement agency, as defined in s. 165.85 (2) (bv), shall keep an employment file,
16 as defined in s. 165.85 (2) (ap), for each person the agency employs.

17 **SECTION 2438.** 182.004 (6) of the statutes is amended to read:

18 182.004 (6) Stock may be issued and leases made to ~~husband and wife~~ spouses,
19 and to the survivor of them, in which event title shall descend the same as in like
20 conveyances of real property subject to ch. 766. Otherwise, title to the stock and lease
21 shall descend to the persons to whom a homestead of the stockholder would descend
22 except as provided in ch. 766. The interest of a tenant in the lease and stock shall
23 be exempt from execution to the same extent as a homestead in real estate.

24 **SECTION 2439.** 182.01 (7) of the statutes is created to read:

1 182.01 (7) INFORMATION TO BE PROVIDED WITH BUSINESS FORMATION FILINGS. The
2 department shall provide informational materials and resources on worker
3 misclassification to each person who files with the department any of the following:

4 (a) Articles of incorporation under s. 180.0202 or 181.0202.

5 (b) Articles of organization under s. 183.0202.

6 (c) A statement of qualification under s. 178.0901.

7 (d) A certificate of limited partnership under s. 179.11.

8 **SECTION 2440.** 182.0172 of the statutes is created to read:

9 **182.0172 Electric providers using easements to provide broadband.**

10 **(1)** In this section:

11 (a) 1. “Broadband infrastructure” means any of the following that can be used
12 to facilitate, directly or indirectly, originate, send, and receive high-quality voice,
13 data, graphics, video, and video programming communications:

14 a. Materials.

15 b. Wires.

16 c. Cables, including fiber optic and copper cables regardless of whether the
17 cables are dark or lit and whether the cables are in use or dormant.

18 d. Conduits.

19 e. Antennas.

20 f. Equipment.

21 g. Fixtures.

22 h. Switching multiplexers.

23 i. Poles.

24 j. Routers.

25 k. Switches.

1 L. Servers.

2 m. Appurtenances.

3 n. Facilities.

4 o. Ancillary or auxiliary equipment.

5 2. "Broadband infrastructure" does not include new poles or new towers that
6 are used exclusively for providing broadband services.

7 (b) "Electric provider" means any of the following:

8 1. A public utility, as defined in s. 196.01 (5), that generates, transmits, or
9 distributes electric energy at wholesale or retail.

10 2. A cooperative association incorporated under ch. 185 to do business in this
11 state that carries on the business of generating, transmitting, or distributing electric
12 energy to its members at wholesale or retail.

13 **(2)** (a) 1. An electric provider may use an easement that it holds for any of the
14 following purposes:

15 a. Installing or maintaining broadband infrastructure to provide broadband
16 services or allowing a supplier of broadband services to install or maintain
17 broadband infrastructure to provide broadband services.

18 b. Leasing or providing to a supplier of broadband services any excess capacity
19 in the electric provider's broadband infrastructure.

20 2. This paragraph does not exempt, except, or exclude an electric provider or
21 supplier of broadband services from complying with any provision of state or federal
22 law applicable to siting broadband infrastructure or providing broadband services.

23 (b) Except as provided in par. (c) 1., terms or conditions of an easement held by
24 an electric provider that inhibit the electric provider from using the easement for a
25 purpose under par. (a) do not apply.

1 (c) Paragraphs (a) and (b) do not apply to an easement that does any of the
2 following:

3 1. Expressly prohibits, by its terms, using the easement for a purpose under
4 par. (a).

5 2. Applies to property owned by the state or a city, village, town, or county.

6 **(3)** (a) In this subsection, “owner” means a person who owns a fee simple or life
7 estate interest in land or who is a land contract vendee.

8 (b) At least 30 days before first using an easement for a purpose under sub. (2)
9 (a), an electric provider shall make a reasonable attempt to mail a notice to the owner
10 of the property subject to the easement, as determined from records of the office of
11 the register of deeds of the county in which the property subject to the easement is
12 located, by mailing a notice to at least one of the following:

13 1. The last known address for the owner of the property subject to the easement.

14 2. The address listed with the county real property lister for the owner of the
15 property subject to the easement.

16 3. The registered agent office or principal office listed in the records of the
17 department of financial institutions for the owner of the property subject to the
18 easement.

19 (c) If an electric provider is unable to identify an address to mail a notice under
20 par. (b), the electric provider shall publish a class 1 notice under ch. 985 at least 30
21 days before first using an easement for a purpose under sub. (2) (a).

22 (d) An electric provider shall include all of the following in a notice under par.

23 (b) or (c):

1 1. An identification of the property subject to the easement, which may be made
2 by reference to the property address, by reference to the tax parcel number of the
3 property, by map, or by legal description.

4 2. A statement that the electric provider intends to install broadband
5 infrastructure or use existing infrastructure to make broadband service available.

6 3. An estimate of when the electric provider intends to install or begin using
7 infrastructure under subd. 2.

8 4. A reference to this section.

9 5. A statement explaining that the electric provider may record a memorandum
10 stating that the electric provider may use the easement for a purpose under sub. (2)
11 (a).

12 6. A notice that the owner of the property subject to the easement may not bring
13 an action against the electric provider for using an easement for a purpose under sub.
14 (2) (a) after one year after the date of receiving the notice.

15 **(4)** Beginning 30 days after providing notice under sub. (3), an electric provider
16 may record a memorandum in the office of the register of deeds of a county in which
17 property subject to an easement used for a purpose under sub. (2) (a) is located. The
18 electric provider shall include all of the following in the memorandum:

19 (a) One of the following:

20 1. If the easement is recorded, recording information for the easement.

21 2. If the easement is unrecorded or a prescriptive easement under s. 893.28 (2),
22 the legal description of the parcel subject to the easement.

23 (b) A reference to this section.

24 (c) A statement that the electric provider may use the easement for a purpose
25 under sub. (2) (a).

1 (d) A statement that terms or conditions of the easement that inhibit the
2 electric provider from using the easement for a purpose under sub. (2) (a) do not
3 apply.

4 (5) (a) In this subsection, “owner” means an owner of or other person holding
5 an interest in real property subject to an easement used for a purpose under sub. (2)
6 (a).

7 (b) 1. If an owner provides an electric provider, a subsidiary of an electric
8 provider, or a supplier of broadband services with an appraisal performed by an
9 appraiser licensed under ch. 458 comparing the fair market value of the owner’s real
10 property interest immediately before and after an easement on the property is used
11 for a purpose under sub. (2) (a), the electric provider, subsidiary, or supplier of
12 broadband services shall do one of the following within 30 days:

13 a. Pay the owner the amount of damages identified in the appraisal provided
14 by the owner.

15 b. Notify the owner that it disputes the appraisal. If an electric provider,
16 subsidiary, or supplier of broadband services disputes the appraisal provided by the
17 owner under this subd. 1. b., the electric provider, subsidiary, or supplier of
18 broadband services shall within 90 days provide the owner with an appraisal
19 performed by an appraiser licensed under ch. 458 comparing the fair market value
20 of the owner’s real property interest immediately before and after an easement on
21 the property is used for a purpose under sub. (2) (a). The owner shall make
22 reasonable accommodations for performance of the appraisal under this subd. 1. b.

23 2. If an owner who receives an appraisal under subd. 1. b. from an electric
24 provider, subsidiary, or supplier of broadband services provides to the electric
25 provider, subsidiary, or supplier of broadband services written notice accepting the

1 appraisal or does not bring an action under par. (d) within 30 days of receiving the
2 appraisal, the electric provider, subsidiary, or supplier of broadband services shall
3 promptly remit payment to the owner for the difference in the fair market value of
4 the owner's real property interest identified in the appraisal.

5 (c) An owner may not bring an action against an electric provider, a subsidiary
6 of an electric provider, or a supplier of broadband services for damages from a
7 decrease in the value of the owner's interest in real property due to the use of an
8 easement for a purpose under sub. (2) (a) except as provided under this subsection.

9 (d) An owner may bring an action under this subsection against an electric
10 provider, a subsidiary of an electric provider, or a supplier of broadband services for
11 damages from a decrease in the value of the owner's interest in real property due to
12 the use of an easement for a purpose under sub. (2) (a) only if all of the following
13 apply:

14 1. The owner provides an appraisal under par. (b) 1. to the electric provider,
15 subsidiary, or supplier of broadband services within one year after the date that the
16 owner receives notice under sub. (3) or, if the owner receives no notice under sub. (3),
17 within one year after the date that a memorandum referring to an easement that
18 applies to the property is recorded under sub. (4).

19 2. The owner brings the action within 30 days after receiving an appraisal from
20 the electric provider, subsidiary, or supplier of broadband services under par. (b) 1.
21 b.

22 (e) The maximum recovery under this subsection may not exceed the difference
23 between the fair market value of the owner's real property interest immediately
24 before an easement on the property is used for a purpose under sub. (2) (a) and the
25 fair market value of the owner's real property interest immediately after an

1 easement on the property is used for a purpose under sub. (2) (a). Evidence of
2 revenues, profits, or fees received by an electric provider, a subsidiary of an electric
3 provider, or a supplier of broadband services shall not be admissible as evidence in
4 any proceeding or action under this subsection.

5 **SECTION 2441.** 185.983 (1) (intro.) of the statutes is amended to read:

6 185.983 (1) (intro.) Every voluntary nonprofit health care plan operated by a
7 cooperative association organized under s. 185.981 shall be exempt from chs. 600 to
8 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41, 601.42, 601.43, 601.44,
9 601.45, 611.26, 611.67, 619.04, 623.11, 623.12, 628.34 (10), 631.17, 631.89, 631.93,
10 631.95, 632.72 (2), 632.729, 632.745 to 632.749, 632.775, 632.79, 632.795, 632.798,
11 632.85, 632.853, 632.855, 632.862, 632.867, 632.87 (2) to (6), 632.871, 632.885,
12 632.89, 632.895 (5) and (8) to (17), 632.896, and 632.897 (10) and chs. 609, 620, 630,
13 635, 645, and 646, but the sponsoring association shall:

14 **SECTION 2442.** 185.983 (1) (intro.) of the statutes, as affected by 2021 Wisconsin
15 Act (this act), section 2441, is amended to read:

16 185.983 (1) (intro.) Every voluntary nonprofit health care plan operated by a
17 cooperative association organized under s. 185.981 shall be exempt from chs. 600 to
18 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41, 601.42, 601.43, 601.44,
19 601.45, 611.26, 611.67, 619.04, 623.11, 623.12, 628.34 (10), 631.17, 631.89, 631.93,
20 631.95, 632.72 (2), 632.728, 632.729, 632.745 to 632.749, 632.775, 632.79, 632.795,
21 632.798, 632.85, 632.853, 632.855, 632.862, 632.867, 632.87 (2) to (6), 632.871,
22 632.885, 632.89, 632.895 (5) and (8) to (17), 632.896, and 632.897 (10) and chs. 609,
23 620, 630, 635, 645, and 646, but the sponsoring association shall:

24 **SECTION 2443.** 194.025 of the statutes is amended to read:

1 **194.025 Discrimination prohibited.** No motor carrier may engage in any
2 practice, act or omission which results in discrimination on the basis of race, creed,
3 sex or, national origin, or status as a holder or nonholder of a license under s. 343.03
4 (3r).

5 **SECTION 2444.** 196.01 (5) (b) 8. of the statutes is created to read:

6 196.01 (5) (b) 8. A person who supplies electricity through the person's electric
7 vehicle charging station to users' electric vehicles, if the person does not otherwise
8 directly or indirectly provide electricity to the public.

9 **SECTION 2445.** 196.025 (1h) of the statutes is created to read:

10 196.025 (1h) SOCIAL COST OF CARBON EMISSIONS. (a) In this subsection, "social
11 cost of carbon" means a measure of the economic harms and other impacts expressed
12 in dollars that result from emitting one ton of carbon dioxide into the atmosphere.

13 (b) In consultation with the department of natural resources, the commission
14 shall evaluate and set the social cost of carbon and shall evaluate and adjust as
15 necessary that dollar amount every 2 years. The evaluations shall use integrated
16 assessment models and consider appropriate discount rates. Any adjustment shall
17 be consistent with the international consensus on the social cost of carbon. No later
18 than December 31, 2021, and no later than December 31 every odd-numbered year
19 thereafter, the commission shall submit to the appropriate standing committees of
20 the legislature under s. 13.172 (3) a report that describes the commission's
21 evaluation and, if the commission adjusts the previously set dollar amount, specifies
22 the social cost of carbon as adjusted by the commission.

23 (d) The commission shall consider the social cost of carbon in determining
24 whether to issue certificates under ss. 196.49 and 196.491 (3).

25 **SECTION 2446.** 196.025 (8) of the statutes is created to read:

1 196.025 (8) MODEL ORDINANCE FOR REPAYING LOCAL GOVERNMENTS FOR CERTAIN
2 IMPROVEMENTS. The commission shall develop and make available a model ordinance
3 that addresses political subdivisions, as defined in s. 66.0627 (1) (b), making loans
4 or entering into agreements for making or installing energy efficiency
5 improvements, as defined in s. 66.0627 (1) (am), water efficiency improvements, as
6 defined in s. 66.0627 (1) (d), or renewable resource applications to premises under
7 s. 66.0627 (8).

8 **SECTION 2447.** 196.027 (1) (d) 3. of the statutes is created to read:

9 196.027 (1) (d) 3. The retiring of any existing electric generating facility fueled
10 by nonrenewable combustible energy resources.

11 **SECTION 2448.** 196.027 (1) (f) of the statutes is amended to read:

12 196.027 (1) (f) “Environmental control cost” means capital cost, including
13 capitalized cost relating to regulatory assets, incurred or expected to be incurred by
14 an energy utility in undertaking an environmental control activity and, with respect
15 to an environmental control activity described in par. (d) 2. or 3., includes the
16 unrecovered value of property that is retired, including any demolition or similar cost
17 that exceeds the salvage value of the property. “Environmental control cost” does not
18 include any monetary penalty, fine, or forfeiture assessed against an energy utility
19 by a government agency or court under a federal or state environmental statute, rule,
20 or regulation.

21 **SECTION 2449.** 196.218 (5) (a) 5. of the statutes is amended to read:

22 196.218 (5) (a) 5. To pay costs incurred under contracts under s. 16.971 (13) to
23 (16) to the extent that these costs are not paid under s. 16.997 (2) (d), ~~except that no~~
24 ~~moneys in the universal service fund may be used to pay installation costs that are~~

1 ~~necessary for a political subdivision to obtain access to bandwidth under a shared~~
2 ~~service agreement under s. 16.997 (2r) (a).~~

3 **SECTION 2450.** 196.218 (5) (a) 10. of the statutes is amended to read:

4 196.218 (5) (a) 10. To make broadband expansion grants and administer the
5 program under s. 196.504 (2).

6 **SECTION 2451.** 196.31 (2r) of the statutes is created to read:

7 196.31 (2r) From the appropriation under s. 20.155 (1) (j), the commission shall
8 reserve \$50,000 annually to compensate equity-focused participants who review
9 economic and environmental issues impacting low-income populations.

10 **SECTION 2452.** 196.374 (1) (gm) of the statutes is created to read:

11 196.374 (1) (gm) “Low-income household” has the meaning given in s. 16.957
12 (1) (m).

13 **SECTION 2453.** 196.374 (2) (a) 1. of the statutes is amended to read:

14 196.374 (2) (a) 1. The energy utilities in this state shall collectively establish
15 and fund statewide energy efficiency and renewable resource programs, including
16 programs for low-income households. The energy utilities shall contract, on the
17 basis of competitive bids, with one or more persons to develop and administer the
18 programs. The utilities may not execute a contract under this subdivision unless the
19 commission has approved the contract. The commission shall require each energy
20 utility to spend the amount required under sub. (3) (b) 2. to fund statewide energy
21 efficiency and renewable resource programs.

22 **SECTION 2454.** 196.374 (2) (a) 2. f. of the statutes is created to read:

23 196.374 (2) (a) 2. f. Components to promote energy efficiency and renewable
24 energy measures for low-income households in this state and initiatives and market

1 strategies to address the energy needs and decrease the energy burden of
2 low-income households.

3 **SECTION 2455.** 196.374 (2) (a) 2m. of the statutes is created to read:

4 196.374 (2) (a) 2m. The programs under this paragraph may include activities
5 advertising the availability of loans under s. 66.0627 (8) for making or installing
6 energy efficiency improvements, as defined in s. 66.0627 (1) (am), water efficiency
7 improvements, as defined in s. 66.0627 (1) (d), or renewable resource applications to
8 premises.

9 **SECTION 2456.** 196.374 (3) (b) 1. of the statutes is amended to read:

10 196.374 (3) (b) 1. At least every 4 years, after notice and opportunity to be
11 heard, the commission shall, by order, evaluate the energy efficiency and renewable
12 resource programs under sub. (2) (a) 1., (b) 1. and 2., and (c) and ordered programs
13 and set or revise goals, priorities, and measurable targets for the programs. The
14 commission shall give priority to programs that moderate the growth in electric and
15 natural gas demand and usage, facilitate markets and assist market providers to
16 achieve higher levels of energy efficiency, promote energy reliability and adequacy,
17 promote energy efficiency and renewable energy measures for low-income
18 households, avoid adverse environmental impacts from the use of energy, and
19 promote rural economic development.

20 **SECTION 2457.** 196.374 (3) (b) 2. of the statutes is amended to read:

21 196.374 (3) (b) 2. The commission shall require each energy utility to spend ~~1.2~~
22 2.4 percent of its annual operating revenues derived from retail sales to fund the
23 utility's programs under sub. (2) (b) 1., the utility's ordered programs, the utility's
24 share of the statewide energy efficiency and renewable resource programs under

1 sub. (2) (a) 1., and the utility's share, as determined by the commission under subd.
2 4., of the costs incurred by the commission in administering this section.

3 **SECTION 2458.** 196.374 (3) (f) 5. of the statutes is created to read:

4 196.374 (3) (f) 5. Minimum requirements for energy efficiency and renewable
5 resource programs under sub. (2) (a) 1. for low-income households and eligibility
6 requirements for programs for low-income households.

7 **SECTION 2459.** 196.376 of the statutes is created to read:

8 **196.376 Residential energy improvement program.** The commission may
9 establish and implement a program under which a public utility may finance energy
10 improvements at a specific dwelling and recover the cost of those improvements over
11 time through a surcharge periodically placed on the public utility's customer account
12 for that dwelling. If the commission establishes such a program, it shall promulgate
13 rules to implement the program.

14 **SECTION 2460.** 196.379 of the statutes is created to read:

15 **196.379 Voluntary innovative technology programs.** (1) In this section,
16 "energy utility" has the meaning given in s. 196.374 (1) (e).

17 (2) (a) An energy utility may, with commission approval, administer or fund a
18 voluntary innovative technology program. An energy utility may pay for a program
19 under this subsection through rate charges to customers of the energy utility, as
20 approved by the commission, or by another method approved by the commission.

21 (b) The commission shall promulgate rules related to implementing a program
22 under this subsection.

23 (c) Upon approving a program under this subsection, the commission shall
24 establish an initial pilot period for the program and a timeline for reevaluating the
25 program. The commission shall reevaluate a program under this subsection

1 according to the timeline established under this paragraph and shall set or revise
2 goals, priorities, and measurable targets for the program.

3 (d) The commission may not order an energy utility to administer or fund a
4 program under this subsection.

5 (e) An energy utility that administers or funds a program under this subsection
6 may request at any time, and the commission may approve an energy utility's
7 request, to modify or discontinue, in whole or in part, the program.

8 **SECTION 2461.** 196.491 (3g) (a) of the statutes is amended to read:

9 196.491 (3g) (a) A person who receives a certificate of public convenience and
10 necessity for a high-voltage transmission line that is designed for operation at a
11 nominal voltage of 345 kilovolts or more under sub. (3) shall pay the ~~department of~~
12 ~~administration~~ commission an annual impact fee as specified in the rules
13 promulgated by the ~~department of administration~~ commission under s. ~~16.969~~
14 196.492 (2) (a) and shall pay the ~~department of administration~~ commission a
15 one-time environmental impact fee as specified in the rules promulgated by the
16 ~~department of administration~~ commission under s. ~~16.969~~ 196.492 (2) (b).

17 **SECTION 2462.** 196.504 (1) (ac) 4. of the statutes is created to read:

18 196.504 (1) (ac) 4. A political subdivision that is underserved or that is located
19 in an unserved area.

20 **SECTION 2463.** 196.504 (2) (a) of the statutes is amended to read:

21 196.504 (2) (a) To make broadband expansion grants to eligible applicants for
22 the purpose of constructing broadband infrastructure in underserved areas
23 designated under par. (d). Grants awarded under this ~~section~~ subsection shall be
24 paid from the appropriations under s. ~~ss.~~ 20.155 (3) (a), (r), and (rm) and 20.866 (2)
25 (z), in the amount allocated under s. 20.866 (2) (z) 5.

1 **SECTION 2464.** 196.504 (2) (b) of the statutes is amended to read:

2 196.504 (2) (b) To prescribe the form, nature, and extent of the information that
3 shall be contained in an application for a grant under this ~~section~~ subsection. The
4 application shall require the applicant to identify the area of the state that will be
5 affected by the proposed project and explain how the proposed project will increase
6 broadband access.

7 **SECTION 2465.** 196.504 (2) (c) of the statutes is amended to read:

8 196.504 (2) (c) To establish criteria for evaluating applications and awarding
9 grants under this ~~section~~ subsection. The criteria shall prohibit grants that have the
10 effect of subsidizing the expenses of a provider of telecommunications service, as
11 defined in s. 182.017 (1g) (cq), or the monthly bills of customers of those providers.
12 The criteria shall give priority to projects that include matching funds, that involve
13 public-private partnerships, that affect unserved areas, that are scalable, that
14 promote economic development, that will not result in delaying the provision of
15 broadband service to areas neighboring areas to be served by the proposed project,
16 or that affect a large geographic area or a large number of underserved individuals
17 or communities. When evaluating grant applications under this ~~section~~ subsection,
18 the commission shall consider the degree to which the proposed projects would
19 duplicate existing broadband infrastructure, information about the presence of
20 which is provided to the commission by the applicant or another person within a time
21 period designated by the commission; the impacts of the proposed projects on the
22 ability of individuals to access health care services from home and the cost of those
23 services; and the impacts of the proposed projects on the ability of students to access
24 educational opportunities from home.

25 **SECTION 2466.** 196.504 (2g) of the statutes is created to read:

1 196.504 **(2g)** The commission shall administer the broadband connector
2 program and shall have the following powers:

3 (a) To make broadband planning grants to political subdivisions, school
4 districts, tribal governments, regional planning commissions, nonprofit
5 organizations, and local economic development organizations for broadband
6 planning, feasibility engineering related to broadband infrastructure construction,
7 broadband adoption planning, and digital inclusion activities. The amount of a
8 broadband planning grant under this subsection may not exceed \$50,000. Grants
9 awarded under this subsection shall be paid from the appropriations under s. 20.155
10 (1) (c).

11 (b) To provide training, technical assistance, and information on broadband
12 infrastructure construction, broadband adoption, and digital inclusion.

13 **SECTION 2467.** 196.504 (2r) of the statutes is created to read:

14 196.504 **(2r)** The commission shall administer the line extension assistance
15 program and shall have the following powers:

16 (a) To make financial assistance grants to residents of properties that are not
17 served by a broadband service provider to assist in paying the customer costs
18 associated with line extension necessary to connect broadband service to the
19 properties. The amount of a financial assistance grant under this subsection may
20 not exceed \$4,000. Grants awarded under this subsection shall be paid from the
21 appropriations under s. 20.155 (1) (c).

22 (b) To establish criteria for evaluating applications and awarding financial
23 assistance grants under this subsection. The criteria shall give priority to properties
24 that serve as a primary residence.

25 **SECTION 2468.** 196.504 (3) (d) of the statutes is created to read:

1 196.504 **(3)** (d) 1. Require each Internet service provider to disclose to the
2 commission by April 1 of each year the properties it serves, the average minimum
3 download and upload speeds at which it provides residential and business Internet
4 service to those properties, and a description of its existing service area in a format
5 determined by the commission.

6 2. Use the information disclosed under subd. 1. to conduct broadband mapping
7 and facilitate the deployment of broadband infrastructure and access to broadband
8 service.

9 3. Notwithstanding s. 19.35, the commission shall withhold from public
10 inspection any information disclosed to the commission under subd. 1. that would aid
11 a competitor of an Internet service provider in competing with the Internet service
12 provider if the commission determines that public disclosure is not necessary to
13 accomplish the purposes under subd. 2.

14 **SECTION 2469.** 196.5048 of the statutes is created to read:

15 **196.5048 Internet service provider registration.** No person may provide
16 Internet service in this state unless the person registers with the commission.

17 **SECTION 2470.** 196.745 (2) (a) of the statutes is amended to read:

18 196.745 **(2)** (a) Any person violating sub. (1) (a), or any order or rule issued
19 under sub. (1) (a), shall forfeit an amount not exceeding ~~\$25,000~~ \$200,000. Each day
20 of violation is a separate violation of sub. (1) (a). No person may forfeit an amount
21 exceeding ~~\$500,000~~ \$2,000,000 for a single persisting violation of sub. (1) (a) or any
22 order or any rule issued under sub. (1) (a). The commission shall remit all forfeitures
23 paid under this paragraph to the secretary of administration for deposit in the school
24 fund.

25 **SECTION 2471.** 198.06 (5) (a) of the statutes is amended to read:

1 198.06 (5) (a) The board of canvassers shall cause a certified copy of the order
2 declaring the result of the election to be filed in the office of the secretary of state
3 administration. A certified copy of the order shall also be filed with the clerk of each
4 municipality included in the district, with the county clerk, and with the commission.

5 **SECTION 2472.** 198.06 (5) (b) of the statutes is amended to read:

6 198.06 (5) (b) If the district as finally constituted comprises a smaller area than
7 originally proposed because of the failure of one or more municipalities to approve
8 the district at the election, the commission shall, within 10 days following the filing
9 of the order under par. (a) with the commission, file its approval or disapproval of the
10 district as created by the election with the secretary of state administration, the clerk
11 of each municipality included in the district and the county clerk. If the commission
12 approves, upon the filing of the approval the creation and incorporation of the district
13 shall be considered complete. If the commission disapproves, the district shall be
14 considered dissolved. Except as provided in par. (c), the approval or disapproval of
15 the commission shall be final.

16 **SECTION 2473.** 198.06 (5) (d) of the statutes is amended to read:

17 198.06 (5) (d) If a district has been approved by all of the municipalities within
18 the district as proposed, the creation and incorporation of the district shall be
19 considered complete upon the filing of the result of the election with the secretary of
20 state administration by the board of canvassers.

21 **SECTION 2474.** 198.06 (7) of the statutes is amended to read:

22 198.06 (7) INFORMALITIES DISREGARDED, LIMITATION OF ACTION TO TEST VALIDITY OF
23 DISTRICT. No informality in any proceeding or in the conduct of the election, not
24 substantially affecting adversely the legal rights of any citizen, shall be held to
25 invalidate the creation of any district, and any proceedings wherein the validity of

1 the creation is denied shall be commenced within 3 months from the date of filing the
2 order of the board of canvassers with the secretary of state administration, otherwise
3 the creation and the legal existence of the district shall be held to be valid and in
4 every respect legal and incontestable.

5 **SECTION 2475.** 198.08 (3) of the statutes is amended to read:

6 198.08 (3) APPOINTMENT, VOTE BY MUNICIPAL EXECUTIVE OFFICERS. In the selection
7 of a director for a subdistrict each chief executive shall have one vote for each 1,000
8 voters within that chief executive's municipality, or the part of the municipality that
9 is located in the subdistrict. A three-fourths vote shall be necessary for the selection
10 of a director. The result of the selection of the director shall be certified to by the
11 chairperson and clerk of the meeting and immediately filed with the secretary of
12 state administration and the clerk of each municipality in the district.

13 **SECTION 2476.** 198.20 (2) of the statutes is amended to read:

14 198.20 (2) The election, and all matters pertaining to the election not otherwise
15 provided for in this section, shall be held and conducted and the result ascertained
16 and declared in accordance with s. 198.06 (3) and (4). The ordinance and the result
17 of the referendum shall be certified to the secretary of state administration. After
18 certification, the consolidation shall be considered complete. Consolidation shall not
19 affect the preexisting rights or liabilities of any power districts and actions on those
20 rights and liabilities may be commenced or completed as though no consolidation had
21 been effected.

22 **SECTION 2477.** 198.22 (7) of the statutes is amended to read:

23 198.22 (7) BOUNDARIES. Immediately upon the organization of the board of
24 directors the clerk shall cause to be recorded in the office of the register of deeds of
25 each county in which any part of said district is located, and shall file with the

1 secretary of state administration, the department of natural resources, the governor
2 and the clerk of each town, city or village, wholly or partly within the district, a
3 certified copy of the boundaries of the district as set forth in the notice of election
4 pursuant to sub. (3) or as thereafter amended. Thereafter, in any proceeding wherein
5 the boundaries of the district are concerned, it shall be sufficient in describing said
6 boundaries to refer to such record of such description.

7 **SECTION 2478.** 200.25 (5) of the statutes is amended to read:

8 200.25 (5) OATH OF OFFICE. Before assuming the duties of the office, each
9 commissioner shall take and subscribe the oath of office required under s. 19.01 and
10 file the oath with the secretary of state administration, duly certified by the official
11 administering the oath.

12 **SECTION 2479.** 200.35 (14) (title) of the statutes is amended to read:

13 200.35 (14) (title) SHORE PROTECTION PROJECTS AND DREDGED MATERIAL
14 MANAGEMENT FACILITY.

15 **SECTION 2480.** 200.35 (14) (a) 2. of the statutes is amended to read:

16 200.35 (14) (a) 2. "Project" means ~~a~~ any of the following:

17 a. A shore protection or erosion control project which consists, in whole or in
18 part, of waste rock produced by construction projects undertaken by the commission
19 and which has been requested, by resolution, by a political subdivision with territory
20 in the district's service area.

21 **SECTION 2481.** 200.35 (14) (a) 2. b. of the statutes is created to read:

22 200.35 (14) (a) 2. b. A dredged material management facility.

23 **SECTION 2482.** 200.35 (14) (b) of the statutes is amended to read:

24 200.35 (14) (b) The commission may construct a project under this subsection
25 and may finance and construct a project that is a dredged material management

1 facility. This paragraph does not apply to the construction of any project on or after
2 January 1, 1992 2032.

3 **SECTION 2483.** 200.35 (14) (d) 3m. of the statutes is created to read:

4 200.35 (14) (d) 3m. Notwithstanding any requirements to the contrary in
5 subds. 1. to 3., for a dredged material management facility constructed by the
6 commission, the commission shall pay for all costs of the project through its capital
7 budget and shall finance the project over a period of 35 years.

8 **SECTION 2484.** 200.35 (14) (h) of the statutes is created to read:

9 200.35 (14) (h) For a dredged material management facility constructed by the
10 commission, the commission may reserve space in the dredged material
11 management facility for the disposal of sediment from flood management projects.

12 **SECTION 2485.** 200.57 (title) of the statutes is amended to read:

13 **200.57** (title) **~~Minority financial advisers and investment firms and,~~**
14 **~~disabled veteran-owned businesses, lesbian, gay, bisexual, or~~**
15 **~~transgender-owned, and disability-owned financial advisers and~~**
16 **investment firms.**

17 **SECTION 2486.** 200.57 (1) (a) of the statutes is renumbered 200.57 (1) (ah).

18 **SECTION 2487.** 200.57 (1) (ae) of the statutes is created to read:

19 200.57 (1) (ae) “Disability-owned financial adviser” and “disability-owned
20 investment firm” mean a financial adviser and investment firm, respectively,
21 certified by the department of administration under s. 16.289 (3).

22 **SECTION 2488.** 200.57 (1) (c) of the statutes is created to read:

23 200.57 (1) (c) “Lesbian, gay, bisexual, or transgender-owned financial adviser”
24 and “Lesbian, gay, bisexual, or transgender-owned investment firm” mean a

1 financial adviser and investment firm, respectively, certified by the department of
2 administration under s. 16.288 (3).

3 **SECTION 2489.** 200.57 (4) of the statutes is created to read:

4 200.57 (4) The commission shall make efforts to ensure that at least 1 percent
5 of the total funds expended for financial and investment analysis and for common
6 stock and convertible bond brokerage commissions in each fiscal year is expended for
7 the services of lesbian, gay, bisexual, or transgender-owned financial advisers or
8 lesbian, gay, bisexual, or transgender-owned investment firms.

9 **SECTION 2490.** 200.57 (5) of the statutes is created to read:

10 200.57 (5) The commission shall make efforts to ensure that at least 1 percent
11 of the total funds expended for financial and investment analysis and for common
12 stock and convertible bond brokerage commissions in each fiscal year is expended for
13 the services of disability-owned financial advisers or disability-owned investment
14 firms.

15 **SECTION 2491.** Subchapter V of chapter 224 [precedes 224.101] of the statutes
16 is created to read:

17 **CHAPTER 224**

18 **SUBCHAPTER V**

19 **STUDENT LOANS**

20 **224.101 Definitions.** In this subchapter:

21 (1) “Board” means the higher educational aids board.

22 (2) “Exempt organization” means the board or a state-regulated financial
23 service provider.

24 (3) “Licensee” means a person holding a license issued under this subchapter.

25 (4) “Office” means the office of the student loan ombudsman in the department.

1 **(5)** “Servicing” means doing all of the following:

2 (a) Receiving scheduled periodic payments from a student loan borrower
3 pursuant to the terms of a student education loan.

4 (b) Applying the payments of principal and interest and any other payments
5 with respect to the amounts received from a student loan borrower as may be
6 required pursuant to the terms of a student education loan.

7 (c) Performing other administrative services with respect to a student
8 education loan.

9 **(6)** “State-regulated financial service provider” means any of the following:

10 (a) A bank organized under ch. 221.

11 (b) A savings bank organized under ch. 214.

12 (c) A savings and loan association organized under ch. 215.

13 (d) A credit union organized under ch. 186.

14 (e) A consumer lender licensed under s. 138.09.

15 **(7)** “Student education loan” means a loan that is extended to a student loan
16 borrower expressly for postsecondary education expenses or related expenses and
17 does not include open-end credit or any loan that is secured by real property.

18 **(8)** “Student loan borrower” means any of the following:

19 (a) A resident of this state who has received or agreed to pay a student
20 education loan.

21 (b) A person who shares legal responsibility with a resident under par. (a) for
22 repaying the student education loan.

23 **(9)** “Student loan servicer” means a person, wherever located, responsible for
24 the servicing of a student education loan, but does not include the board or any
25 state-regulated financial service provider.

1 **224.102 Ombudsman services.** The office shall do all of the following:

2 **(1)** Provide timely assistance to student loan borrowers.

3 **(2)** Receive, review, and attempt to resolve complaints from all of the following:

4 (a) Student loan borrowers.

5 (b) In collaboration with institutions of higher education, student loan
6 servicers and any other participants in student education loan lending, including
7 originators servicing their own student education loans.

8 **(3)** Compile and analyze data on student loan borrower complaints as
9 described in sub. (2) and as resolved under s. 224.104.

10 **(4)** Assist student loan borrowers in understanding their rights and
11 responsibilities under the terms of student education loans.

12 **(5)** Provide information to the public, agencies, the legislature, and others
13 regarding the problems and concerns of student loan borrowers and make
14 recommendations for resolving those problems and concerns.

15 **(6)** Analyze and monitor the development and implementation of federal, state,
16 and local laws, ordinances, regulations, rules, and policies relating to student loan
17 borrowers and recommend any necessary changes.

18 **(7)** Review, as authorized and appropriate, the complete student education
19 loan history for a student loan borrower who provides written consent for the review.

20 **(8)** Provide sufficient outreach and disseminate information concerning the
21 availability of the office to assist student loan borrowers and potential student loan
22 borrowers, public institutions of higher education, student loan servicers, and any
23 other participants in student education loan lending with any student education
24 loan servicing concerns.

1 **(9)** Seek the assistance of an exempt organization in the resolution of a student
2 loan borrower complaint as described in sub. (2) involving that exempt organization.
3 The exempt organization shall cooperate with the office as required by s. 224.104.

4 **(10)** Take any other action necessary to fulfill the duties of the office as set forth
5 in this subchapter.

6 **224.103 Annual report.** The office shall submit a report by January 1 of each
7 year to the standing committee of each house of the legislature having jurisdiction
8 over matters related to higher education. The report shall include all of the
9 following:

10 **(1)** A description of actions taken with respect to the implementation of this
11 subchapter.

12 **(2)** An assessment of the overall effectiveness of the office, including
13 information, in the aggregate, regarding student loan borrower complaints
14 investigated with the assistance of an exempt organization.

15 **(3)** Recommendations regarding additional steps for the department to gain
16 regulatory control over licensing and enforcement with respect to student loan
17 servicers.

18 **224.104 Assistance by exempt organizations; report.** **(1)** An exempt
19 organization that is requested by the office to provide assistance under s. 224.102 (9)
20 shall provide, in a timely manner, the information requested by the office necessary
21 to investigate and resolve a student loan borrower complaint, including the steps
22 taken by the exempt organization to resolve the complaint, or, on its own, shall
23 resolve, in a timely manner, the complaint and provide the office with documentation
24 regarding the resolution.

1 (2) Annually, an exempt organization that is involved in the resolution of a
2 complaint under this section shall report to the office the number of complaints
3 received and the number of complaints resolved by the exempt organization.

4 **224.105 Licensing of student loan servicers.** (1) A person, wherever
5 located, may not directly or indirectly engage in servicing student education loans
6 in this state without first obtaining a license from the office under this section, unless
7 the person is exempt from licensure under sub. (2).

8 (2) The following persons are exempt from the licensing requirement under
9 sub. (1):

10 (a) A state-regulated financial service provider.

11 (b) The board.

12 (3) A person seeking to act within this state as a student loan servicer shall
13 make a written application to the office for an initial license in the form prescribed
14 by the office. The application shall be accompanied by all of the following:

15 (a) A financial statement prepared by a certified public accountant or a public
16 accountant, a general partner if the applicant is a partnership, a corporate officer if
17 the applicant is a corporation, or a member duly authorized to execute such
18 documents if the applicant is a limited liability company or association.

19 (b) Information regarding the history of criminal convictions of the following,
20 which information must be sufficient, as determined by the office, to make the
21 findings under sub. (4):

22 1. The applicant.

23 2. Officers, directors, and principal employees of the applicant.

24 3. Each individual shareholder, member, or partner who directly or indirectly
25 controls 10 percent or more of the ownership interests of the applicant.

1 (c) A nonrefundable license fee of \$1,000.

2 (d) A nonrefundable investigation fee of \$800.

3 **(4)** Upon the filing of an application for an initial license and the payment of
4 the fees for licensing and investigation under sub. (3), the office shall investigate the
5 financial condition and responsibility, financial and business experience, character,
6 and general fitness of the applicant. The office may conduct criminal history
7 background checks of the applicant and of each partner, member, officer, director,
8 and principal employee of the applicant. The office may issue a license if the office
9 finds all of the following to be true:

10 (a) The applicant's financial condition is sound.

11 (b) The applicant's business will be conducted honestly, fairly, equitably,
12 carefully, and efficiently within the purposes and intent of this subchapter and in a
13 manner commanding the confidence and trust of the community.

14 (c) No person on behalf of the applicant has knowingly made an incorrect
15 statement of a material fact in the application or in any report or statement made
16 under this subchapter.

17 (d) The applicant has met any other requirements as determined by the office.

18 **(5)** A license issued under this section expires at the close of business on
19 September 30 of the odd-numbered year following its issuance, unless renewed or
20 earlier surrendered, suspended, or revoked. No later than 15 days after a licensee
21 ceases to engage in the business of student education loan servicing in this state for
22 any reason, including a business decision to terminate operations in this state,
23 license revocation, bankruptcy, or voluntary dissolution, the licensee shall provide
24 written notice of surrender to the office and shall surrender to the office its license
25 for each location in which the licensee has ceased to engage in such business. The

1 written notice of surrender shall identify the location where the records of the
2 licensee will be stored and the name, address, and telephone number of an individual
3 authorized to provide access to the records. The surrender of a license does not
4 reduce or eliminate the licensee's civil or criminal liability arising from acts or
5 omissions occurring prior to the surrender of the license, including any
6 administrative actions undertaken by the office.

7 (6) A license issued under this section may be renewed for the ensuing
8 24-month period upon the filing of an application containing all required documents
9 and fees as provided in this section. A renewal application shall be filed on or before
10 September 1 of the year in which the license expires. A renewal application filed with
11 the office after September 1 that is accompanied by a \$100 late fee is considered to
12 be timely and sufficient. If an application for a renewal license has been filed with
13 the office on or before the date the license expires, the license continues in effect until
14 the issuance by the office of the renewal license applied for or until the office has
15 notified the licensee in writing of the office's refusal to issue the renewal license
16 together with the grounds on which the refusal is based. The office may refuse to
17 issue a renewal license on any ground on which the office may refuse to issue an
18 initial license.

19 (7) An applicant or licensee under this section shall notify the office, in writing,
20 of any change in the information provided in the initial application for a license or
21 the most recent renewal application for a license, as applicable, not later than 10
22 business days after the occurrence of the event that results in the change.

23 (8) The office may consider an application for a license under this section
24 abandoned if the applicant fails to respond to any request for information required
25 under this subchapter or any rule promulgated under this subchapter, as long as the

1 office notifies the applicant, in writing, that the application will be considered
2 abandoned if the applicant fails to submit the information within 60 days after the
3 date on which the request for information is made. An application filing fee paid
4 prior to the date an application is abandoned under this subsection may not be
5 refunded. Abandonment of an application under this subsection does not preclude
6 the applicant from submitting a new application for a license under this section.

7 (9) A licensee may not act within this state as a student loan servicer under any
8 name or at any place of business other than that identified in the license. A licensee
9 may not change the location of the licensee's place of business without prior written
10 notice to the office. Not more than one place of business may be maintained under
11 the same license, but the office may issue more than one license to a licensee that
12 complies with the provisions of this subchapter as to each license. A license is not
13 transferable or assignable.

14 (10) (a) A student loan servicer shall maintain adequate records of each
15 student education loan transaction. Except as otherwise required by federal law, a
16 federal student loan education agreement, or a contract between the federal
17 government and the student loan servicer, a student loan servicer shall maintain
18 these records for not less than 2 years following the final payment on the student
19 education loan or the assignment of the student education loan, whichever occurs
20 first.

21 (b) Upon request by the office, a student loan servicer shall make the records
22 under par. (a) available or shall send these records to the office by registered or
23 certified mail, return receipt requested, or by any express delivery carrier that
24 provides a dated delivery receipt, not later than 5 business days after requested by

1 the office to do so. The office may grant a licensee additional time to make these
2 records available or to send the records to the office.

3 (11) (a) The office may suspend, revoke, or refuse to renew a license issued
4 under this section if the office finds any of the following:

5 1. That the licensee has violated any provision of this subchapter, any rule
6 promulgated thereunder, or any lawful order of the office made thereunder.

7 2. That any fact or condition exists that, if it had existed at the time of the
8 original application for the license, clearly would have warranted a denial of the
9 license.

10 3. That the licensee made a material misstatement in an application for a
11 license or in information furnished to the office.

12 4. That the licensee has failed to pay any fee required under this section.

13 (b) The office shall suspend a license issued under this section if the office finds
14 that the licensee is an individual who fails to comply, after appropriate notice, with
15 a subpoena or warrant issued by the department of workforce development or a
16 county child support agency under s. 59.53 (5) and related to paternity or child
17 support proceedings or who is delinquent in making court-ordered payments of child
18 or family support, maintenance, birth expenses, medical expenses, or other expenses
19 related to the support of a child or former spouse, as provided in a memorandum of
20 understanding entered into under s. 49.857. A licensee whose license is suspended
21 under this paragraph is entitled to a notice and hearing only as provided in a
22 memorandum of understanding entered into under s. 49.857 and is not entitled to
23 any other notice or hearing under this section.

24 (c) The office shall revoke a license issued under this section if the department
25 of revenue certifies under s. 73.0301 that the licensee is liable for delinquent taxes.

1 A licensee whose license is revoked under this paragraph for delinquent taxes is
2 entitled to a notice under s. 73.0301 (2) (b) 1. b. and a hearing under s. 73.0301 (5)
3 (a) but is not entitled to any other notice or hearing under this section.

4 (d) The office shall revoke a license issued under this section if the department
5 of workforce development certifies under s. 108.227 that the licensee is liable for
6 delinquent unemployment insurance contributions. A licensee whose license is
7 revoked under this paragraph for delinquent unemployment insurance
8 contributions is entitled to a notice under s. 108.227 (2) (b) 1. b. and a hearing under
9 s. 108.227 (5) (a) but is not entitled to any other notice or hearing under this section.

10 (e) A person whose license has been suspended, revoked, or refused renewal
11 under this subsection may request a hearing under s. 227.44 within 30 days after the
12 date of suspension, revocation, or refusal. The office may appoint a hearing examiner
13 under s. 227.46 to conduct the hearing. This paragraph does not apply to a
14 suspension or revocation under pars. (b) to (d).

15 (f) An abatement of the license fee may not be made if the license is suspended
16 or revoked under this subsection or surrendered in connection with a suspension or
17 revocation proceeding.

18 **(12)** All fees received by the office under this section shall be credited to the
19 appropriation account under s. 20.144 (1) (g).

20 **224.106 Student loan servicers.** **(1)** In this section, “nonconforming
21 payment” means a payment on a student education loan that is different from the
22 required payment.

23 **(2)** (a) Except as otherwise provided in federal law, a federal student education
24 loan agreement, or a contract between the federal government and a student loan

1 servicer, a student loan servicer shall comply with the requirements of this
2 subsection.

3 (b) A student loan servicer shall respond to a written inquiry from a student
4 loan borrower or the representative of a student loan borrower within 30 days after
5 receiving the inquiry.

6 (c) Upon receipt of a nonconforming payment on a student education loan, a
7 student loan servicer shall do all of the following:

8 1. Ask the student loan borrower how the student loan borrower prefers the
9 student loan servicer to apply the nonconforming payment.

10 2. Note how the student loan borrower prefers the student loan servicer to
11 apply the nonconforming payment.

12 3. Apply the nonconforming payment in the manner preferred by the student
13 loan borrower.

14 4. Until the student loan borrower indicates otherwise, apply any future
15 nonconforming payments in the same manner preferred by the student loan
16 borrower as noted under subd. 2.

17 (d) If there is a sale, assignment, or other transfer of the servicing of a student
18 education loan that results in a change in the identity of the person to whom a
19 student loan borrower is required to send payments or direct any communication
20 concerning the student education loan, all of the following apply:

21 1. As a condition of the sale, assignment, or transfer, the student loan servicer
22 shall require the new student loan servicer to honor all benefits originally
23 represented as available to the student loan borrower during the repayment of the
24 student education loan and preserve the availability of these benefits, including any
25 benefits for which the student loan borrower has not yet qualified.

1 2. Within 45 days after the sale, assignment, or transfer, the student loan
2 servicer shall transfer to the new student loan servicer all information regarding the
3 student loan borrower, the account of the student loan borrower, and the student
4 education loan of the student loan borrower, including the repayment status of the
5 student loan borrower and any benefits associated with the student education loan.

6 3. The sale, assignment, or transfer of the servicing of the student education
7 loan shall be completed at least 7 days before the next payment on the student
8 education loan is due.

9 (e) A student loan servicer that obtains the right to service a student education
10 loan shall adopt policies and procedures to verify that the student loan servicer has
11 received all information regarding the student loan borrower, the account of the
12 student loan borrower, and the student education loan of the student loan borrower,
13 including the repayment status of the student loan borrower and any benefits
14 associated with the student education loan.

15 **(3)** A student loan servicer may not do any of the following:

16 (a) Directly or indirectly employ a scheme, device, or artifice to defraud or
17 mislead any student loan borrower.

18 (b) Engage in an unfair or deceptive practice toward any person or
19 misrepresent or omit any material information in connection with the servicing of
20 a student education loan, including misrepresenting the amount, nature, or terms
21 of any fee or payment due or claimed to be due on a student education loan, the terms
22 and conditions of the loan agreement, or the student loan borrower's obligations
23 under the loan.

24 (c) Obtain property by fraud or misrepresentation.

1 (d) Misapply student education loan payments to the outstanding balance of
2 a student education loan.

3 (e) Provide inaccurate information to a credit bureau, thereby harming the
4 determination of a student loan borrower's creditworthiness.

5 (f) Fail to report both the favorable and unfavorable payment history of a
6 student loan borrower to a nationally recognized consumer credit bureau at least
7 annually if the student loan servicer regularly reports information to such a credit
8 bureau.

9 (g) Refuse to communicate with an authorized representative of a student loan
10 borrower who provides a written authorization signed by the student loan borrower,
11 except that the student loan servicer may adopt procedures reasonably related to
12 verifying that the representative is in fact authorized to act on behalf of the student
13 loan borrower.

14 (h) Make any false statement or omit a material fact in connection with
15 information or reports filed with a governmental agency or in connection with an
16 investigation conducted by the office or another governmental agency.

17 (i) Fail to evaluate a student loan borrower for an income-based repayment
18 program prior to placing the student loan borrower in forbearance or default, if an
19 income-based repayment program is available to the student loan borrower.

20 (j) Violate any applicable federal law or regulation relating to student
21 education loan servicing, including the federal Truth in Lending Act, 15 USC 1601
22 to 1667f, and regulations adopted under that act.

23 **(4)** (a) A student loan borrower injured by violation of this section may bring
24 an action in any court of competent jurisdiction and recover the damages, fees, and
25 penalties set forth in par. (b).

1 (b) A student loan servicer that fails to comply with any requirement imposed
2 under this section with respect to a student loan borrower is liable in an amount
3 equal to the sum of all of the following:

4 1. Any actual damages sustained by the student loan borrower as result of the
5 violation.

6 2. If the student loan borrower establishes by a preponderance of the evidence
7 that the violation was willful or intentional, a monetary award equal to 2 times the
8 amount of actual damages.

9 3. In the case of any successful action by the student loan borrower to enforce
10 the liability set out in this paragraph, the costs of the action, together with
11 reasonable attorney fees, as determined by the court.

12 (c) For purposes of par. (b), actual damages includes damages caused by
13 emotional distress or mental anguish with or without accompanying physical injury
14 proximately caused by a violation of this section.

15 (d) The remedies provided in this subsection do not preclude the availability
16 of other remedies that may be available to a student loan borrower.

17 **224.107 Office powers and duties.** (1) The office may conduct
18 investigations and examinations as follows:

19 (a) For purposes of initial licensing, renewal, suspension, or revocation or of
20 investigation to determine compliance with this subchapter, the office may access,
21 receive, and use any books, accounts, records, files, documents, information, or
22 evidence belonging to a licensee or person under examination, including any of the
23 following:

24 1. Criminal, civil, and administrative history information.

1 2. Personal history and experience information, including independent credit
2 reports obtained from a consumer reporting agency, as defined in 15 USC 1681a.

3 3. Any other documents, information, or evidence the office considers relevant
4 to the inquiry or investigation regardless of the location, possession, control, or
5 custody of the documents, information, or evidence.

6 (b) For the purposes of investigating violations or complaints arising under this
7 subchapter or of examination, the office may review, investigate, or examine any
8 licensee or person subject to this subchapter as often as necessary in order to carry
9 out the purposes of this subchapter. The office may direct, subpoena, or order the
10 attendance of and examine under oath any person whose testimony may be required
11 about the student education loan or the business or subject matter of the
12 examination or investigation and may direct, subpoena, or order the person to
13 produce books, accounts, records, files, and any other documents the office considers
14 relevant to the inquiry.

15 (c) In making an examination or investigation authorized by this section, the
16 office may control access to any documents and records of the licensee or person
17 under examination or investigation. The office may take possession of the
18 documents and records or place a person in exclusive charge of the documents and
19 records in the place where they are usually kept. During the period of control, a
20 person may not remove or attempt to remove any of the documents and records
21 except pursuant to a court order or with the consent of the office. Unless the office
22 has reasonable grounds to believe the documents or records of the licensee or person
23 have been, or are at risk of being, altered or destroyed for purposes of concealing a
24 violation of this subchapter, the licensee or owner of the documents and records may

1 have access to the documents or records as necessary to conduct its ordinary business
2 affairs.

3 (d) In order to carry out the purposes of this section, the office may do any of
4 the following:

5 1. Retain attorneys, accountants, or other professionals and specialists as
6 examiners, auditors, or investigators to conduct or assist in the conduct of
7 examinations or investigations.

8 2. Enter into agreements or relationships with other government officials or
9 regulatory associations in order to improve efficiencies and reduce regulatory
10 burden by sharing resources, standardized or uniform methods or procedures, and
11 documents, records, information, or evidence obtained under this section.

12 3. Use, hire, contract for, or employ public or privately available analytical
13 systems, methods, or software to examine or investigate the licensee or person
14 subject to this subchapter.

15 4. Accept and rely on examination or investigation reports made by other
16 government officials, within or outside this state.

17 5. Accept audit reports made by an independent certified public accountant for
18 the licensee or person subject to this subchapter in the course of that part of the
19 examination covering the same general subject matter as the audit and may
20 incorporate the audit report in a report of examination, report of investigation, or
21 other writing of the office.

22 (e) A licensee or person subject to investigation or examination under this
23 section may not knowingly withhold, abstract, remove, mutilate, or destroy any
24 books, physical records, computer records, or other information relating to
25 information regulated under this subchapter.

1 (f) The costs of an investigation conducted by the office shall be paid by the
2 licensee or person being investigated. Funds received by the office under this
3 paragraph shall be credited to the appropriation account under s. 20.144 (1) (g).

4 (2) The office may do any of the following to address a violation of this
5 subchapter, any rule promulgated under this subchapter, or any order issued under
6 this subchapter:

7 (a) Issue an order requiring a student loan servicer to cease and desist from a
8 violation, to correct the conditions resulting from the violation, and to take actions
9 to prevent such violations in the future. As part of the order, the office may require
10 the student loan servicer to reimburse persons injured by the violation. A student
11 loan servicer that violates an order issued under this paragraph shall, for each
12 violation, forfeit not more than \$1,000 per day for each day the violation continues.

13 (b) Commence administrative proceedings on its own initiative, or commence
14 civil actions through the department of justice, to restrain by temporary or
15 permanent injunction a person from violating this subchapter, to recover any fees or
16 penalties owed under this subchapter, or to seek relief available under this
17 subchapter on behalf of student loan borrowers.

18 (c) Suspend, revoke, or refuse to renew a license issued under s. 224.105 as
19 provided in s. 224.105 (11).

20 (3) The office may promulgate rules to implement this subchapter.

21 **SECTION 2492.** 224.30 (6) of the statutes is created to read:

22 224.30 (6) PUBLIC SERVICE LOAN FORGIVENESS PROGRAM INFORMATION. The
23 department shall collect and maintain information regarding loan forgiveness
24 programs available to individuals employed by the state or a local unit of
25 government. The department shall make the information available to the state, local

1 units of governments, and employees of the state and local units of government on
2 the Internet or by other means.

3 **SECTION 2493.** 224.55 of the statutes is created to read:

4 **224.55 Support accounts for individuals with disabilities. (1)**

5 DEFINITIONS. In this section:

6 (a) "ABLE account" means an account established under an ABLE program.

7 (b) "ABLE program" means a qualified ABLE program under section 529A of
8 the Internal Revenue Code.

9 **(2) DEPARTMENT TO ESTABLISH ABLE PROGRAM.** (a) *Implementation directly or*
10 *by agreement.* The department shall implement and administer an ABLE program,
11 either directly or by entering into a formal or informal agreement with another state,
12 or with an entity representing an alliance of states, to establish an ABLE program
13 or otherwise administer ABLE program services for the residents of this state.

14 (b) *Review of other states' partnership programs.* The department shall review
15 section 529A ABLE state partnership programs offered by other states and, no later
16 than the first day of the 10th month beginning after the effective date of this
17 subsection, determine whether, as the best option for Wisconsin residents, the
18 department will implement the ABLE program under par. (a) directly or by entering
19 into an agreement.

20 (c) *Agreement terms.* An agreement under par. (a) may require the party
21 contracting with the department, in addition to providing any other services, to do
22 any of the following:

23 1. Develop and implement an ABLE program in accordance with all
24 requirements under section 529A of the Internal Revenue Code, and modify this
25 ABLE program as necessary for participants in the ABLE program to qualify for the

1 federal income tax benefits or treatment provided under section 529A of the Internal
2 Revenue Code and rules adopted under section 529A.

3 2. Engage the services of vendors on a contractual basis for rendering
4 professional and technical assistance and advice in developing marketing plans and
5 promotional materials to publicize the ABLE program.

6 3. Work with organizations with expertise in supporting people with
7 disabilities and their families in administering the agreement and ensuring
8 accessibility of the ABLE program for people with disabilities.

9 4. Take any other action necessary to implement and administer the ABLE
10 program.

11 (d) *Information about ABLE accounts.* The department shall include on its
12 Internet site information concerning ABLE accounts.

13 (3) CONFIDENTIALITY. The department shall keep confidential any personal and
14 financial information maintained by the department relating to an ABLE account.

15 (4) FUNDING; RULES. (a) All expenses incurred by the department under this
16 section shall be paid from the appropriation under s. 20.144 (1) (g).

17 (b) The department may promulgate rules to implement and administer this
18 section.

19 **SECTION 2494.** 224.56 of the statutes is created to read:

20 **224.56 Small business retirement savings program.** (1) DEFINITIONS. In
21 this section:

22 (a) “Account” means a retirement savings account established for an eligible
23 employee under the program under this section.

24 (b) “Board” means the small business retirement savings board.

1 (c) “Eligible employee” means an individual who resides in this state and who
2 is any of the following:

3 1. Employed by a private employer that does not offer a retirement savings
4 plan.

5 2. Employed by a private employer and not eligible to participate in a
6 retirement savings plan offered by the private employer.

7 (d) “Investment administrator” means the vendor with which the board has
8 contracted under sub. (2) (b).

9 (e) “Participating employer” means a private employer that qualifies for and
10 has elected to participate in the program as provided in sub. (4) (a).

11 (f) “Roth IRA” has the meaning given in 26 USC 408A (b).

12 **(2) ESTABLISHMENT OF PROGRAM.** (a) Subject to par. (b), the board shall establish
13 and oversee a small business retirement savings program that meets the
14 requirements specified in this section.

15 (b) After soliciting competitive sealed proposals under s. 16.75 (2m), the board
16 shall select and contract with a vendor to provide the following services in
17 administering the small business retirement savings program:

18 1. Investment services.

19 2. Accounting and record-keeping services.

20 3. Any other professional services considered necessary by the board.

21 **(3) GENERAL PROGRAM REQUIREMENTS.** The board shall design the program
22 under this section so that it meets all of the following requirements:

23 (a) The program allows eligible employees to contribute to their accounts
24 through payroll deductions and requires participating employers to withhold from

1 employees' wages, through payroll deductions, employees' account contributions and
2 remit those contributions directly to the investment administrator.

3 (b) Subject to the record-keeping requirement under sub. (6) (b), the program
4 allows the investment administrator to pool accounts for investment purposes and
5 designates the investment administrator as the trustee of account contributions and
6 earnings.

7 (c) The administrative costs of the program are low, and the fee that the
8 investment administrator may charge an eligible employee is limited to a fixed
9 monthly fee in an amount approved by the board.

10 (d) The program does not require an eligible employee to maintain a minimum
11 account balance if the employee makes contributions to the account each pay period.

12 (e) The program allows account consolidation and roll over, including roll over
13 to a retirement savings option not part of the program to the extent allowed under
14 the Internal Revenue Code.

15 (f) The program allows an eligible employee who has established an account to
16 continue the account after separating from employment with a participating
17 employer if the account is maintained with a positive balance.

18 **(4) PARTICIPATING EMPLOYERS; ELIGIBLE EMPLOYEES.** (a) A private employer may
19 participate in the program under this section if all of the following apply:

20 1. The employer does not offer a retirement savings plan to all employees.

21 2. The employer provides notice to the board, in the form and manner
22 prescribed by the board, of the employer's election to participate in the program and
23 the employer certifies that, on the date of this notice, the employer had 50 or fewer
24 employees.

25 3. The employer has at least one employee who is a resident of this state.

1 (b) After a private employer has elected under par. (a) to participate in the
2 program, the employer shall provide notice to each of its eligible employees of the
3 eligible employee's right to decline participation in the program. After providing this
4 notice, the employer shall enroll the eligible employee in the program unless the
5 eligible employee informs the employer of the eligible employee's decision not to
6 participate in the program.

7 **(5) SPECIFIC PROGRAM REQUIREMENTS.** (a) 1. Except as provided in subd. 2., the
8 program under this section shall provide for an eligible employee who has enrolled
9 in the program to make contributions to a Roth IRA account.

10 2. The program may also offer options for account types other than a Roth IRA,
11 and if other options are offered, the program shall allow an enrolled eligible employee
12 to select any of these other account types for investing contributions under the
13 program.

14 (b) 1. The program under this section shall provide an eligible employee who
15 has enrolled in the program with at least 5 investment options within each account
16 type, including all of the following investment options:

17 a. A stable value or capital preservation fund.

18 b. A target date index fund or age-based fund that automatically rebalances
19 asset allocations based on the eligible employee's age.

20 c. A low-cost fund focused on income generation.

21 d. A low-cost fund focused on asset growth.

22 e. A low-cost fund focused on balancing risk and return.

23 2. The program under this section shall require the investment administrator
24 to offer to each enrolled eligible employee, before the employee makes his or her
25 investment selections, a tool allowing the employee to identify the employee's risk

1 tolerance and projected retirement date as an aid to the employee in selecting
2 suitable investments under the program.

3 3. The program under this section shall require that the first \$1,000 of an
4 enrolled eligible employee's contributions be deposited in a fund described in subd.
5 1. a. and thereafter, unless the employee selects a different investment option, the
6 employee's contributions be deposited in a fund described in subd. 1. b.

7 (c) 1. Except as provided in subd. 3., during an eligible employee's first year of
8 enrollment in the program, the participating employer's payroll deduction each pay
9 period shall be at a rate of 5 percent of the employee's gross wages, and this deducted
10 amount shall be remitted to the investment administrator as the employee's account
11 contribution.

12 2. Except as provided in subd. 3., a participating employer shall increase the
13 payroll deduction rate under subd. 1. by 1 percent per year until a maximum payroll
14 deduction rate of 10 percent is reached.

15 3. An enrolled eligible employee may elect a different payroll deduction rate
16 than that provided for in subds. 1. and 2., except the rate may not be less than 1
17 percent nor more than 10 percent.

18 **(6) RECORD-KEEPING REQUIREMENTS.** (a) Subject to par. (b), the board shall
19 establish the record-keeping requirements for the investment administrator,
20 including the nature and extent of the record-keeping services and performance
21 metrics for measuring compliance with these requirements.

22 (b) The program shall require the maintenance of separate records and
23 accounting for each account.

24 **(7) ABANDONED ACCOUNTS.** (a) An account is considered abandoned if any of the
25 following applies:

1 1. There has been no account activity for at least 6 months and the account
2 balance is less than \$250.

3 2. There has been no account activity for at least 2 years.

4 (b) If an account is considered abandoned under par. (a), the investment
5 administrator shall close the account and disburse the account balance to the
6 individual who established the account.

7 **(8) POWERS OF BOARD; DEPARTMENTAL ASSISTANCE; RULES.** (a) The board may do
8 any of the following:

9 1. In establishing the program under this section, create or impose any
10 requirement or condition not inconsistent with this section that the board considers
11 necessary for the effective functioning and widespread utilization of the program.

12 2. Enter into contracts or other arrangements for any services necessary for
13 establishing and overseeing the program under this section or for otherwise carrying
14 out the purposes of this section, including the services of financial institutions,
15 attorneys, investment advisers, accountants, consultants, and other professionals.

16 3. Exercise any other powers necessary to establish and oversee the program
17 under this section or otherwise carry out the purposes of this section.

18 4. Promulgate rules to carry out the purposes of this section.

19 (b) The department shall provide the board with any assistance necessary to
20 carry out the purposes of this section, including staff, equipment, and office space.
21 The board may delegate to the department responsibility for carrying out any
22 day-to-day board function related to the program under this section.

23 **SECTION 2495.** 224.77 (1) (o) of the statutes is amended to read:

24 224.77 (1) (o) In the course of practice as a mortgage banker, mortgage loan
25 originator, or mortgage broker, except in relation to housing designed to meet the

1 needs of elderly individuals, treat a person unequally solely because of sex, race,
2 color, handicap, sexual orientation, as defined in s. 111.32 (13m), religion, national
3 origin, age, or ancestry, the person's lawful source of income, or the sex, marital
4 status, status as a holder or nonholder of a license under s. 343.03 (3r), or status as
5 a victim of domestic abuse, sexual assault, or stalking, as defined in s. 106.50 (1m)
6 (u), of the person maintaining a household.

7 **SECTION 2496.** 227.01 (13) (Lw) of the statutes is created to read:

8 227.01 (13) (Lw) Adjusts the minimum wage under s. 104.035 (8m).

9 **SECTION 2497.** 227.01 (13) (n) of the statutes is amended to read:

10 227.01 (13) (n) Fixes or approves rates, prices or charges, including an annual
11 average weekly wage calculation under s. 108.05 (1) (am) or a maximum weekly
12 benefit amount under s. 108.05 (1) (cm), unless a statute specifically requires them
13 to be fixed or approved by rule.

14 **SECTION 2498.** 227.01 (13) (t) of the statutes is created to read:

15 227.01 (13) (t) Ascertains and determines prevailing wage rates under ss.
16 66.0903, 103.49, 103.50, and 229.8275, except that any action or inaction which
17 ascertains and determines prevailing wage rates under ss. 66.0903, 103.49, 103.50,
18 and 229.8275 is subject to judicial review under s. 227.40.

19 **SECTION 2499.** 227.03 (4) of the statutes is amended to read:

20 227.03 (4) The provisions of this chapter relating to contested cases do not
21 apply to proceedings involving the revocation of ~~community supervision~~ or aftercare
22 supervision under s. 938.357 (5), the revocation of parole, extended supervision, or
23 probation, the grant of probation, prison discipline, mandatory release under s.
24 302.11, or any other proceeding involving the care and treatment of a resident or an
25 inmate of a correctional institution.

1 **SECTION 2500.** 227.10 (2g) of the statutes is repealed.

2 **SECTION 2501.** 227.11 (title) of the statutes is amended to read:

3 **227.11** (title) **Agency Extent to which chapter confers rule-making**
4 **authority.**

5 **SECTION 2502.** 227.11 (3) of the statutes is repealed.

6 **SECTION 2503.** 227.111 (3) of the statutes is created to read:

7 227.111 (3) Subsection (2) does not apply to the state fair park board.

8 **SECTION 2504.** 227.13 of the statutes is amended to read:

9 **227.13 Advisory committees and informal consultations.** An agency may
10 use informal conferences and consultations to obtain the viewpoint and advice of
11 interested persons with respect to contemplated rule making. An agency may also
12 appoint a committee of experts, interested persons or representatives of the public
13 to advise it with respect to any contemplated rule making. ~~Such a~~ The committee
14 shall have advisory powers only. ~~Whenever an agency appoints a committee under~~
15 ~~this section, the agency shall submit a list of the members of the committee to the~~
16 ~~joint committee for review of administrative rules.~~

17 **SECTION 2505.** 227.26 (2) (im) of the statutes is repealed.

18 **SECTION 2506.** 227.57 (11) of the statutes is amended to read:

19 227.57 (11) Upon review of an agency action or decision affecting a property
20 owner's use of the property owner's property, the court shall accord no deference to
21 the agency's interpretation of law if the agency action or decision restricts the
22 property owner's free use of the property owner's property.

23 **SECTION 2507.** 229.425 of the statutes is created to read:

24 **229.425 Creation of a district, city of Superior.** (1) PROVISIONS THAT DO
25 NOT APPLY TO CERTAIN DISTRICTS. With regard to any district that is created by the city

1 of Superior on or after the effective date of this subsection [LRB inserts date], the
2 following provisions do not apply:

3 (a) Section 229.40.

4 (b) Section 229.50 (1) (a) and (e).

5 (c) Subchapter IX of ch. 77.

6 **(2) MODIFICATION OF PROVISIONS RELATING TO NEW DISTRICTS.** (a) *Definition.* With
7 regard to any district that is created by the city of Superior on or after the effective
8 date of this paragraph [LRB inserts date], notwithstanding s. 229.41 (6),
9 “exposition center” means one or more related structures, including fixtures and
10 equipment, owned, operated, or leased by a district and used primarily for
11 conventions, expositions, trade shows, musical or dramatic events, other events
12 involving educational, cultural, or commercial activities, or sporting tournaments
13 and intended to be used by transient tourists and to generate tourism activity
14 including paid overnight stays and purchases at establishments where the taxes
15 under s. 77.98 are imposed.

16 (b) *Bonding limitations.* 1. The maximum amount of bond proceeds that a
17 district may receive from bonds issued to fund the development and construction of
18 an exposition center is \$20,300,000. The district may receive additional proceeds
19 from the bonds to pay issuance or administrative costs related to the bonds, to make
20 deposits in reserve funds related to the bonds, to pay accrued or funded interest on
21 the bonds, and to pay the costs of credit enhancement for the bonds.

22 2. Notwithstanding the provisions of s. 229.50 (1) (c), the amount of all bonds,
23 other than refunding bonds, that may be secured by all special debt service reserve
24 funds of the district shall not exceed \$20,000,000.

1 (c) *Dissolution of a district.* Notwithstanding the provisions of s. 229.477,
2 subject to providing for the payment of its bonds, including interest on the bonds, and
3 the performance of its other contractual obligations, a district shall be dissolved by
4 the joint action of the district's board of directors and city of Superior.

5 **(3) REFERENDUM REQUIREMENTS.** Before an enabling resolution adopted by the
6 city of Superior under s. 229.42 (1) (a) may take effect, it must be approved by a
7 majority of the electors in the city voting on the resolution at a referendum, to be held
8 at the first spring or general election following by at least 70 days the date of adoption
9 of the resolution.

10 **SECTION 2508.** 229.46 (1) (ae) of the statutes is created to read:

11 229.46 (1) (ae) "Disability-owned business" means a business certified by the
12 department of administration under s. 16.289 (3).

13 **SECTION 2509.** 229.46 (1) (aj) of the statutes is created to read:

14 229.46 (1) (aj) "Lesbian, gay, bisexual, or transgender-owned business" means
15 a business certified by the department of administration under s. 16.288 (3).

16 **SECTION 2510.** 229.46 (2) (intro.) of the statutes is amended to read:

17 229.46 (2) (intro.) A person who is awarded a contract by a district shall agree,
18 as a condition to receiving the contract, that at least 25 percent of the employees
19 hired because of the contract will be minority group members, at least 5 percent of
20 the employees hired because of the contract will be women, and at least 1 percent of
21 the employees hired because of the contract will be employees of a disabled
22 veteran-owned business, at least 1 percent of the employees hired because of the
23 contract will be employees of a lesbian, gay, bisexual, or transgender-owned
24 business, and at least 1 percent of the employees hired because of the contract will
25 be employees of a disability-owned business, if any of the following applies:

1 **SECTION 2511.** 229.46 (3) (intro.) of the statutes is amended to read:

2 229.46 (3) (intro.) At least 25 percent of the aggregate dollar value of contracts
3 awarded by the district in the following areas shall be awarded to minority
4 businesses, at least 5 percent of the aggregate dollar value of contracts awarded by
5 the district in the following areas shall be awarded to women’s businesses, and at
6 least 1 percent of the aggregate dollar value of contracts awarded by the district in
7 the following areas shall be awarded to disabled veteran-owned businesses, at least
8 1 percent of the aggregate dollar value of contracts awarded by the district in the
9 following areas shall be awarded to lesbian, gay, bisexual, or transgender-owned
10 businesses, and at least 1 percent of the aggregate dollar value of contracts awarded
11 by the district in the following areas shall be awarded to a disability-owned business:

12 **SECTION 2512.** 229.46 (8) of the statutes is created to read:

13 229.46 (8) With regard to a district created by the city of Superior, the district
14 shall contract with a local tourism entity, as defined in s. 66.0615 (1) (f), to promote,
15 advertise, and publicize its exposition center, exposition center facilities, and related
16 activities.

17 **SECTION 2513.** 229.682 (2) of the statutes is created to read:

18 229.682 (2) PREVAILING WAGE. The construction of a baseball park facility that
19 is financed in whole or in part by a district is subject to s. 66.0903.

20 **SECTION 2514.** 229.70 (title) of the statutes is amended to read:

21 **229.70 (title) Minority contracting goals; disabled veteran-owned**
22 **business contracting goals; lesbian, gay, bisexual, or transgender-owned**
23 **business contracting goals; disability-owned business contracting goals.**

24 **SECTION 2515.** 229.70 (1) (ae) of the statutes is created to read:

1 229.70 (1) (ae) “Disability-owned business” means a business certified by the
2 department of administration under s. 16.289 (3).

3 **SECTION 2516.** 229.70 (1) (aj) of the statutes is created to read:

4 229.70 (1) (aj) “Lesbian, gay, bisexual, or transgender-owned business” means
5 a business certified by the department of administration under s. 16.288 (3).

6 **SECTION 2517.** 229.70 (2) of the statutes is amended to read:

7 229.70 (2) The district shall ensure that, for construction work and
8 professional services contracts, a person who is awarded such a contract by a district
9 shall agree, as a condition to receiving the contract, that his or her goal shall be to
10 ensure that at least 25 percent of the employees hired because of the contract will be
11 minority group members, at least 1 percent of the employees hired because of the
12 contract will be employees of a disabled veteran-owned business, at least 1 percent
13 of the employees hired because of the contract will be employees of a lesbian, gay,
14 bisexual, or transgender-owned business, at least 1 percent of the employees hired
15 because of the contract will be employees of a disability-owned business, and at least
16 5 percent of the employees hired because of the contract will be women if the contract
17 is for the construction of any part of baseball park facilities.

18 **SECTION 2518.** 229.70 (3) (intro.) of the statutes is amended to read:

19 229.70 (3) (intro.) It shall be a goal of the district to ensure that at least 25
20 percent of the aggregate dollar value of contracts awarded by the district in the
21 following areas shall be awarded to minority businesses, at least 1 percent of the
22 aggregate dollar value of contracts awarded by the district in the following areas
23 shall be awarded to disabled veteran-owned businesses, at least 1 percent of the
24 aggregate dollar value of contracts awarded by the district in the following areas
25 shall be awarded to lesbian, gay, bisexual, or transgender-owned businesses, at least

1 1 percent of the aggregate dollar value of contracts awarded by the district in the
2 following areas shall be awarded to disability-owned businesses, and at least 5
3 percent of the aggregate dollar value of contracts awarded by the district in the
4 following areas shall be awarded to women's businesses:

5 **SECTION 2519.** 229.70 (4) of the statutes is amended to read:

6 229.70 (4) It shall be a goal of a district, with regard to each of the contracts
7 described under sub. (3) (a), (b) and (c), to award at least 25 percent of the dollar value
8 of such contracts to minority businesses, at least 1 percent of the dollar value of such
9 contracts to disabled veteran-owned businesses, at least 1 percent of the dollar value
10 of such contracts to lesbian, gay, bisexual, or transgender-owned businesses, at least
11 1 percent of the dollar value of such contracts to disability-owned businesses, and
12 at least 5 percent of the dollar value of such contracts to women's businesses.

13 **SECTION 2520.** 229.70 (4m) (a) of the statutes is amended to read:

14 229.70 (4m) (a) The district shall ensure that, for construction work and
15 professional services contracts, a person who is awarded such a contract by a district
16 shall agree, as a condition to receiving the contract, that if he or she is unable to meet
17 the goal under sub. (2), he or she shall make a good faith effort to contract with the
18 technical college district board of the technical college district in which the facilities
19 are to be constructed or the professional services contract is to be performed, to
20 develop appropriate training programs designed to increase the pool of minority
21 group members, disabled veterans, lesbian, gay, bisexual, or transgender
22 individuals, individuals with a disability, and women who are qualified to perform
23 the construction work or professional services.

24 **SECTION 2521.** 229.70 (4m) (b) of the statutes is amended to read:

1 229.70 (4m) (b) If the district is unable to meet the goals under subs. (3) and
2 (4), the district shall make a good faith effort to contract with the technical college
3 district board of the technical college district in which the contracts described under
4 sub. (3) (a), (b) and (c) are to be performed, to develop appropriate training programs
5 designed to increase the pool of minority group members, disabled veterans, lesbian,
6 gay, bisexual, or transgender individuals, individuals with a disability, and women
7 who are qualified to perform the contracts described under sub. (3) (a), (b) and (c).

8 **SECTION 2522.** 229.70 (5) (b) 1. of the statutes is amended to read:

9 229.70 (5) (b) 1. The supply of eligible minority businesses, disabled
10 veteran-owned businesses, lesbian, gay, bisexual, or transgender-owned
11 businesses, disability-owned businesses, and women's businesses that have the
12 financial capacity, technical capacity, and previous experience in the areas in which
13 contracts were awarded.

14 **SECTION 2523.** 229.70 (5) (b) 2. of the statutes is amended to read:

15 229.70 (5) (b) 2. The competing demands for the services provided by eligible
16 minority businesses, disabled veteran-owned businesses, lesbian, gay, bisexual, or
17 transgender-owned businesses, disability-owned businesses, and women's
18 businesses, as described in subd. 1., in areas in which contracts were awarded.

19 **SECTION 2524.** 229.70 (5) (b) 3. of the statutes is amended to read:

20 229.70 (5) (b) 3. The extent to which the district or contractors advertised for
21 and aggressively solicited bids from eligible minority businesses, disabled
22 veteran-owned businesses, lesbian, gay, bisexual, or transgender-owned
23 businesses, disability-owned businesses, and women's businesses, as described in
24 subd. 1., and the extent to which eligible minority businesses, disabled

1 veteran-owned businesses, lesbian, gay, bisexual, or transgender-owned
2 businesses, disability-owned businesses, and women's businesses submitted bids.

3 **SECTION 2525.** 229.8273 (title) of the statutes is amended to read:

4 **229.8273 (title) Minority, disabled veteran, lesbian, gay, bisexual, or**
5 **transgender, disability, and women contracting.**

6 **SECTION 2526.** 229.8273 (1) (ak) of the statutes is created to read:

7 229.8273 (1) (ak) "Disability-owned business" means a business certified by
8 the department of administration under s. 16.289 (3).

9 **SECTION 2527.** 229.8273 (1) (ar) of the statutes is created to read:

10 229.8273 (1) (ar) "Lesbian, gay, bisexual, or transgender-owned business"
11 means a business certified by the department of administration under s. 16.288 (3).

12 **SECTION 2528.** 229.8273 (2) of the statutes is amended to read:

13 229.8273 (2) A district shall ensure that, for construction or renovation work
14 and professional services contracts that relate to the construction or renovation of
15 football stadium facilities that are financed by the proceeds of bonds issued under s.
16 229.824 (8), a person who is awarded such a contract by the district or by a contractor
17 shall agree, as a condition to receiving the contract, that his or her goal shall be to
18 ensure that at least 15 percent of the employees hired because of the contract will be
19 minority group members, at least 1 percent of the employees hired because of the
20 contract will be employees of a disabled veteran-owned business, at least 1 percent
21 of the employees hired because of the contract will be employees of a lesbian, gay,
22 bisexual, or transgender-owned business, at least 1 percent of the employees hired
23 because of the contract will be employees of a disability-owned business, and at least
24 5 percent of the employees hired because of the contract will be women.

25 **SECTION 2529.** 229.8273 (3) of the statutes is amended to read:

1 229.8273 (3) It shall be a goal of the district to ensure that at least 15 percent
2 of the aggregate dollar value of contracts that relate to the construction or renovation
3 of football stadium facilities that are financed by the proceeds of bonds issued under
4 s. 229.824 (8), shall be awarded to minority businesses, at least 1 percent of the
5 aggregate dollar value of contracts awarded by the board shall be awarded to
6 disabled veteran-owned businesses, at least 1 percent of the aggregate dollar value
7 of contracts awarded by the board shall be awarded to lesbian, gay, bisexual, or
8 transgender-owned businesses, at least 1 percent of the aggregate dollar value of
9 contracts awarded by the board shall be awarded to disability-owned businesses,
10 and at least 5 percent of the aggregate dollar value of contracts awarded by the board
11 shall be awarded to women's businesses.

12 **SECTION 2530.** 229.8273 (4) (a) of the statutes is amended to read:

13 229.8273 (4) (a) The district shall ensure that, for construction or renovation
14 work and professional services contracts described under sub. (2), a person who is
15 awarded such a contract by the district or by a contractor shall agree, as a condition
16 to receiving the contract, that if he or she is unable to meet the goal under sub. (2),
17 he or she shall make a good faith effort to contract with the technical college district
18 board of the technical college district in which the football stadium facilities are to
19 be constructed or renovated, or the professional services contract is to be performed,
20 to develop appropriate training programs designed to increase the pool of minority
21 group members, disabled veterans, lesbian, gay, bisexual, or transgender
22 individuals, individuals with a disability, and women who are qualified to perform
23 the construction work or professional services.

24 **SECTION 2531.** 229.8273 (4) (b) of the statutes is amended to read:

1 229.8273 (4) (b) If the district is unable to meet the goals under sub. (3), the
2 district shall make a good faith effort to contract with the technical college district
3 board of the technical college district in which the contracts described under sub. (3)
4 are to be performed to develop appropriate training programs designed to increase
5 the pool of minority group members, disabled veterans, lesbian, gay, bisexual, or
6 transgender individuals, individuals with a disability, and women who are qualified
7 to perform the contracts described under sub. (3).

8 **SECTION 2532.** 229.8273 (5) (b) 1. of the statutes is amended to read:

9 229.8273 (5) (b) 1. The supply of eligible minority businesses, disabled
10 veteran-owned businesses, lesbian, gay, bisexual, or transgender-owned
11 businesses, disability-owned businesses, and women's businesses that have the
12 financial capacity, technical capacity and previous experience in the areas in which
13 contracts were awarded.

14 **SECTION 2533.** 229.8273 (5) (b) 2. of the statutes is amended to read:

15 229.8273 (5) (b) 2. The competing demands for the services provided by eligible
16 minority businesses, disabled veteran-owned businesses, lesbian, gay, bisexual, or
17 transgender-owned businesses, disability-owned businesses, and women's
18 businesses, as described in subd. 1., in areas in which contracts were awarded.

19 **SECTION 2534.** 229.8273 (5) (b) 3. of the statutes is amended to read:

20 229.8273 (5) (b) 3. The extent to which the district or contractors advertised for
21 and aggressively solicited bids from eligible minority businesses, disabled
22 veteran-owned businesses, lesbian, gay, bisexual, or transgender-owned
23 businesses, disability-owned businesses, and women's businesses, as described in
24 subd. 1., and the extent to which eligible minority businesses, disabled

1 veteran-owned businesses, lesbian, gay, bisexual, or transgender-owned
2 businesses, disability-owned businesses, and women's businesses submitted bids.

3 **SECTION 2535.** 229.8275 of the statutes is created to read:

4 **229.8275 Prevailing wage.** A district may not enter into a contract under s.
5 229.827 with a professional football team, as described in s. 229.823, or a related
6 party that requires the team or related party to acquire and construct or renovate
7 football stadium facilities that are part of any facilities that are leased by the district
8 to the team or to a related party unless the professional football team or related party
9 agrees to all of the following:

10 (1) Not to allow any employee working on the football stadium facilities who
11 would be entitled to receive the prevailing wage rate under s. 66.0903 and who would
12 not be required or allowed to work more than the prevailing hours of labor, if the
13 football stadium facilities were a project of public works subject to s. 66.0903, to be
14 paid less than the prevailing wage rate or to be required or allowed to work more than
15 the prevailing hours of labor, except as allowed under s. 66.0903 (4) (a).

16 (2) To require any contractor, subcontractor, or agent of a contractor or
17 subcontractor performing work on the football stadium facilities to keep and allow
18 inspection of records in the same manner as a contractor, subcontractor, or agent of
19 a contractor or subcontractor performing work on a project of public works that is
20 subject to s. 66.0903 is required to keep and allow inspection of records under s.
21 66.0903 (10).

22 (3) To comply with s. 66.0903 in the same manner as a local governmental unit
23 contracting for the erection, construction, remodeling, repairing, or demolition of a
24 project of public works is required to comply with s. 66.0903 and to require any
25 contractor, subcontractor, or agent of a contractor or subcontractor performing work

1 on the football stadium facilities to comply with s. 66.0903 in the same manner as
2 a contractor, subcontractor, or agent of a contractor or subcontractor performing
3 work on a project of public works that is subject to s. 66.0903 is required to comply
4 with s. 66.0903.

5 **SECTION 2536.** 229.845 (title) of the statutes is amended to read:

6 **229.845 (title) Minority business contracting goals; disabled**
7 **veteran-owned business contracting goals; lesbian, gay, bisexual, or**
8 **transgender-owned business contracting goals; disability-owned business**
9 **contracting goals; women's business contracting goals.**

10 **SECTION 2537.** 229.845 (1) (ae) of the statutes is created to read:

11 229.845 (1) (ae) "Disability-owned business" means a business certified by the
12 department of administration under s. 16.289 (3).

13 **SECTION 2538.** 229.845 (1) (ak) of the statutes is created to read:

14 229.845 (1) (ak) "Lesbian, gay, bisexual, or transgender-owned business"
15 means a business certified by the department of administration under s. 16.288 (3).

16 **SECTION 2539.** 229.845 (2) of the statutes is amended to read:

17 229.845 (2) It shall be a goal of the district, in awarding construction work and
18 professional services contracts related to cultural arts facilities, that at least 15
19 percent of the aggregate dollar value of such contracts awarded by the district shall
20 be awarded to minority businesses, at least 1 percent of the aggregate dollar value
21 of such contracts awarded by the district shall be awarded to disabled
22 veteran-owned businesses, at least 1 percent of the aggregate dollar value of such
23 contracts awarded by the district shall be awarded to lesbian, gay, bisexual, or
24 transgender-owned businesses, at least 1 percent of the aggregate dollar value of
25 such contracts awarded by the district shall be awarded to disability-owned

1 businesses, and at least 5 percent of the aggregate dollar value of such contracts
2 awarded by the district shall be awarded to women's businesses, except that if the
3 sponsoring city is a 1st class city, it shall be a goal of the district, in awarding
4 construction work and professional services contracts related to cultural arts
5 facilities, that at least 25 percent of the aggregate dollar value of such contracts
6 awarded by the district shall be awarded to minority businesses, at least 1 percent
7 of the aggregate dollar value of such contracts awarded by the district shall be
8 awarded to disabled veteran-owned businesses, at least 1 percent of the aggregate
9 dollar value of such contracts awarded by the district shall be awarded to lesbian,
10 gay, bisexual, or transgender-owned businesses, at least 1 percent of the aggregate
11 dollar value of such contracts awarded by the district shall be awarded to
12 disability-owned businesses, and at least 5 percent of the aggregate dollar value of
13 such contracts awarded by the district shall be awarded to women's businesses.

14 **SECTION 2540.** 230.01 (2) (b) of the statutes is amended to read:

15 230.01 (2) (b) It is the policy of this state to provide for equal employment
16 opportunity by ensuring that all personnel actions including hire, tenure or term,
17 and condition or privilege of employment be based on the ability to perform the duties
18 and responsibilities assigned to the particular position without regard to age, race,
19 creed or religion, color, disability, sex, national origin, ancestry, sexual orientation,
20 gender expression, as defined in s. 111.32 (7j), gender identity, as defined in s. 111.32
21 (7k), or political affiliation.

22 **SECTION 2541.** 230.01 (2) (b) of the statutes, as affected by 2021 Wisconsin Act
23 (this act), is amended to read:

24 230.01 (2) (b) It is the policy of this state to provide for equal employment
25 opportunity by ensuring that all personnel actions including hire, tenure or term,

1 and condition or privilege of employment be based on the ability to perform the duties
2 and responsibilities assigned to the particular position without regard to age, race,
3 creed or religion, color, disability, sex, national origin, ancestry, sexual orientation,
4 gender expression, as defined in s. 111.32 (7j), gender identity, as defined in s. 111.32
5 (7k), ~~or political affiliation, or status as a holder or nonholder of a license under s.~~
6 343.03 (3r).

7 **SECTION 2542.** 230.08 (2) (g) of the statutes is amended to read:

8 230.08 (2) (g) One stenographer appointed by each elective executive officer,
9 except the secretary of state and the state treasurer; and one deputy or assistant
10 appointed by each elective executive officer, except the state treasurer, ~~secretary of~~
11 ~~state, attorney general, and superintendent of public instruction.~~

12 **SECTION 2543.** 230.08 (2) (L) 4. of the statutes is amended to read:

13 230.08 (2) (L) 4. Higher educational aids board, ~~created under s. 15.67~~ attached
14 to the department of administration under s. 15.03.

15 **SECTION 2544.** 230.08 (2) (ya) of the statutes is created to read:

16 230.08 (2) (ya) The director of the office of environmental justice in the
17 department of administration.

18 **SECTION 2545.** 230.08 (2) (yf) of the statutes is created to read:

19 230.08 (2) (yf) The chief resiliency officer in the department of administration.

20 **SECTION 2546.** 230.08 (2) (yg) of the statutes is created to read:

21 230.08 (2) (yg) The director of the office of digital transformation in the
22 department of administration.

23 **SECTION 2547.** 230.08 (2) (yh) of the statutes is created to read:

24 230.08 (2) (yh) The director of Native American affairs in the department of
25 administration.

1 **SECTION 2548.** 230.08 (2) (yL) of the statutes is created to read:

2 230.08 (2) (yL) The chief equity officer in the department of administration.

3 **SECTION 2549.** 230.10 (2) of the statutes is amended to read:

4 230.10 (2) The compensation plan in effect at the time that a representative
5 is recognized or certified to represent employees in a collective bargaining unit and
6 the employee salary and benefit provisions under s. 230.12 (3) (e) in effect at the time
7 that a representative is certified to represent employees in a collective bargaining
8 unit under subch. V of ch. 111 constitute the compensation plan or employee salary
9 and benefit provisions for employees in the collective bargaining unit until a
10 collective bargaining agreement becomes effective for that unit. If a collective
11 bargaining agreement under subch. V of ch. 111 expires prior to the effective date of
12 a subsequent agreement, and a representative continues to be recognized or certified
13 to represent employees specified in s. 111.81 (7) (a) or (ag) or certified to represent
14 employees specified in s. 111.81 (7) (ar) to (f) in that collective bargaining unit, the
15 wage rates of the employees in such a unit shall be frozen until a subsequent
16 agreement becomes effective, and the compensation plan under s. 230.12 and salary
17 and benefit changes adopted under s. 230.12 (3) (e) do not apply to employees in the
18 unit.

19 **SECTION 2550.** 230.12 (9m) of the statutes is created to read:

20 230.12 (9m) PAID PARENTAL LEAVE. The administrator shall develop and
21 recommend to the joint committee on employment relations a program,
22 administered by the division, that provides paid parental leave to employees whose
23 compensation is established under this section or s. 20.923 (2) or (3) but does not
24 include employees of the Board of Regents of the University of Wisconsin System.
25 The approval process for the program is the same as that provided under sub. (3) (b),

1 and, if approved, the program shall be incorporated into the compensation plan
2 under sub. (1).

3 **SECTION 2551.** 230.18 of the statutes is amended to read:

4 **230.18 Discrimination prohibited.** No question in any form of application
5 or in any evaluation used in the hiring process may be so framed as to elicit
6 information concerning the partisan political or religious opinions or affiliations of
7 any applicant nor may any inquiry be made concerning ~~such~~ those opinions or
8 affiliations and all disclosures ~~thereof~~ of those opinions or affiliations shall be
9 discountenanced except that the director may evaluate the competence and
10 impartiality of applicants for positions such as clinical chaplain in a state
11 institutional program. No discriminations may be exercised in the recruitment,
12 application, or hiring process against or in favor of any person because of the person's
13 political or religious opinions or affiliations or because of age, sex, disability, race,
14 color, sexual orientation, gender expression, as defined in s. 111.32 (7j), gender
15 identity, as defined in s. 111.32 (7k), national origin, or ancestry except as otherwise
16 provided.

17 **SECTION 2552.** 230.18 of the statutes, as affected by 2021 Wisconsin Act (this
18 act), is amended to read:

19 **230.18 Discrimination prohibited.** No question in any form of application
20 or in any evaluation used in the hiring process may be so framed as to elicit
21 information concerning the partisan political or religious opinions or affiliations of
22 any applicant nor may any inquiry be made concerning those opinions or affiliations
23 and all disclosures of those opinions or affiliations shall be discountenanced except
24 that the director may evaluate the competence and impartiality of applicants for
25 positions such as clinical chaplain in a state institutional program. No

1 discriminations may be exercised in the recruitment, application, or hiring process
2 against or in favor of any person because of the person's political or religious opinions
3 or affiliations or because of age, sex, disability, race, color, sexual orientation, gender
4 expression, as defined in s. 111.32 (7j), gender identity, as defined in s. 111.32 (7k),
5 national origin, ~~or ancestry, or status as a holder or nonholder of a license under s.~~
6 343.03 (3r) except as otherwise provided.

7 **SECTION 2553.** 230.26 (4) of the statutes is amended to read:

8 230.26 (4) Fringe benefits specifically authorized by statutes, with the
9 exception of leave of absence with pay owing to sickness, deferred compensation plan
10 participation under subch. VII of ch. 40, worker's compensation, unemployment
11 insurance, group insurance, retirement, and social security coverage, shall be denied
12 employees hired under this section. Such employees may not be considered
13 permanent employees and do not qualify for tenure, vacation, paid holidays, sick
14 leave, performance awards, or the right to compete in promotional processes.

15 **SECTION 2554.** 230.35 (1) (a) 1. of the statutes is amended to read:

16 230.35 (1) (a) 1. One hundred four hours each year for a full year of service
17 during the first ~~5~~ 2 years of service;

18 **SECTION 2555.** 230.35 (1) (a) 1m. of the statutes is created to read:

19 230.35 (1) (a) 1m. One hundred twenty hours each year for a full year of service
20 during the next 3 years of service;

21 **SECTION 2556.** 230.35 (1) (c) of the statutes is amended to read:

22 230.35 (1) (c) When the rate of annual leave changes during the 2nd, 5th, 10th,
23 15th, 20th or 25th calendar year, the annual leave for that year shall be prorated.

24 **SECTION 2557.** 230.35 (1m) (bt) 1. of the statutes is amended to read:

1 230.35 **(1m)** (bt) 1. 120 hours each year for a full year of service during the first
2 ~~5~~ 2 years of service;

3 **SECTION 2558.** 230.35 (1m) (bt) 1m. of the statutes is created to read:

4 230.35 **(1m)** (bt) 1m. 136 hours each year for a full year of service during the
5 next 3 years of service;

6 **SECTION 2559.** 230.35 (2) of the statutes is amended to read:

7 230.35 **(2)** Leave of absence with pay owing to sickness and leave of absence
8 without pay, other than annual leave and leave under s. 103.10, shall be regulated
9 by rules of the administrator, except that unused sick leave shall accumulate from
10 year to year. Employees appointed under s. 230.26 (1) shall accrue leave of absence
11 with pay owing to sickness at the same rate as permanent and project state
12 employees, and such leave shall be prorated if the employee works less than
13 full-time. After July 1, 1973, employees appointed to career executive positions
14 under the program established under s. 230.24 or positions designated in s. 19.42
15 (10) (L) or 20.923 (4), (7), (8), and (9) or authorized under s. 230.08 (2) (e) shall have
16 any unused sick leave credits restored if they are reemployed in a career executive
17 position or in a position under s. 19.42 (10) (L) or 20.923 (4), (7), (8), and (9) or
18 authorized under s. 230.08 (2) (e), regardless of the duration of their absence.
19 Restoration of unused sick leave credits if reemployment is to a position other than
20 those specified above shall be in accordance with rules of the administrator.

21 **SECTION 2560.** 230.35 (4) (a) 3m. of the statutes is created to read:

22 230.35 **(4)** (a) 3m. June 19.

23 **SECTION 2561.** 230.35 (4) (a) 10. of the statutes is amended to read:

24 230.35 **(4)** (a) 10. The day following if January 1, June 19, July 4, or December
25 25 falls on Sunday.

1 **SECTION 2562.** 230.35 (4) (c) of the statutes is amended to read:

2 230.35 (4) (c) Except as provided in the compensation plan under s. 230.12, all
3 employees except limited term employees shall receive ~~9~~ 10 paid holidays annually
4 in addition to any other authorized paid leave, the time to be at the discretion of the
5 appointing authorities.

6 **SECTION 2563.** 231.03 (6) (L) of the statutes is created to read:

7 231.03 (6) (L) Finance working capital needs of any participating health
8 institution, participating educational institution, participating nonprofit
9 institution, or participating research institution in an amount not to exceed that
10 approved by the authority. Bonds issued for purposes of the paragraph are not
11 exempt from taxation under s. 71.05 (1) (c) 14., 71.26 (1m) (o), or 71.45 (1t) (n).

12 **SECTION 2564.** 231.03 (13) of the statutes is amended to read:

13 231.03 (13) Make loans to any participating health institution, participating
14 educational institution, participating nonprofit institution, or participating
15 research institution for the cost of a project or to finance working capital under sub.
16 (6) (L) in accordance with an agreement between the authority and the participating
17 health institution, participating educational institution, participating nonprofit
18 institution, or participating research institution. The authority may secure the loan
19 by a mortgage or other security arrangement on the health facility, educational
20 facility, nonprofit facility, or research facility granted by the participating health
21 institution, participating educational institution, participating nonprofit
22 institution, or participating research institution to the authority. The loan may not
23 exceed, as applicable, the total cost of the project as determined by the participating
24 health institution, participating educational institution, participating nonprofit

1 institution, or participating research institution and approved by the authority or
2 the amount of working capital approved by the authority under sub. (6) (L).

3 **SECTION 2565.** 234.03 (18m) (a) (intro.) of the statutes is amended to read:

4 234.03 **(18m)** (a) (intro.) From the funds described under sub. (18), to annually
5 invest, directly or through a financial intermediary ~~—a total of,~~ not more than
6 \$1,000,000 of its general funds in business entities having their principal places of
7 business in this state, including their affiliates, which are independently owned and
8 operated and which employ fewer than ~~25~~ 50 full-time employees or have gross
9 annual sales of less than ~~\$2,500,000~~ \$5,000,000, to enable those business entities to
10 do any of the following:

11 **SECTION 2566.** 234.29 of the statutes is amended to read:

12 **234.29 Equality of occupancy and employment.** The authority shall
13 require that occupancy of housing projects assisted under this chapter be open to all
14 regardless of sex, race, religion, sexual orientation, status as a victim of domestic
15 abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u), or creed, and that
16 contractors and subcontractors engaged in the construction of economic
17 development or housing projects, shall provide an equal opportunity for
18 employment, without discrimination as to sex, race, religion, sexual orientation,
19 gender expression, as defined in s. 111.32 (7j), gender identity, as defined in s. 111.32
20 (7k), or creed.

21 **SECTION 2567.** 234.29 of the statutes, as affected by 2021 Wisconsin Act (this
22 act), is amended to read:

23 **234.29 Equality of occupancy and employment.** The authority shall
24 require that occupancy of housing projects assisted under this chapter be open to all
25 regardless of sex, race, religion, sexual orientation, status as a holder or nonholder

1 of a license under s. 343.03 (3r), status as a victim of domestic abuse, sexual assault,
2 or stalking, as defined in s. 106.50 (1m) (u), or creed, and that contractors and
3 subcontractors engaged in the construction of economic development or housing
4 projects, shall provide an equal opportunity for employment, without discrimination
5 as to sex, race, religion, sexual orientation, gender expression, as defined in s. 111.32
6 (7j), gender identity, as defined in s. 111.32 (7k), or creed.

7 **SECTION 2568.** 234.45 (1) (c) of the statutes is amended to read:

8 234.45 (1) (c) “Credit period” means the period of ~~6~~ 10 taxable years beginning
9 with the taxable year in which a qualified development is placed in service. For
10 purposes of this paragraph, if a qualified development consists of more than one
11 building, the qualified development is placed in service in the taxable year in which
12 the last building of the qualified development is placed in service.

13 **SECTION 2569.** 234.45 (1) (e) of the statutes is amended to read:

14 234.45 (1) (e) “Qualified development” means a qualified low-income housing
15 project under section 42 (g) of the Internal Revenue Code that is financed with
16 tax-exempt bonds, ~~pursuant to section 42 (i) (2)~~ described in section 42 (h) (4) (A) of
17 the Internal Revenue Code, allocated the credit under section 42 of the Internal
18 Revenue Code, and located in this state; ~~except that the authority may waive, in the~~
19 qualified allocation plan under section 42 (m) (1) (B) of the Internal Revenue Code,
20 the requirements of tax-exempt bond financing and federal credit allocation to the
21 extent the authority anticipates that sufficient volume cap under section 146 of the
22 Internal Revenue Code will not be available to finance low-income housing projects
23 in any year.

24 **SECTION 2570.** 234.45 (4) of the statutes is amended to read:

1 234.45 (4) ALLOCATION LIMITS. In any calendar year, the aggregate amount of
2 all state tax credits for which the authority certifies persons in allocation certificates
3 issued under sub. (3) in that year may not exceed ~~\$42,000,000~~ \$100,000,000,
4 including all amounts each person is eligible to claim for each year of the credit
5 period, plus the total amount of all unallocated state tax credits from previous
6 calendar years and plus the total amount of all previously allocated state tax credits
7 that have been revoked or cancelled or otherwise recovered by the authority.

8 **SECTION 2571.** 238.07 (1) of the statutes is amended to read:

9 238.07 (1) Annually, by ~~January~~ October 1, the board shall submit to the chief
10 clerk of each house of the legislature, for distribution to the legislature under s.
11 13.172 (2), a report identifying the economic development projects that the board
12 intends to develop and implement during the current ~~calendar~~ fiscal year.

13 **SECTION 2572.** 238.127 (1) (a) of the statutes is repealed.

14 **SECTION 2573.** 238.127 (2) (intro.) of the statutes is amended to read:

15 238.127 (2) (intro.) The corporation shall establish and administer a state main
16 street program to coordinate state and local participation ~~in programs offered by in~~
17 accordance with guidelines of the national main street center, created by the national
18 ~~trust for historic preservation,.~~ The purpose of the program is to assist
19 municipalities in planning, managing, and implementing programs for the
20 revitalization of ~~business areas.~~ The corporation shall do downtown areas and
21 historic commercial districts, including by doing all of the following:

22 **SECTION 2574.** 238.127 (2) (a) of the statutes is repealed.

23 **SECTION 2575.** 238.127 (2) (ac) of the statutes is created to read:

24 238.127 (2) (ac) Assisting communities in restoring and retaining the historic
25 character of their downtown areas and historic commercial districts.

1 **SECTION 2576.** 238.127 (2) (ag) of the statutes is created to read:

2 238.127 (2) (ag) Promoting business investment, assisting in retaining existing
3 small businesses, and promoting new businesses in downtown areas and historic
4 commercial districts.

5 **SECTION 2577.** 238.127 (2) (an) of the statutes is created to read:

6 238.127 (2) (an) Assisting in strengthening the local tax base.

7 **SECTION 2578.** 238.127 (2) (ar) of the statutes is created to read:

8 238.127 (2) (ar) Assisting in the creation of employment opportunities in
9 downtown areas and historic commercial districts.

10 **SECTION 2579.** 238.127 (2) (aw) of the statutes is created to read:

11 238.127 (2) (aw) Enhancing the economic viability of downtown areas and
12 historic commercial districts.

13 **SECTION 2580.** 238.127 (2) (c) of the statutes is repealed.

14 **SECTION 2581.** 238.127 (2) (d) of the statutes is repealed.

15 **SECTION 2582.** 238.127 (2) (e) of the statutes is renumbered 238.127 (3) and
16 amended to read:

17 238.127 (3) ~~Annually, the corporation shall~~ select, upon application, up to 5
18 municipalities to participate in the state main street program. ~~The program for each~~
19 ~~municipality shall conclude after 3 years, except that the program for each~~
20 ~~municipality selected after July 29, 1995, shall conclude after 5 years. The~~
21 ~~corporation shall select program participants representing various geographical~~
22 ~~regions and populations. A municipality may apply to participate, and the~~
23 ~~corporation may select a municipality for participation, more than one time. In~~
24 ~~selecting a municipality, however, the corporation may give priority to those~~

1 ~~municipalities that have not previously participated~~ that are not participating in the
2 program at the time of application.

3 **SECTION 2583.** 238.127 (2) (f) of the statutes is repealed.

4 **SECTION 2584.** 238.127 (2) (h) of the statutes is renumbered 238.127 (4) and
5 amended to read:

6 238.127 (4) Provide The corporation shall provide training, technical
7 assistance and information on the revitalization of ~~business areas~~ downtown areas
8 and historic commercial districts to municipalities which ~~that~~ do not participate in
9 the state main street program. ~~The corporation may charge reasonable fees for the~~
10 ~~services and information provided under this paragraph.~~

11 **SECTION 2585.** 238.127 (2) (j) of the statutes is repealed.

12 **SECTION 2586.** 238.13 (2) (a) 2. (intro.) of the statutes is amended to read:

13 238.13 (2) (a) 2. (intro.) ~~All~~ Unless the corporation determines under its policies
14 and procedures that the case has received sufficient closure from the department of
15 natural resources, all of the following are unknown, cannot be located, or are
16 financially unable to pay the cost of environmental remediation activities:

17 **SECTION 2587.** 238.13 (2) (a) 4. of the statutes is created to read:

18 238.13 (2) (a) 4. The recipient is not the party who caused the environmental
19 contamination that is the basis for the grant request.

20 **SECTION 2588.** 238.13 (5) of the statutes is amended to read:

21 238.13 (5) ~~Before the corporation awards~~ When making a grant under this
22 section, the corporation shall ~~consider the recommendations of~~ consult with the
23 department of natural resources.

24 **SECTION 2589.** 238.133 (2) (c) of the statutes is amended to read:

1 238.133 (2) (c) The Unless the corporation determines under its policies and
2 procedures that the case has received sufficient closure from the department of
3 natural resources, the corporation may only award grants under this section if the
4 person that caused the environmental contamination that is the basis for the grant
5 request is unknown, cannot be located or is financially unable to pay the cost of the
6 eligible activities.

7 **SECTION 2590.** 238.137 of the statutes is created to read:

8 **238.137 Pandemic recovery.** The corporation shall aid in the state's
9 economic recovery from the COVID-19 global pandemic by providing financial
10 assistance to small businesses adversely affected by the pandemic, including for the
11 retention of current employees and the rehiring of former employees. The
12 corporation shall, as necessary, coordinate with the Department of Revenue in the
13 administration of programs under this section.

14 **SECTION 2591.** 238.139 of the statutes is created to read:

15 **238.139 Financial assistance for underserved communities.** The
16 corporation shall expend \$5,000,000 annually to provide grants, loans, and other
17 assistance to underserved communities in this state, including members of minority
18 groups, woman-owned businesses, and individuals and businesses in rural areas.

19 **SECTION 2592.** 238.145 of the statutes is created to read:

20 **238.145 Venture capital fund of funds program. (1) DEFINITIONS.** In this
21 section:

22 (a) "Investment manager" means the person with whom the oversight board
23 enters into a contract under sub. (4).

24 (b) "Oversight board" means the oversight board created under sub. (2) (c).

1 **(2) ESTABLISHMENT OF PROGRAM.** The corporation shall establish and administer
2 a fund of funds program to invest moneys in venture capital funds that invest in
3 businesses located in this state, subject to the requirements of this section. In
4 establishing the program, the corporation shall do all of the following:

5 (a) Create a fund of funds.

6 (b) Provide that the fund of funds will continuously reinvest its assets.

7 (c) Create an oversight board to conduct any activity as required by this section
8 or as directed by the corporation.

9 **(3) INVESTMENTS IN VENTURE CAPITAL FUNDS.** (a) The investment manager shall
10 request from the corporation monies to make investments through the program
11 established under sub. (2) and to pay the investment manager's management fee,
12 and the corporation shall, subject to the approval of the secretary of the department
13 of administration, pay the monies to the investment manager from the appropriation
14 under s. 20.192 (1) (c).

15 (b) The oversight board shall establish investment policies for the program
16 established under sub. (2), subject to all of the following conditions:

17 1. All moneys paid to the investment manager under par. (a) to make
18 investments shall be committed for investment to venture capital funds, subject to
19 the requirements of this section, no later than 60 months after the creation of the
20 fund of funds under sub. (2) (a).

21 2. No more than \$25,000,000 of the total moneys paid to the investment
22 manager under par. (a) to make investments may be invested in any single venture
23 capital fund.

24 3. At least 20 percent of the investments made through the program shall be
25 directed to any combination of the following:

1 a. Businesses located in parts of this state that typically do not receive
2 significant investment from venture capital funds.

3 b. Businesses that are at least 51 percent owned by one or more members of a
4 racial minority group and the management and daily business operations of which
5 are controlled by one or more members of a racial minority group.

6 c. Businesses that are at least 51 percent owned by one or more women and the
7 management and daily business operations of which are controlled by one or more
8 women.

9 (c) No investment may be made through the program in a lobbying or law firm.

10 **(4) INVESTMENT MANAGER.** The oversight board shall contract with an
11 investment manager who meets the qualifications established by the corporation.
12 The contract shall establish the investment manager's compensation, including any
13 management fee. A management fee may not annually exceed 1 percent of the total
14 assets under management in the program established under sub. (2).

15 **(5) VENTURE CAPITAL FUND REQUIREMENTS.** The investment manager shall
16 contract with each venture capital fund that receives moneys through the program
17 established under sub. (2). Each contract shall require the venture capital fund to
18 do all of the following:

19 (a) Make new investments in an amount equal to the amount of moneys it
20 receives through the program in one or more businesses who are headquartered in
21 this state and whose operations are primarily in this state.

22 (b) At least match any moneys it receives through the program and invests in
23 a business described in par. (a) with an investment in that business of moneys the
24 venture capital fund has raised from sources other than the program. The
25 investment manager shall ensure that, on average, for every \$1 a venture capital

1 fund receives through the program and invests in a business described in par. (a), the
2 venture capital fund invests \$2 in that business from sources other than the
3 program.

4 (c) Provide to the investment manager the information necessary for the
5 investment manager to complete the reports under sub. (6) (a) and (c).

6 **(6) REPORTS OF THE INVESTMENT MANAGER; PUBLIC DISCLOSURES.** (a) Annually, no
7 later than 120 days after the end of the investment manager's fiscal year, the
8 investment manager shall submit to the corporation a report for that fiscal year that
9 includes all of the following:

10 1. An audit of the investment manager's financial statements performed by an
11 independent certified public accountant.

12 2. The investment manager's internal rate of return from investments made
13 through the program established under sub. (2).

14 3. For each venture capital fund that contracts with the investment manager
15 under sub. (5), all of the following:

16 a. The name and address of the venture capital fund.

17 b. The amounts invested in the venture capital fund through the program
18 established under sub. (2).

19 c. An accounting of any fee the venture capital fund paid to itself or any
20 principal or manager of the venture capital fund.

21 d. The venture capital fund's average internal rate of return on its investments
22 of the moneys it received through the program established under sub. (2).

23 4. For each business in which a venture capital fund held an investment of
24 moneys received through the program established under sub. (2), all of the following:

25 a. The name and address of the business.

1 b. A description of the nature of the business.

2 c. The identification of the venture capital fund.

3 d. The amount of the investment and the amount invested by the venture
4 capital fund from funding sources other than the program.

5 e. The internal rate of return realized by the venture capital fund upon the
6 venture capital fund's exit from the investment in the business.

7 f. A statement of the number of employees the business employed when the
8 venture capital fund first invested moneys received through the program and the
9 number of employees the business employed on the first day and last day of the
10 investment manager's fiscal year.

11 (b) No later than 10 days after it receives the investment manager's report
12 under par. (a), the corporation shall submit the report to the chief clerk of each house
13 of the legislature, for distribution to the legislature under s. 13.172 (2).

14 (c) Quarterly, the investment manager shall submit to the oversight board a
15 report for the preceding quarter that includes all of the following:

16 1. An identification of each venture capital fund under contract with the
17 investment manager under sub. (5).

18 2. An identification of each business in which a venture capital fund held an
19 investment of moneys received through the program established under sub. (2) and
20 a statement of the amount of the investment in each business.

21 3. A statement of the number of employees the business employed when the
22 venture capital fund first invested moneys received through the program established
23 under sub. (2) and the number of employees the business employed on the last day
24 of the quarter.

1 (d) The oversight board shall make the reports under par. (c) readily accessible
2 to the public on the corporation's Internet site.

3 (7) POLICIES AND PROCEDURES. The corporation shall establish policies and
4 procedures to administer this section.

5 **SECTION 2593.** 238.29 of the statutes is created to read:

6 **238.29 Tribal economic development.** The corporation shall establish and
7 administer economic development programs to promote small business economic
8 development benefitting American Indian tribes or bands in this state.

9 **SECTION 2594.** 238.30 (2m) (a) of the statutes is amended to read:

10 238.30 (2m) (a) Except as provided in par. (b) and s. 238.308 (1) (b), "full-time
11 job" means a regular, nonseasonal full-time position in which an individual, as a
12 condition of employment, is required to work at least 2,080 hours per year, including
13 paid leave and holidays, and for which the individual receives pay that is equal to
14 at least 150 percent of the federal minimum wage and benefits that are not required
15 by federal or state law. "Full-time job" does not include initial training before an
16 employment position begins.

17 **SECTION 2595.** 238.306 (3) of the statutes is repealed.

18 **SECTION 2596.** 238.308 (1) of the statutes is renumbered 238.308 (1) (intro.)
19 and amended to read:

20 238.308 (1) ~~DEFINITION~~ DEFINITIONS. (intro.) In this section:

21 (a) "eligible Eligible employee" means a person employed in a full-time job by
22 a person certified under sub. (2).

23 **SECTION 2597.** 238.308 (1) (b) of the statutes is created to read:

24 238.308 (1) (b) 1. Except as provided in subd. 2., "full-time job" has the meaning
25 given in s. 238.30 (2m).

1 2. a. For awards certified under this section after December 31, 2021, “full-time
2 job” means, except as provided in subd. 2. b., a regular, nonseasonal full-time
3 position in which an individual, as a condition of employment, is required to work at
4 least 2,080 hours per year, including paid leave and holidays, and for which the
5 individual receives pay that is equal to at least \$27,900 and benefits that are not
6 required by federal or state law. “Full-time job” does not include initial training
7 before an employment position begins.

8 b. The corporation may grant exceptions to the requirement under subd. 2. a.
9 that a full-time job means a position in which an individual, as a condition of
10 employment, is required to work at least 2,080 hours per year if the annual pay for
11 the position exceeds \$27,900 and an individual in the position is offered retirement,
12 health, and other benefits that are equivalent to the retirement, health, and other
13 benefits offered to an individual who is required to work at least 2,080 hours per year.

14 **SECTION 2598.** 238.308 (4) (a) 1. of the statutes is amended to read:

15 238.308 (4) (a) 1. An amount equal to up to 10 percent of the amount of wages
16 that the person paid to an eligible employee in the taxable year. For awards certified
17 after December 31, 2021, the amount of wages taken into account under this
18 subdivision may not exceed \$123,000 per eligible employee per year. Beginning on
19 January 1, 2023, the dollar amount under this subdivision shall be increased each
20 year by a percentage equal to the percentage change between the U.S. consumer
21 price index for all urban consumers, U.S. city average, for the month of August of the
22 previous year and the U.S. consumer price index for all urban consumers, U.S. city
23 average, for the month of August of the year before the previous year, as determined
24 by the federal department of labor. Each amount that is revised under this
25 subdivision shall be rounded to the nearest multiple of \$10 if the revised amount is

1 not a multiple of \$10 or, if the revised amount is a multiple of \$5, such an amount
2 shall be increased to the next higher multiple of \$10.

3 **SECTION 2599.** 238.308 (4) (a) 3. of the statutes is amended to read:

4 238.308 (4) (a) 3. An amount equal to up to 50 percent of the person's training
5 costs incurred to undertake activities to enhance ~~an eligible employee's general~~
6 ~~knowledge, employability, and flexibility in the workplace; to develop skills unique~~
7 ~~to the person's workplace or equipment; or to develop skills that will increase the~~
8 ~~quality of the person's product~~ upgrade or improve the job-related skills of an eligible
9 employee, train an eligible employee on the use of job-related new technologies, or
10 provide job-related training to an eligible employee whose employment with the
11 person represents the employee's first full-time job.

12 **SECTION 2600.** 238.308 (4) (a) 5. of the statutes is amended to read:

13 238.308 (4) (a) 5. An amount, as determined by the corporation, equal to a
14 percentage of the amount of wages that the person paid to an eligible employee in the
15 taxable year, if the position in which the eligible employee was employed was created
16 or retained in connection with the person's location or retention of the person's
17 corporate headquarters in Wisconsin ~~and the job duties associated with the eligible~~
18 ~~employee's position involve the performance of corporate headquarters functions.~~

19 **SECTION 2601.** 238.308 (4) (a) 6. of the statutes is created to read:

20 238.308 (4) (a) 6. An amount equal to up to 25 percent of the person's energy
21 efficiency or renewable energy project expenditures on real or personal property
22 located in this state. When making an award under this subdivision, the corporation
23 shall ensure that the percentage of expenditures taken into account positively
24 correlates to the scale of the project.

25 **SECTION 2602.** 238.399 (1) (am) 2. a. of the statutes is amended to read:

1 238.399 (1) (am) 2. a. The For awards certified under this section prior to
2 January 1, 2022, the individual is employed in a job for which the annual pay is more
3 than the amount determined by multiplying 2,080 by 150 percent of the federal
4 minimum wage.

5 **SECTION 2603.** 238.399 (1) (am) 2. c. of the statutes is created to read:

6 238.399 (1) (am) 2. c. For awards certified under this section after December
7 31, 2021, the individual is employed in a job for which the annual pay is more than
8 \$27,900 in a tier I county or municipality or more than \$37,000 in a tier II county or
9 municipality.

10 **SECTION 2604.** 238.399 (3) (a) of the statutes is amended to read:

11 238.399 (3) (a) The corporation may designate ~~any number of~~ no more than 30
12 enterprise zones in this state.

13 **SECTION 2605.** 238.399 (3) (am) of the statutes is repealed.

14 **SECTION 2606.** 238.399 (3) (e) of the statutes is created to read:

15 238.399 (3) (e) If the corporation revokes all certifications for tax benefits
16 within a designated enterprise zone under par. (a), the corporation may cancel the
17 designation of that enterprise zone. After canceling the designation of an enterprise
18 zone, the corporation may designate a new enterprise zone under par. (a) subject to
19 the limits of this subsection.

20 **SECTION 2607.** 238.399 (4) (title) of the statutes is amended to read:

21 238.399 (4) (title) ~~TIME LIMITS; REPORTING.~~

22 **SECTION 2608.** 238.399 (4) (b) of the statutes is amended to read:

23 238.399 (4) (b) If an enterprise zone designation expires under par. (a) or under
24 the contract with a business certified under sub. (5), the corporation may designate
25 a new enterprise zone under par. (a) subject to the limits of sub. (3).

1 **SECTION 2609.** 238.399 (6) (h) of the statutes is created to read:

2 238.399 (6) (h) Beginning on January 1, 2023, the dollar amount in sub. (1) (am)
3 2. c. shall be increased each year by a percentage equal to the percentage change
4 between the U.S. consumer price index for all urban consumers, U.S. city average,
5 for the month of August of the previous year and the U.S. consumer price index for
6 all urban consumers, U.S. city average, for the month of August of the year before
7 the previous year, as determined by the federal department of labor. Each amount
8 that is revised under this paragraph shall be rounded to the nearest multiple of \$10
9 if the revised amount is not a multiple of \$10 or, if the revised amount is a multiple
10 of \$5, such an amount shall be increased to the next higher multiple of \$10.

11 **SECTION 2610.** 250.04 (3) (a) of the statutes is amended to read:

12 250.04 (3) (a) The department shall establish and maintain surveillance
13 activities sufficient to detect any occurrence of acute, communicable, or chronic
14 diseases and threat of occupational or environmental hazards, injuries, or changes
15 in the health of ~~mothers~~ parents and children.

16 **SECTION 2611.** 250.15 (1) of the statutes is renumbered 250.15 (1) (intro.) and
17 amended to read:

18 250.15 (1) ~~DEFINITION~~ DEFINITIONS. (intro.) In this section, ~~“community;~~

19 (a) “Community health center” means a health care entity that provides
20 primary health care, health education and social services to low-income individuals.

21 **SECTION 2612.** 250.15 (1) (b) of the statutes is created to read:

22 250.15 (1) (b) “Free and charitable clinics” means health care organizations
23 that use a volunteer and staff model to provide health services to uninsured,
24 underinsured, underserved, economically and socially disadvantaged, and
25 vulnerable populations and that meet all of the following criteria:

1 1. The organizations are nonprofit and tax exempt or are a part of a larger
2 nonprofit, tax-exempt organization.

3 2. The organizations are located in this state or serve residents in this state.

4 3. The organizations restrict eligibility to receive services to individuals who
5 are uninsured, underinsured, or have limited or no access to primary, specialty, or
6 prescription care.

7 4. The organizations provide one or more of the following services:

8 a. Medical care.

9 b. Mental health care.

10 c. Dental care.

11 d. Prescription medications.

12 5. The organizations use volunteer health care professionals, nonclinical
13 volunteers, and partnerships with other health care providers to provide the services
14 under subd. 4.

15 6. The organizations are not federally-qualified health centers as defined in
16 42 USC 1396d (1) (2) and do not receive reimbursement from the federal centers for
17 medicare and medicaid services under a federally-qualified health center payment
18 methodology.

19 **SECTION 2613.** 250.15 (2) (d) of the statutes is created to read:

20 250.15 (2) (d) To free and charitable clinics, \$2,500,000.

21 **SECTION 2614.** 250.16 of the statutes is created to read:

22 **250.16 Grants for community health workers.** From the appropriation
23 under s. 20.435 (1) (fh), the department shall annually award \$15,000,000 for
24 community health workers.

25 **SECTION 2615.** 250.20 (7) of the statutes is created to read:

1 250.20 (7) BLACK WOMEN'S HEALTH GRANTS. From the appropriation under s.
2 20.435 (1) (cr), the department shall annually award grants in the total amount of
3 \$1,750,000 to community-serving organizations that are led by Black women that
4 improve Black women's health in Dane, Milwaukee, Rock, Racine, and Kenosha
5 Counties.

6 **SECTION 2616.** 250.20 (8) of the statutes is created to read:

7 250.20 (8) INFANT AND MATERNAL MORTALITY GRANTS. From the appropriation
8 under s. 20.435 (1) (cr), the department shall annually award grants in the total
9 amount of \$1,750,000 to organizations that work to reduce racial disparities related
10 to infant and maternal mortality.

11 **SECTION 2617.** 250.22 of the statutes is created to read:

12 **250.22 Health equity grants. (1)** From the appropriations under s. 20.435
13 (1) (cv) and (r), the department shall award grants to community organizations to
14 implement community health worker care models.

15 **(2)** From the appropriations under s. 20.435 (1) (cv) and (r), the department
16 shall award grants to community organizations and local or tribal health
17 departments to hire health equity strategists and to implement health equity action
18 plans.

19 **SECTION 2618.** 251.05 (3) (c) of the statutes is amended to read:

20 251.05 (3) (c) Involve key policymakers and the general public in determining
21 and developing a community health improvement plan that includes actions to
22 implement the services and functions specified under s. 250.03 (1) (L). The plan
23 under this paragraph shall include consideration of the effects of climate change on
24 community health and consideration of the policies, plans, and programs that may
25 assist in mitigating community health problems and health hazards.

1 investigation, the photograph or videotape shall be retained until the final
2 disposition of the case.

3 **SECTION 2632.** 254.916 (3) (f) 2. of the statutes is amended to read:

4 254.916 (3) (f) 2. The age of the ~~minor~~ person under 21 years of age.

5 **SECTION 2633.** 254.916 (11) of the statutes is amended to read:

6 254.916 (11) A person conducting an investigation under this section may not
7 have a financial interest in a regulated cigarette and tobacco product retailer, a vapor
8 product retailer, a tobacco vending machine operator, a tobacco vending machine
9 premises, or a tobacco vending machine that may interfere with his or her ability to
10 properly conduct that investigation. A person who is investigated under this section
11 may request the local health department or local law enforcement agency that
12 contracted for the investigation to conduct a review under ch. 68 to determine
13 whether the person conducting the investigation is in compliance with this
14 subsection or, if applicable, may request the state agency or state law enforcement
15 agency that contracted for the investigation to conduct a contested case hearing
16 under ch. 227 to make that determination. The results of an investigation that is
17 conducted by a person who is not in compliance with this subsection may not be used
18 to prosecute a violation of s. 134.66 (2) (a) or (am) or a local ordinance adopted under
19 s. 134.66 (5).

20 **SECTION 2634.** 254.92 (title) of the statutes is amended to read:

21 **254.92 (title) Purchase or possession of cigarettes or, tobacco products,**
22 **nicotine products, or vapor products by person under 18 21 prohibited.**

23 **SECTION 2635.** 254.92 (1) of the statutes is amended to read:

1 254.92 (1) No person under ~~18~~ 21 years of age may falsely represent his or her
2 age for the purpose of receiving any cigarette, nicotine product, ~~or~~ tobacco product,
3 or vapor product.

4 **SECTION 2636.** 254.92 (2) of the statutes is amended to read:

5 254.92 (2) No person under ~~18~~ 21 years of age may purchase, attempt to
6 purchase, or possess any cigarette, nicotine product, ~~or~~ tobacco product, or vapor
7 product except as follows:

8 (a) A person under ~~18~~ 21 years of age may purchase or possess cigarettes,
9 nicotine products, ~~or~~ tobacco products, or vapor products for the sole purpose of resale
10 in the course of employment during his or her working hours if employed by a
11 retailer.

12 (b) A person under ~~18~~ 21 years of age, but not under 15 years of age, may
13 purchase, attempt to purchase or possess cigarettes, nicotine products, ~~or~~ tobacco
14 products, or vapor products in the course of his or her participation in an
15 investigation under s. 254.916 that is conducted in accordance with s. 254.916 (3).

16 **SECTION 2637.** 254.92 (2m) (intro.) of the statutes is amended to read:

17 254.92 (2m) (intro.) No person may purchase cigarettes, tobacco products, ~~or~~
18 nicotine products, or vapor products on behalf of, or to provide to, any person who is
19 under ~~18~~ 21 years of age. Any person who violates this subsection may be:

20 **SECTION 2638.** 254.92 (3) of the statutes is amended to read:

21 254.92 (3) A law enforcement officer shall seize any cigarette, nicotine product,
22 ~~or~~ tobacco product, or vapor product that has been sold to and is in the possession of
23 a person under ~~18~~ 21 years of age.

24 **SECTION 2639.** 255.056 (2g) of the statutes is created to read:

1 255.056 **(2g)** The department may partner with out-of-state drug repository
2 programs. The department may authorize a medical facility or pharmacy that elects
3 to participate in the drug repository program to receive drugs or supplies from out
4 of state, and the department may authorize an out-of-state entity that participates
5 in a partner out-of-state drug repository program to receive drugs or supplies from
6 Wisconsin.

7 **SECTION 2640.** 255.15 (3) (d) of the statutes is created to read:

8 255.15 **(3)** (d) From the appropriation under s. 20.435 (1) (fm), the department
9 may develop and implement a public health campaign aimed at the prevention of
10 initiation of tobacco and vapor product use and may award grants for local and
11 regional organizations working on youth vaping and providing cessation services.

12 **SECTION 2641.** 255.15 (4) of the statutes is amended to read:

13 255.15 **(4)** REPORTS. Not later than April 15, ~~2002~~ 2022, and annually
14 thereafter, the department shall submit to the governor and to the chief clerk of each
15 house of the legislature for distribution under s. 13.172 (2) a report that evaluates
16 the success of the ~~grant program~~ programs under sub. (3). The report shall specify
17 the number of grants awarded during the immediately preceding fiscal year and the
18 purpose for which each grant was made. The report shall also specify donations and
19 grants accepted by the department under sub. (5).

20 **SECTION 2642.** 255.45 of the statutes is created to read:

21 **255.45 Spinal cord injury research grants and symposia. (1)**

22 DEFINITIONS. In this section:

23 (a) “Council” means the spinal cord injury council.

24 (b) “Grant program” means the program established under sub. (2).

1 **(2) GRANT PROGRAM.** The department shall establish a program to award grants
2 to persons in this state for research into spinal cord injuries. The purpose of the
3 grants is to support research into new and innovative treatments and rehabilitative
4 efforts for the functional improvement of people with spinal cord injuries, and
5 research topics may include pharmaceutical, medical device, brain stimulus, and
6 rehabilitative approaches and techniques. Grant recipients shall agree to present
7 their research findings at symposia held by the department under sub. (3).

8 **(3) SYMPOSIA.** The department may hold symposia every 2 years for recipients
9 of grants under the grant program to present findings of research supported by the
10 grants.

11 **(4) GRANT REPORTS.** By January 15 of each year, the department shall submit
12 an annual report to the appropriate standing committees of the legislature under s.
13 13.172 (3) that identifies the recipients of grants under the grant program and the
14 purposes for which the grants were used.

15 **(5) COUNCIL.** (a) The council shall do all of the following:

16 1. Develop criteria for the department to evaluate and award grants under the
17 grant program.

18 2. Review and make recommendations to the department on applications
19 submitted under the grant program.

20 3. Perform other duties specified by the department.

21 (b) Each member of the council shall disclose in a written statement any
22 financial interest in any organization that the council recommends to receive a grant
23 under the grant program. The council shall include the written statements with its
24 recommendations to the department on grant applications.

25 **SECTION 2643.** 256.35 (3s) (bm) (title) of the statutes is amended to read:

1 256.35 (3s) (bm) (title) *Competitive grant program for public safety answering*
2 *points.*

3 **SECTION 2644.** 256.35 (3s) (br) of the statutes is created to read:

4 256.35 (3s) (br) *Competitive grant program for geographic information*
5 *systems.* 1. The department shall award grants to counties for the purposes
6 identified under subd. 2 using the criteria in subd. 3. The department shall
7 coordinate with the division within the department of administration that
8 administers the land information program under s. 16.967 to administer the grant
9 program.

10 2. Grants under subd. 1. shall be issued based on the purposes recommended
11 by the 911 subcommittee under par. (d) 4m. Grant purposes may include data
12 preparation, data gathering, data creation, geographic information system staffing,
13 data preparation and collection contracts, and training, if these purposes enable
14 Next Generation 911. Grant purposes may not include general county overhead, or
15 costs for providing emergency services or emergency services equipment.

16 3. The department shall develop a policy setting forth eligibility criteria for
17 grants under subd. 1. based on the recommendations of the 911 subcommittee under
18 par. (d) 4m.

19 4. The department may not award more than one grant under subd. 1. per
20 county per fiscal year.

21 **SECTION 2645.** 256.35 (3s) (br) of the statutes, as created by 2021 Wisconsin Act
22 (this act), is repealed.

23 **SECTION 2646.** 256.35 (3s) (d) 4m. of the statutes is created to read:

1 256.35 (3s) (d) 4m. Advise the department or other state agency on awarding
2 geographic information systems grants under par. (br), including advising on
3 appropriate grant purposes and eligibility criteria for the grants.

4 **SECTION 2647.** 256.35 (3s) (d) 4m. of the statutes, as created by 2021 Wisconsin
5 Act (this act), is repealed.

6 **SECTION 2648.** 257.01 (5) (a) of the statutes is amended to read:

7 257.01 (5) (a) An individual who is licensed as a physician, a physician
8 assistant, or a podiatrist under ch. 448, licensed as a registered nurse, licensed
9 practical nurse, or nurse-midwife under ch. 441, licensed as a dentist or dental
10 therapist under ch. 447, licensed as a pharmacist under ch. 450, licensed as a
11 veterinarian or certified as a veterinary technician under ch. 89, or certified as a
12 respiratory care practitioner under ch. 448.

13 **SECTION 2649.** 257.01 (5) (b) of the statutes is amended to read:

14 257.01 (5) (b) An individual who was at any time within the previous 10 years,
15 but is not currently, licensed as a physician, a physician assistant, or a podiatrist
16 under ch. 448, licensed as a registered nurse, licensed practical nurse or
17 nurse-midwife, under ch. 441, licensed as a dentist or dental therapist under ch. 447,
18 licensed as a pharmacist under ch. 450, licensed as a veterinarian or certified as a
19 veterinary technician under ch. 89, or certified as a respiratory care practitioner
20 under ch. 448, if the individual's license or certification was never revoked, limited,
21 suspended, or denied renewal.

22 **SECTION 2650.** 281.17 (8) (c) of the statutes is created to read:

23 281.17 (8) (c) If the department of health services recommends an enforcement
24 standard for a perfluoroalkyl or polyfluoroalkyl substance or a group or class of such
25 substances under s. 160.07, the department shall apply the standard as an interim

1 maximum contaminant level for public water systems, water suppliers, and
2 laboratories certified to analyze drinking water, in accordance with rules
3 promulgated by the department, unless emergency or permanent rules that
4 establish maximum contaminant levels for that substance are in effect.

5 **SECTION 2651.** 281.34 (3) (a) of the statutes is amended to read:

6 281.34 (3) (a) An owner shall notify the department of the location of a well that
7 is not a high capacity well before construction of the well begins. An owner notifying
8 the department under this subsection shall pay a fee of ~~\$50~~ \$70.

9 **SECTION 2652.** 281.34 (5e) of the statutes is created to read:

10 281.34 (5e) WELL CONSTRUCTION VARIANCES. The department shall collect a fee
11 of \$100 from an owner requesting a variance from the requirements of well
12 construction rules promulgated by the department.

13 **SECTION 2653.** 281.57 (7) (c) 1. of the statutes, as affected by 2017 Wisconsin
14 Act 59, is amended to read:

15 281.57 (7) (c) 1. Metropolitan sewerage districts that serve 1st class cities are
16 limited in each fiscal year to receiving total grant awards not to exceed 33 percent
17 of the sum of the amounts in the schedule for that fiscal year for the appropriation
18 under s. 20.165 (2) (kf) and the amount authorized under sub. (10) for that fiscal year
19 plus the unencumbered balance at the end of the preceding fiscal year for the amount
20 authorized under sub. (10). This subdivision is not applicable to grant awards
21 provided during fiscal years 1985-86, 1986-87, 1988-89 and 1989-90.

22 **SECTION 2654.** 281.58 (8m) of the statutes is repealed.

23 **SECTION 2655.** 281.58 (9) (a) of the statutes is amended to read:

24 281.58 (9) (a) After the department approves a municipality's facility plan
25 submitted under sub. (8s), the municipality shall submit an application for

1 participation to the department. The application shall be in such form and include
2 such information as the department and the department of administration prescribe
3 and shall include design plans and specifications. The department shall review
4 applications for participation in the clean water fund program. The department
5 shall determine which applications meet the eligibility requirements and criteria
6 under subs. (6), (7), (8), ~~(8m)~~ and (13).

7 **SECTION 2656.** 281.58 (9m) (a) 1. of the statutes is amended to read:

8 281.58 **(9m)** (a) 1. The department determines that the project meets the
9 eligibility requirements and criteria under subs. (7), (8), ~~(8m)~~ and (8s).

10 **SECTION 2657.** 281.59 (1) (as) of the statutes is repealed.

11 **SECTION 2658.** 281.59 (2) (a) of the statutes is amended to read:

12 281.59 **(2)** (a) Administer its responsibilities under this section and ss. 281.58,
13 ~~281.60~~ and 281.61 and s. 281.60, 2019 stats.

14 **SECTION 2659.** 281.59 (2) (b) of the statutes is amended to read:

15 281.59 **(2)** (b) Cooperate with the department in administering the clean water
16 fund program, and the safe drinking water loan program ~~and the land recycling loan~~
17 ~~program~~ and in servicing any outstanding loans made under s. 281.60, 2019 stats.

18 **SECTION 2660.** 281.59 (3) (a) 1. of the statutes is amended to read:

19 281.59 **(3)** (a) 1. An estimate of the wastewater treatment, and safe drinking
20 water ~~and land recycling~~ project needs of the state for the 4 fiscal years of the next
21 2 biennia.

22 **SECTION 2661.** 281.59 (3) (a) 5. of the statutes is amended to read:

23 281.59 **(3)** (a) 5. The most recent available audited financial statements of the
24 past operations and activities of the clean water fund program, and the safe drinking
25 water loan program ~~and the land recycling loan program~~, the estimated

1 environmental improvement fund capital available in each of the next 4 fiscal years
2 for the clean water fund program and the safe drinking water loan program, and the
3 projected environmental improvement fund balance for the clean water fund
4 program and the safe drinking water loan program for each of the next 20 years given
5 existing obligations and financial conditions.

6 **SECTION 2662.** 281.59 (3) (j) of the statutes is amended to read:

7 281.59 (3) (j) No later than November 1 of each odd-numbered year, the
8 department of administration and the department jointly shall submit a report, to
9 the building commission and committees as required under par. (bm), on the
10 operations and activities of the clean water fund program, and the safe drinking
11 water loan program ~~and the land recycling loan program~~ for the previous biennium.

12 **SECTION 2663.** 281.59 (4) (f) of the statutes is amended to read:

13 281.59 (4) (f) Revenue obligations may be contracted by the building
14 commission when it reasonably appears to the building commission that all
15 obligations incurred under this subsection, and all payments under an agreement or
16 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue
17 obligations issued under this subsection, can be fully paid on a timely basis from
18 moneys received or anticipated to be received. Revenue obligations issued under this
19 subsection for the clean water fund program and safe drinking water loan program
20 shall not exceed ~~\$2,526,700,000~~ \$2,911,700,000 in principal amount, excluding
21 obligations issued to refund outstanding revenue obligation notes.

22 **SECTION 2664.** 281.59 (9) (a) of the statutes is repealed.

23 **SECTION 2665.** 281.59 (9) (am) of the statutes is amended to read:

24 281.59 (9) (am) The department of administration, in consultation with the
25 department, may establish those terms and conditions of a financial assistance

1 agreement that relate to its financial management, including what type of municipal
2 obligation, as set forth under sub. (13f), if applicable, is required for the repayment
3 of the financial assistance. Any terms and conditions established under this
4 paragraph by the department of administration shall comply with the requirements
5 of this section and s. 281.58, ~~281.60~~ or 281.61. In setting the terms and conditions,
6 the department of administration may consider factors that the department of
7 administration finds are relevant, including the type of obligation evidencing the
8 loan, the pledge of security for the obligation and the applicant's creditworthiness.

9 **SECTION 2666.** 281.59 (9) (b) (intro.) of the statutes is amended to read:

10 281.59 (9) (b) (intro.) As a condition of receiving financial assistance under the
11 clean water fund program, or the safe drinking water loan program ~~or the land~~
12 ~~recycling loan program~~, an applicant shall do all of the following:

13 **SECTION 2667.** 281.59 (9) (b) 1. of the statutes is amended to read:

14 281.59 (9) (b) 1. Pledge the security, if any, required by the rules promulgated
15 by the department of administration under this section and s. 281.58, ~~281.60~~ or
16 281.61.

17 **SECTION 2668.** 281.59 (11) (a) of the statutes is amended to read:

18 281.59 (11) (a) The department of natural resources and the department of
19 administration may enter into a financial assistance agreement with an applicant
20 for which the department of administration has allocated financial assistance under
21 s. 281.58 (9m), ~~281.60 (8)~~ or 281.61 (8) if the applicant meets the conditions under
22 sub. (9) and the other requirements under this section and s. 281.58, ~~281.60~~ or
23 281.61.

24 **SECTION 2669.** 281.59 (11) (b) of the statutes is amended to read:

1 281.59 (11) (b) If a municipality fails to make a principal repayment or interest
2 payment after its due date, the department of administration shall place on file a
3 certified statement of all amounts due under this section and s. 281.58, ~~281.60~~ or
4 281.61 or s. 281.60, 2019 stats. After consulting the department, the department of
5 administration may collect all amounts due by deducting those amounts from any
6 state payments due the municipality or may add a special charge to the amount of
7 taxes apportioned to and levied upon the county under s. 70.60. If the department
8 of administration collects amounts due, it shall remit those amounts to the fund to
9 which they are due and notify the department of that action.

10 **SECTION 2670.** 281.59 (11) (c) of the statutes is amended to read:

11 281.59 (11) (c) The department of administration may retain the last payment
12 under a financial assistance agreement until the department of natural resources
13 and the department of administration determine that the project is completed and
14 meets the applicable requirements of this section and s. 281.58, ~~281.60~~ or 281.61 or
15 s. 281.60, 2019 stats., and that the conditions of the financial assistance agreement
16 are met.

17 **SECTION 2671.** 281.59 (13s) of the statutes is amended to read:

18 281.59 (13s) POWERS. The department of administration may audit, or contract
19 for audits of, projects receiving financial assistance under the clean water fund
20 program, or the safe drinking water loan program ~~and the land recycling loan~~
21 ~~program~~ or projects that received loans under s. 281.60, 2019 stats.

22 **SECTION 2672.** 281.59 (14) of the statutes is amended to read:

23 281.59 (14) RULES. The department of administration shall promulgate rules
24 that are necessary for the proper execution of this section and of its responsibilities
25 under ss. 281.58, ~~281.60~~ and 281.61 and s. 281.60, 2019 stats.

1 **SECTION 2673.** 281.60 of the statutes is repealed.

2 **SECTION 2674.** 281.605 of the statutes is created to read:

3 **281.605 Outstanding loans under the former land recycling loan**
4 **program.** Section 281.60 (8m), 2019 stats., s. 281.60 (11), 2019 stats., s. 281.60
5 (11m), 2019 stats., s. 281.60 (13) (c), 2019 stats., s. 281.60 (13) (d), 2019 stats., s.
6 281.60 (13) (f), 2019 stats., and s. 281.60 (13) (h), 2019 stats., shall continue to apply
7 to any outstanding loans made under the former land recycling loan program under
8 s. 281.60, 2019 stats.

9 **SECTION 2675.** 281.61 (3) of the statutes is repealed.

10 **SECTION 2676.** 281.61 (4) of the statutes is amended to read:

11 281.61 (4) ENGINEERING REPORT. A The department may require a local
12 governmental unit or private owner of a community water system that serves a local
13 governmental unit seeking financial assistance for a project under this section shall
14 to submit an engineering report, as required by the department by rule. If an
15 engineering report is required by the department, the local governmental unit or
16 private owner of a community water system shall submit the engineering report
17 prior to or concurrent with the submission of the application for financial assistance.

18 **SECTION 2677.** 281.61 (5) (a) of the statutes is amended to read:

19 281.61 (5) (a) ~~After the department approves an engineering report submitted~~
20 ~~under sub. (4), the~~ A local governmental unit or private owner of a community water
21 system that serves a local governmental unit shall submit an application for safe
22 drinking water financial assistance and an engineering report, if required, to the
23 department. The applicant department shall submit the application on or before the
24 June 30 preceding the beginning of the fiscal year in which the applicant wishes to
25 receive the financial assistance, except that if funds are available in a fiscal year

1 ~~after funding has been allocated under sub. (8) for all approved applications~~
2 ~~submitted before the June 30 preceding that fiscal year, the department of~~
3 ~~administration may allocate funding for approved applications submitted after June~~
4 ~~30~~ at least annually provide application submittal instructions to applicants,
5 including a deadline for submitting applications, if any. The application shall be in
6 the form and include the information required by the department and the
7 department of administration and shall include plans and specifications that are
8 approvable by the department under this section. An applicant may not submit more
9 than one application per project per year.

10 **SECTION 2678.** 281.61 (8) (b) of the statutes is created to read:

11 281.61 (8) (b) The department of administration shall allocate the amount
12 appropriated under s. 20.320 (2) (a) to projects involving forgivable loans to private
13 users of public water systems to cover not more than 50 percent of the cost to replace
14 lead service lines.

15 **SECTION 2679.** 281.61 (10) of the statutes is repealed.

16 **SECTION 2680.** 281.75 (1) (b) (intro.), 1. and 2. of the statutes are amended to
17 read:

18 281.75 (1) (b) (intro.) “Contaminated well” or “contaminated private water
19 supply” means a well or private water supply which does any of the following:

20 1. Produces water containing one or more substances of public health concern
21 in excess of a primary maximum contaminant level promulgated in the national
22 drinking water standards in 40 CFR 141 and 143;

23 2. Produces water containing one or more substances of public health concern
24 in excess of an enforcement standard under ch. 160; or

25 **SECTION 2681.** 281.75 (1) (b) 4. of the statutes is created to read:

1 281.75 (1) (b) 4. Produces water containing at least 10 parts per billion of
2 arsenic or at least 10 parts per million of nitrate nitrogen.

3 **SECTION 2682.** 281.75 (4m) (a) of the statutes is amended to read:

4 281.75 (4m) (a) In order to be eligible for an award under this section, the
5 annual family income of the landowner or lessee of property on which is located a
6 contaminated water supply or a well subject to abandonment may not exceed \$65,000
7 \$100,000.

8 **SECTION 2683.** 281.75 (5) (f) of the statutes is amended to read:

9 281.75 (5) (f) The Except as provided in par. (g), the department shall allocate
10 money for the payment of claims according to the order in which completed claims
11 are received. The department may conditionally approve a completed claim even if
12 the appropriation under s. 20.370 (6) (cr) is insufficient to pay the claim. The
13 department shall allocate money for the payment of a claim which is conditionally
14 approved as soon as funds become available.

15 **SECTION 2684.** 281.75 (5) (g) of the statutes is created to read:

16 281.75 (5) (g) If the appropriation under s. 20.370 (6) (cr) is insufficient to pay
17 claims, the department may, for claims based on nitrate levels, allocate money for the
18 payment of those claims in the following order of priority:

19 1. Claims based on water containing more than 40 parts per million of nitrate
20 nitrogen.

21 2. Claims based on water containing more than 30 but not more than 40 parts
22 per million of nitrate nitrogen.

23 3. Claims based on water containing more than 25 but not more than 30 parts
24 per million of nitrate nitrogen.

1 4. Claims based on water containing more than 20 but not more than 25 parts
2 per million of nitrate nitrogen.

3 5. Claims based on water containing more than 10 but not more than 20 parts
4 per million of nitrate nitrogen.

5 **SECTION 2685.** 281.75 (7) (a) of the statutes is amended to read:

6 281.75 (7) (a) If the department finds that the claimant meets all the
7 requirements of this section and rules promulgated under this section and that the
8 private water supply is contaminated or that the well is a well subject to
9 abandonment, the department shall issue an award. The Except as provided under
10 par. (am), the award may not pay more than 75 percent of the eligible costs. The
11 award may not pay any portion of eligible costs in excess of \$16,000.

12 **SECTION 2686.** 281.75 (7) (am) of the statutes is created to read:

13 281.75 (7) (am) An award under this subsection may pay up to 100 percent of
14 the eligible costs if the annual family income of the claimant is below the median
15 family income for the state, as determined by U.S. bureau of the census.

16 **SECTION 2687.** 281.75 (7) (b) of the statutes is repealed.

17 **SECTION 2688.** 281.75 (9) of the statutes is repealed.

18 **SECTION 2689.** 283.31 (8) of the statutes is amended to read:

19 283.31 (8) A person applying for a new permit under this section for a
20 concentrated animal feeding operation shall pay to the department an application
21 fee of \$3,270, which shall be credited to the appropriation account under s. 20.370
22 (9) (ag). The holder of a permit under this section for a concentrated animal feeding
23 operation shall annually pay to the department a fee of ~~\$345~~ \$545, which shall be
24 credited to the appropriation account under s. 20.370 (9) (ag). The department shall
25 annually submit a report to the joint committee on finance and, under s. 13.172 (3),

1 to the standing committees of the legislature with jurisdiction over agricultural and
2 environmental matters describing the use of the moneys credited to the
3 appropriation account under s. 20.370 (9) (ag) under this subsection and the use of
4 the moneys appropriated under s. 20.370 (9) (ap).

5 **SECTION 2690.** 285.27 (2) (bm) of the statutes is created to read:

6 285.27 (2) (bm) *Standards for PFAS.* Emission standards for known
7 perfluoroalkyl or polyfluoroalkyl substances are needed to provide adequate
8 protection for public health and welfare under par. (b). The department shall
9 promulgate emission standards for any known perfluoroalkyl or polyfluoroalkyl
10 substances to provide adequate protection for public health and welfare, taking into
11 account energy, economic, and environmental impacts and other costs related to the
12 emission source.

13 **SECTION 2691.** 287.16 of the statutes is created to read:

14 **287.16 Auxiliary containers.** (1) The department may grant a political
15 subdivision, as defined in s. 66.0419 (1) (b), upon application, an exemption from the
16 requirements of s. 66.0419 (2) with regard to a specific type of container if all of the
17 following apply:

18 (a) The political subdivision describes in the application the type of container
19 to which the proposed exemption would apply.

20 (b) The political subdivision demonstrates that it cannot sell the type of
21 container at a price that exceeds the recycling processing costs of the container.

22 (2) The department shall specify the period of an exemption under this section.
23 The period may not exceed 2 years.

24 **SECTION 2692.** 287.17 (10) (fm) of the statutes is created to read:

1 287.17 (10) (fm) *Rural electronics recycling grants.* The department shall
2 administer a program to provide grants from the appropriation under s. 20.370 (4)
3 (hr), if sufficient program revenue is available, to expand electronics recycling and
4 recovery programs in rural counties of the state. Grants under this program may be
5 provided to local units of government, businesses, and nonprofit entities for the
6 purpose of hosting a collection site or collection event, or series of collection sites or
7 collection events, in rural counties of the state.

8 **SECTION 2693.** 289.33 (3) (d) of the statutes is amended to read:

9 289.33 (3) (d) “Local approval” includes any requirement for a permit, license,
10 authorization, approval, variance or exception or any restriction, condition of
11 approval or other restriction, regulation, requirement or prohibition imposed by a
12 charter ordinance, general ordinance, zoning ordinance, resolution or regulation by
13 a town, city, village, county or special purpose district, including without limitation
14 because of enumeration any ordinance, resolution or regulation adopted under s.
15 91.73, 2007 stats., s. 59.03 (2), 59.11 (5), 59.42 (1), 59.48, 59.51 (1) and (2), 59.52 (2),
16 (5), (6), (7), (8), (9), (11), (12), (13), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24),
17 (25), (26) and (27), 59.53 (1), (2), (3), (4), (5), (7), (8), (9), (11), (12), (13), (14), (15), (19),
18 (20) and (23), 59.535 (2), (3) and (4), 59.54 (1), (2), (3), (4), (4m), (5), (6), (7), (8), (10),
19 (11), (12), (16), (17), (18), (19), (20), (21), (22), (23), (24), (25) (a), and (26), 59.55 (3),
20 (4), (5) and (6), 59.56 (1), (2), (4), (5), (6), (7), (9), (10), (11), (12), (12m), (13) and (16),
21 59.57 (1), 59.58 (1) and (5), 59.62, 59.69, 59.692, 59.693, 59.696, 59.697, 59.698, 59.70
22 (1), (2), (3), (5), (7), (8), (9), (10), (11), (21), (22) and (23), 59.79 (1), (2), (3), (5), (7), (8),
23 and (10), 59.792 (2) and (3), 59.80, 59.82, 60.10, 60.22, 60.23, 60.54, 60.77, 61.34,
24 61.35, 61.351, 61.353, 61.354, 62.11, 62.23, 62.231, 62.233, 62.234, 66.0101, 66.0415,

1 87.30, 196.58, 200.11 (8), 236.45, 281.43 or 349.16, subch. VIII of ch. 60, or subch. III
2 of ch. 91.

3 **SECTION 2694.** 289.63 (6) (d) 1. (intro.) of the statutes is amended to read:

4 289.63 (6) (d) 1. (intro.) In this paragraph, “qualified materials ~~recovery~~
5 facility” means one of the following:

6 **SECTION 2695.** 289.63 (6) (d) 1. c. of the statutes is created to read:

7 289.63 (6) (d) 1. c. A facility that is in operation on the effective date of this subd.
8 1. c. [LRB inserts date], at which solid waste is incinerated for the purpose of
9 energy recovery, if the facility is licensed as a municipal solid waste combustor; the
10 approved plan of operation for the facility requires the reporting of the weight of
11 material coming into the facility, the weight of material rejected by the facility and
12 where it was sent, and the weight of residue produced and where it was sent; and the
13 facility is in compliance with its approved plan of operation.

14 **SECTION 2696.** 289.63 (6) (d) 2. a. of the statutes is amended to read:

15 289.63 (6) (d) 2. a. For a qualified ~~materials recovery~~ facility described in subd.
16 1. a., an amount equal to the weight of the residue generated by the qualified
17 ~~materials recovery~~ facility or 10 percent of the total weight of material accepted by
18 the qualified ~~materials recovery~~ facility, whichever is less.

19 **SECTION 2697.** 289.63 (6) (d) 2. b. of the statutes is amended to read:

20 289.63 (6) (d) 2. b. For a qualified ~~materials recovery~~ facility described in subd.
21 1. b. or c., an amount equal to the weight of the residue generated by the qualified
22 ~~materials recovery~~ facility or 30 percent of the total weight of material accepted by
23 the qualified ~~materials recovery~~ facility, whichever is less. This exemption does not
24 apply to ash residue generated by a qualified facility described in subd. 1. c.

25 **SECTION 2698.** 289.63 (6) (d) 3. a. of the statutes is amended to read:

1 289.63 (6) (d) 3. a. The department may require an operator that claims the
2 exemption under this paragraph to certify that the operator’s facility satisfies the
3 criteria in subd. 1. a. ~~or~~ b., or c. and to report the weight of the residue for which the
4 operator does not pay the groundwater and well compensation fees and any other
5 information needed to determine eligibility for the exemption.

6 **SECTION 2699.** 289.64 (4) (d) 1. (intro.) of the statutes is amended to read:

7 289.64 (4) (d) 1. (intro.) In this paragraph, “qualified ~~materials recovery~~
8 facility” means one of the following:

9 **SECTION 2700.** 289.64 (4) (d) 1. c. of the statutes is created to read:

10 289.64 (4) (d) 1. c. A facility that is in operation on the effective date of this subd.
11 1. c. [LRB inserts date], at which solid waste is incinerated for the purpose of
12 energy recovery, if the facility is licensed as a municipal solid waste combustor; the
13 approved plan of operation for the facility requires the reporting of the weight of
14 material coming into the facility, the weight of material rejected by the facility and
15 where it was sent, and the weight of residue produced and where it was sent; and the
16 facility is in compliance with its approved plan of operation.

17 **SECTION 2701.** 289.64 (4) (d) 2. a. of the statutes is amended to read:

18 289.64 (4) (d) 2. a. For a qualified ~~materials recovery~~ facility described in subd.
19 1. a., an amount equal to the weight of the residue generated by the qualified
20 ~~materials recovery~~ facility or 10 percent of the total weight of material accepted by
21 the qualified ~~materials recovery~~ facility, whichever is less.

22 **SECTION 2702.** 289.64 (4) (d) 2. b. of the statutes is amended to read:

23 289.64 (4) (d) 2. b. For a qualified ~~materials recovery~~ facility described in subd.
24 1. b. or c., an amount equal to the weight of the residue generated by the qualified
25 ~~materials recovery~~ facility or 30 percent of the total weight of material accepted by

1 the qualified materials recovery facility, whichever is less. This exemption does not
2 apply to ash residue generated by a qualified facility described in subd. 1. c.

3 **SECTION 2703.** 289.64 (4) (d) 3. a. of the statutes is amended to read:

4 289.64 (4) (d) 3. a. The department may require an operator that claims the
5 exemption under this paragraph to certify that the operator's facility satisfies the
6 criteria in subd. 1. a. ~~or~~ b., or c. and to report the weight of the residue for which the
7 operator does not pay the solid waste facility siting board fee and any other
8 information needed to determine eligibility for the exemption.

9 **SECTION 2704.** 289.645 (4) (h) 1. (intro.) of the statutes is amended to read:

10 289.645 (4) (h) 1. (intro.) In this paragraph, "qualified materials recovery
11 facility" means one of the following:

12 **SECTION 2705.** 289.645 (4) (h) 1. c. of the statutes is created to read:

13 289.645 (4) (h) 1. c. A facility that is in operation on the effective date of this
14 subd. 1. c. [LRB inserts date], at which solid waste is incinerated for the purpose
15 of energy recovery, if the facility is licensed as a municipal solid waste combustor; the
16 approved plan of operation for the facility requires the reporting of the weight of
17 material coming into the facility, the weight of material rejected by the facility and
18 where it was sent, and the weight of residue produced and where it was sent; and the
19 facility is in compliance with its approved plan of operation.

20 **SECTION 2706.** 289.645 (4) (h) 2. a. of the statutes is amended to read:

21 289.645 (4) (h) 2. a. For a qualified materials recovery facility described in
22 subd. 1. a., an amount equal to the weight of the residue generated by the qualified
23 materials recovery facility or 10 percent of the total weight of material accepted by
24 the qualified materials recovery facility, whichever is less.

25 **SECTION 2707.** 289.645 (4) (h) 2. b. of the statutes is amended to read:

1 289.645 (4) (h) 2. b. For a qualified ~~materials recovery~~ facility described in
2 subd. 1. b. or c., an amount equal to the weight of the residue generated by the
3 qualified ~~materials recovery~~ facility or 30 percent of the total weight of material
4 accepted by the qualified ~~materials recovery~~ facility, whichever is less. This
5 exemption does not apply to ash residue generated by a qualified facility described
6 in subd. 1. c.

7 **SECTION 2708.** 289.645 (4) (h) 3. a. of the statutes is amended to read:

8 289.645 (4) (h) 3. a. The department may require an operator that claims the
9 exemption under this paragraph to certify that the operator's facility satisfies the
10 criteria in subd. 1. a. ~~or~~ b., or c. and to report the weight of the residue for which the
11 operator does not pay the recycling fee and any other information needed to
12 determine eligibility for the exemption.

13 **SECTION 2709.** 289.67 (1) (fj) 1. (intro.) of the statutes is amended to read:

14 289.67 (1) (fj) 1. (intro.) In this paragraph, "qualified ~~materials recovery~~
15 facility" means one of the following:

16 **SECTION 2710.** 289.67 (1) (fj) 1. c. of the statutes is created to read:

17 289.67 (1) (fj) 1. c. A facility that is in operation on the effective date of this subd.
18 1. c. [LRB inserts date], at which solid waste is incinerated for the purpose of
19 energy recovery, if the facility is licensed as a municipal solid waste combustor; the
20 approved plan of operation for the facility requires the reporting of the weight of
21 material coming into the facility, the weight of material rejected by the facility and
22 where it was sent, and the weight of residue produced and where it was sent; and the
23 facility is in compliance with its approved plan of operation.

24 **SECTION 2711.** 289.67 (1) (fj) 2. a. of the statutes is amended to read:

1 289.67 (1) (fj) 2. a. For a qualified ~~materials recovery~~ facility described in subd.
2 1. a., an amount equal to the weight of the residue generated by the qualified
3 ~~materials recovery~~ facility or 10 percent of the total weight of material accepted by
4 the qualified ~~materials recovery~~ facility, whichever is less.

5 **SECTION 2712.** 289.67 (1) (fj) 2. b. of the statutes is amended to read:

6 289.67 (1) (fj) 2. b. For a qualified ~~materials recovery~~ facility described in subd.
7 1. b. or c., an amount equal to the weight of the residue generated by the qualified
8 ~~materials recovery~~ facility or 30 percent of the total weight of material accepted by
9 the qualified ~~materials recovery~~ facility, whichever is less. This exemption does not
10 apply to ash residue generated by a qualified facility described in subd. 1. c.

11 **SECTION 2713.** 289.67 (1) (fj) 3. a. of the statutes is amended to read:

12 289.67 (1) (fj) 3. a. The department may require an operator that claims the
13 exemption under this paragraph to certify that the operator's facility satisfies the
14 criteria in subd. 1. a. ~~or~~ b., or c. and to report the weight of the residue for which the
15 operator does not pay the environmental repair fee and any other information
16 needed to determine eligibility for the exemption.

17 **SECTION 2714.** 292.31 (1) (d) (intro.) of the statutes is amended to read:

18 292.31 (1) (d) *Access to information.* (intro.) Upon the request of any officer,
19 employee, or authorized representative of the department, any person who
20 generated, transported, treated, stored, or disposed of solid or hazardous waste
21 ~~which~~ that may have been disposed of at a site or facility under investigation by the
22 department and any person who generated solid or hazardous waste at a site or
23 facility under investigation by the department that was transported to, treated at,
24 stored at, or disposed of at another site, facility, or location shall provide the officer,

1 employee, or authorized representative access to any records or documents in that
2 person's custody, possession, or control which relate to:

3 **SECTION 2715.** 292.31 (1) (d) 1m. of the statutes is created to read:

4 292.31 (1) (d) 1m. The type and quantity of waste generated at the site or
5 facility that was transported to, treated at, stored at, or disposed of at another site,
6 facility, or location, and the dates and locations of these activities.

7 **SECTION 2716.** 292.66 of the statutes is created to read:

8 **292.66 PFAS municipal grant program. (1) DEFINITIONS.** In this section:

9 (a) "Class B fire fighting foam" has the meaning given in s. 299.48 (1) (a).

10 (b) "Municipality" means a city, village, town, county, utility district, lake
11 protection district, sewerage district, or municipal airport.

12 (c) "PFAS" means a perfluoroalkyl or polyfluoroalkyl substance.

13 **(2) FINANCIAL ASSISTANCE.** The department shall administer a program to
14 provide grants from the appropriation under s. 20.370 (6) (ed) to municipalities that
15 meet the requirements under sub. (3) for the purpose of conducting any of the eligible
16 activities under sub. (4).

17 **(3) ELIGIBILITY PREREQUISITES.** A grant may be awarded under sub. (2) only if
18 one of the following has occurred:

19 (a) The municipality tested or trained with a class B fire fighting foam that
20 contained intentionally added PFAS in accordance with applicable state and federal
21 law, or a 3rd party tested or trained with a class B fire fighting foam that contained
22 intentionally added PFAS within the boundaries of the municipality.

23 (b) The municipality applied biosolids to land under a permit issued by DNR
24 under s. 283.31.

1 (c) PFAS are impacting the municipality's drinking water supply or surface
2 water or groundwater within the municipality and the responsible party is unknown
3 or is unwilling or unable to take the necessary response actions.

4 **(4) ELIGIBLE ACTIVITIES.** The department may award a grant under sub. (2) for
5 any of the following activities:

6 (a) Investigating potential PFAS impacts to the air, land, or water at a site or
7 facility for the purpose of reducing or eliminating environmental contamination.

8 (b) Treating or disposing of PFAS-containing fire fighting foam containers from
9 a municipal site or facility.

10 (c) Sampling a private water supply within 3 miles of a site or facility known
11 to contain PFAS or to have caused a PFAS discharge.

12 (d) Providing a temporary emergency water supply, a water treatment system,
13 or bulk water to replace water contaminated with PFAS.

14 (e) Conducting emergency, interim, or remedial actions to mitigate, treat,
15 dispose of, or remove PFAS contamination to the air, land, or waters of the state.

16 (f) Removing or treating PFAS in a public water system using the most
17 cost-effective method to provide safe drinking water in areas where PFAS levels
18 exceed the maximum contaminant level for PFAS under ch. 281 or an enforcement
19 standard for PFAS under ch. 160 or where the state has issued a health advisory for
20 PFAS.

21 **(5) APPLICATION.** A municipality shall apply for a grant on a form prescribed
22 by the department and shall include any information that the department finds
23 necessary to determine the eligibility of the project, identify the funding requested,
24 determine the priority of the project, and calculate the amount of a grant.

1 **(6) EVALUATION CRITERIA.** The department, in awarding grants under this
2 section, shall consider all of the following criteria:

3 (a) The municipality's demonstrated commitment to performing and
4 completing eligible activities, including the municipality's financial commitment
5 and ability to successfully administer grants.

6 (b) The degree to which the project will have a positive impact on public health
7 and the environment.

8 (c) Other criteria that the department finds necessary to prioritize the funds
9 available for awarding grants.

10 **(7) MATCHING FUNDS.** The department may not distribute a grant under this
11 section unless the applicant contributes matching funds equal to at least 20 percent
12 of the amount of the grant. Matching funds may be in the form of cash, in-kind
13 contributions, or both.

14 **SECTION 2717.** 292.74 of the statutes is created to read:

15 **292.74 Financial responsibility for PFAS.** The department may, if it
16 determines doing so is necessary to protect human health or the environment,
17 require a person who possesses or controls a perfluoroalkyl or polyfluoroalkyl
18 substance to provide proof of financial responsibility for conducting emergency
19 response actions, remedial actions, environmental repair, and long-term care to
20 address contamination by a potential discharge of perfluoroalkyl or polyfluoroalkyl
21 substances or environmental pollution that may be caused by a discharge of such
22 substances. The department shall establish, by rule, the procedure for determining
23 whether requiring a proof of financial responsibility is necessary to protect human
24 health or the environment, and may establish requirements for types of financial
25 responsibility, methods for calculating amounts of financial responsibility, access

1 and default, bankruptcy notifications, and any other requirements the department
2 determines are necessary under this section. The proof of financial responsibility
3 required under this section shall be in addition to any other proof of financial
4 responsibility or financial assurance required under this chapter. This section does
5 not apply to a municipality, fire department, fire district, water utility, wastewater
6 utility, or the state. This section also does not apply to a person who owns an
7 agricultural site at which biosolids received from a municipality are spread on land,
8 if the application is done in accordance with a pollution discharge elimination system
9 permit issued under ch. 283 and only while the site remains under agricultural use.

10 **SECTION 2718.** 299.15 (2m) of the statutes is created to read:

11 299.15 (2m) The department shall consider all known perfluoroalkyl or
12 polyfluoroalkyl substances to be air contaminants for purposes of sub. (2) (a) 2. The
13 reporting level for these substances is zero pounds per year.

14 **SECTION 2719.** 299.44 of the statutes is created to read:

15 **299.44 Sale and use of coal tar sealants. (1) DEFINITIONS.** In this section:

16 (a) “Coal tar sealant product” means a surface applied sealing product
17 containing coal tar, coal tar pitch, coal tar pitch volatiles, or any variation assigned
18 the Chemical Abstracts Service (CAS) number 65996-93-2, 65996-89-6, or
19 8007-45-2.

20 (b) “High PAH sealant product” means a surface applied sealant product that
21 contains more than 0.1 percent polycyclic aromatic hydrocarbons by weight.

22 **(2) PROHIBITIONS.** (a) Beginning January 1, 2022, no person may sell or offer
23 for sale a coal tar sealant product or high PAH sealant product, except as provided
24 in sub. (3).

1 (b) Beginning July 1, 2022, no person may apply a coal tar sealant product or
2 high PAH sealant product, except as provided in sub. (3).

3 **(3) EXEMPTIONS.** The department may grant an exemption to the prohibitions
4 under sub. (2) to any of the following upon written request:

5 (a) A person who is researching the effects of a coal tar sealant product or high
6 PAH sealant product on the environment.

7 (b) A person who is developing an alternative technology if the use of a coal tar
8 sealant product or high PAH sealant product is required for research or development.

9 **SECTION 2720.** 301.01 (1n) of the statutes is amended to read:

10 301.01 **(1n)** “Juvenile correctional services” means services provided for a
11 juvenile who is under the supervision of the department of corrections under s.
12 938.183, 938.34 (2), ~~(4h)~~, (4m), (4n), or (7g), or 938.357 (3) or (4).

13 **SECTION 2721.** 301.01 (1n) of the statutes, as affected by 2019 Wisconsin Act
14 8 and 2021 Wisconsin Act ... (this act), is repealed and recreated to read:

15 301.01 **(1n)** “Juvenile correctional services” means services provided for a
16 juvenile who is under the supervision of the department of corrections under s.
17 938.183, 938.34 (4m), or (7g), or 938.357 (3) or (4).

18 **SECTION 2722.** 301.01 (1s) of the statutes is created to read:

19 301.01 **(1s)** “Mendota juvenile treatment center” means the center established
20 and operated by the department of health services under s. 46.057.

21 **SECTION 2723.** 301.025 of the statutes is amended to read:

22 **301.025 Division of juvenile corrections.** The division of juvenile
23 corrections shall exercise the powers and perform the duties of the department that
24 relate to juvenile correctional services and institutions, juvenile offender review,

1 community supervision under s. 938.533, 2019 stats., and the serious juvenile
2 offender program under s. 938.538.

3 **SECTION 2724.** 301.03 (6s) of the statutes is created to read:

4 301.03 (6s) No later than June 15 each year, submit the following reports to
5 the governor, the chief clerk of each house of the legislature for distribution to the
6 appropriate standing committees under s. 13.172 (3), and the director of state courts:

7 (a) A report on revocation of probation, parole, and extended supervision. The
8 report shall include the rate of recidivism, as defined in s. 302.05 (4) (a), among
9 probationers, parolees, and persons on extended supervision by region and
10 demographics, including the level of the recidivism event, the number of and reason
11 for revocations of probation, parole, and extended supervision by region and
12 demographics, the number and lengths of short-term sanctions imposed under s.
13 302.115, and an accounting of the cost savings for the preceding 12-month period
14 that resulted from the use of short-term sanctions in lieu of revocations.

15 (b) A report on the earned compliance credit provided under s. 973.156 and
16 early discharge from extended supervision under s. 973.01 (5m) in the 12 months
17 preceding the report. The report shall include the demographics of individuals who
18 received the earned compliance credit or were discharged early by region and
19 demographics and the rate of recidivism, as defined in s. 302.05 (4) (a), among those
20 individuals, and an accounting of the cost savings from reduced days of incarceration
21 or reduced days of parole or extended supervision that resulted from the earned
22 compliance credit under s. 973.156 or early discharge under s. 973.01 (5m).

23 **SECTION 2725.** 301.03 (10) (d) of the statutes is amended to read:

24 301.03 (10) (d) Administer the office of juvenile offender review in the division
25 of juvenile corrections in the department. The office shall be responsible for decisions

1 regarding case planning and the release of juvenile offenders who are under the
2 supervision of the department from juvenile correctional facilities or secured
3 residential care centers for children and youth to aftercare or community supervision
4 placements and for the release of individuals subject to an extended juvenile
5 disposition imposed under ss. 938.34 (4p) and 938.369. The department shall
6 promulgate rules establishing the process and release criteria for individuals subject
7 to an extended juvenile disposition.

8 **SECTION 2726.** 301.03 (12m) of the statutes is created to read:

9 301.03 (12m) Cooperate and coordinate its activities with the University of
10 Wisconsin System to provide a baccalaureate degree program for prisoners.

11 **SECTION 2727.** 301.035 (2) of the statutes is amended to read:

12 301.035 (2) Assign hearing examiners from the division to preside over
13 hearings under ss. 302.11 (7), 302.113 (9), 302.114 (9), 302.115, 938.357 (5), 973.10
14 and 975.10 (2) and ch. 304.

15 **SECTION 2728.** 301.08 (1) (b) 3. of the statutes is amended to read:

16 301.08 (1) (b) 3. Contract with public, private, or voluntary agencies for the
17 supervision, maintenance, and operation of juvenile correctional facilities,
18 residential care centers for children and youth, as defined in s. 938.02 (15d), and
19 secured residential care centers for children and youth for the placement of juveniles
20 who have been convicted under s. 938.183 or adjudicated delinquent under s.
21 938.183, or 938.34 (4d), (4h), or (4m), or s. 938.34 (4d) or (4h), 2019 stats. The
22 department may designate a juvenile correctional facility or a residential care center
23 for children and youth contracted for under this subdivision as a Type 2 juvenile
24 correctional facility, as defined in s. 938.02 (20), 2019 stats., and may designate a
25 residential care center for children and youth contracted for under this subdivision

1 as a Type 2 residential care center for children and youth, as defined in s. 938.02
2 (19r), 2019 stats.

3 **SECTION 2729.** 301.12 (2) of the statutes is amended to read:

4 301.12 (2) Except as provided in subs. (2m) and (14) (b) and (c), any person,
5 including a person placed under s. 938.183, 938.32 (1) (bm) or (c), 938.34 ~~(4h)~~ or (4m),
6 or 938.357 (1), (2m), (4), or (5) (e), receiving care, maintenance, services, and supplies
7 provided by any institution in this state operated or contracted for by the
8 department, in which the state is chargeable with all or part of the person's care,
9 maintenance, services, and supplies, and the person's property and estate, including
10 the homestead, and the spouse of the person, and the spouse's property and estate,
11 including the homestead, and, in the case of a minor child, the parents of the person,
12 and their property and estates, including their homestead, and, in the case of a
13 foreign child described in s. 48.839 (1) who became dependent on public funds for his
14 or her primary support before an order granting his or her adoption, the resident of
15 this state appointed guardian of the child by a foreign court who brought the child
16 into this state for the purpose of adoption, and his or her property and estate,
17 including his or her homestead, shall be liable for the cost of the care, maintenance,
18 services, and supplies in accordance with the fee schedule established by the
19 department under s. 301.03 (18). If a spouse, ~~widow~~ surviving spouse, or minor, or
20 an incapacitated person, may be lawfully dependent upon the property for his or her
21 support, the court shall release all or such part of the property and estate from the
22 charges that may be necessary to provide for that person. The department shall
23 make every reasonable effort to notify the liable persons as soon as possible after the
24 beginning of the maintenance, but the notice or the receipt of the notice is not a
25 condition of liability.

1 **SECTION 2730.** 301.12 (2m) of the statutes is amended to read:

2 301.12 **(2m)** The liability specified in sub. (2) shall not apply to persons 17 and
3 ~~older~~ adults receiving care, maintenance, services, and supplies provided by prisons
4 named in s. 302.01.

5 **SECTION 2731.** 301.12 (14) (a) of the statutes is amended to read:

6 301.12 **(14)** (a) Except as provided in pars. (b) and (c), liability of a person
7 specified in sub. (2) or s. 301.03 (18) for care and maintenance of persons under 17
8 years of age minors in residential, nonmedical facilities such as group homes, foster
9 homes, residential care centers for children and youth, and juvenile correctional
10 institutions is determined in accordance with the cost-based fee established under
11 s. 301.03 (18). The department shall bill the liable person up to any amount of
12 liability not paid by an insurer under s. 632.89 (2) or (4m) or by other 3rd-party
13 benefits, subject to rules that include formulas governing ability to pay promulgated
14 by the department under s. 301.03 (18). Any liability of the resident not payable by
15 any other person terminates when the resident reaches age 17 becomes an adult,
16 unless the liable person has prevented payment by any act or omission.

17 **SECTION 2732.** 301.16 (1w) of the statutes is amended to read:

18 301.16 **(1w)** The department shall may establish one or more Type 1 juvenile
19 correctional facilities secured residential care centers for children and youth, as
20 enumerated in 2017 Wisconsin Act 185, section 110 (10) (a).

21 **SECTION 2733.** 301.16 (1x) of the statutes is amended to read:

22 301.16 **(1x)** Inmates from the Wisconsin state prisons may be transferred to the
23 institutions under this section, except that inmates may not be transferred to a Type
24 1 juvenile correctional facility secured residential care center for children and youth
25 established under sub. (1w) unless required under s. 973.013 (3m). Inmates

1 transferred under this subsection shall be subject to all laws pertaining to inmates
2 of other penal institutions of this state. Officers and employees of the institutions
3 shall be subject to the same laws as pertain to other penal institutions. Inmates shall
4 not be received on direct commitment from the courts.

5 **SECTION 2734.** 301.18 (1) (fm) of the statutes is amended to read:

6 301.18 (1) (fm) Provide the facilities necessary for each ~~Type 1 juvenile~~
7 ~~correctional facility~~ secured residential care center for children and youth
8 established under s. 301.16 (1w).

9 **SECTION 2735.** 301.20 of the statutes is amended to read:

10 **301.20 Training school for delinquent boys.** The department, with the
11 approval of the governor, may purchase or accept a gift of land for a suitable site for
12 an additional training school for delinquent boys and erect and equip such buildings
13 as it considers necessary at such time as funds may be allocated for that purpose by
14 the building commission. The training school or other additional facilities for
15 delinquent boys financed by the authorized 1965-67 building program shall be
16 located north of a line between La Crosse and Manitowoc. The department shall
17 operate and maintain the institution for the treatment of delinquent boys who are
18 placed under the supervision of the department under s. 938.34 ~~(4h)~~ or (4m). All laws
19 pertaining to the care of juveniles received under s. 938.34 shall apply. Officers and
20 employees of the institution are subject to the same laws as apply to other facilities
21 described in s. 938.52.

22 **SECTION 2736.** 301.26 (4) (b) of the statutes is amended to read:

23 301.26 (4) (b) Assessment of costs under par. (a) shall be made periodically on
24 the basis of the per person per day cost estimate specified in par. (d) ~~2, 3,~~ and 4.
25 Except as provided in pars. (bm), (c), and (cm), liability shall apply to county

1 departments under s. 46.215, 46.22, or 46.23 in the county of the court exercising
2 jurisdiction under ch. 938 for each person receiving services from the department of
3 corrections under s. 938.183 or 938.34 or the department of health services under s.
4 46.057 or 51.35 (3). Except as provided in pars. (bm), (c), and (cm), in multicounty
5 court jurisdictions, the county of residency within the jurisdiction shall be liable for
6 costs under this subsection. Assessment of costs under par. (a) shall also be made
7 according to the general placement type or level of care provided, as defined by the
8 department, and prorated according to the ratio of the amount designated under s.
9 48.526 (3) (c) to the total applicable estimated costs of care, services, and supplies
10 provided by the department of corrections under ss. 938.183 and 938.34 and the
11 department of health services under s. 46.057 or 51.35 (3).

12 **SECTION 2737.** 301.26 (4) (cm) 1. of the statutes is amended to read:

13 301.26 (4) (cm) 1. Notwithstanding pars. (a), (b), and (bm), the department
14 shall transfer funds from the appropriation under s. 20.410 (3) (cg) to the
15 appropriations under s. 20.410 (3) (hm), (ho), and (hr) for the purpose of reimbursing
16 juvenile correctional facilities, secured residential care centers for children and
17 youth, alternate care providers, and community supervision providers for costs
18 incurred beginning on July 1, 1996, for the care of any juvenile 14 years of age or over
19 who has been placed in a juvenile correctional facility based on a delinquent act that
20 is a violation of s. 943.23 (1m) or (1r), 1999 stats., s. 948.35, 1999 stats., or s. 948.36,
21 1999 stats., or s. 939.32 (1) (a), 940.03, 940.06, 940.21, 940.225 (1), 940.305, 940.31,
22 941.327 (2) (b) 4., 943.02, 943.10 (2), 943.23 (1g), 943.32 (2), 948.02 (1), 948.025 (1),
23 or 948.30 (2), that is a conspiracy to commit any of those violations, or that is an
24 attempted violation of s. 943.32 (2) and for the care of any juvenile ~~10~~ 12 years of age
25 or over who has been placed in a juvenile correctional facility or secured residential

1 care center for children and youth for attempting or committing a violation of s.
2 940.01 or for committing a violation of s. 940.02 or 940.05.

3 **SECTION 2738.** 301.26 (4) (cm) 3. of the statutes is amended to read:

4 301.26 (4) (cm) 3. The per person daily reimbursement rate for juvenile
5 correctional services under this paragraph shall be equal to the per person daily cost
6 assessment to counties under par. (d) 2., 3., and 4. for juvenile correctional services.

7 **SECTION 2739.** 301.26 (4) (cx) of the statutes is amended to read:

8 301.26 (4) (cx) If, notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and 20.903,
9 there is a deficit in the appropriation account under s. 20.410 (3) (hm) at the close
10 of a fiscal biennium, the ~~governor shall~~ secretary may, to address that deficit,
11 increase each of the rates specified under s. 301.26 (4) (d) 2. ~~and 3. for care in a Type~~
12 ~~1 juvenile correctional facility and for care for juveniles transferred from a~~
13 ~~correctional institution by \$6, in addition to any increase due to actual costs, in the~~
14 ~~executive budget bill for each fiscal biennium, until the deficit under s. 20.410 (3)~~
15 ~~(hm) is eliminated.~~

16 **SECTION 2740.** 301.26 (4) (d) 2. of the statutes is amended to read:

17 301.26 (4) (d) 2. ~~Beginning on July 1, 2019, and ending on June 30, 2020, The~~
18 ~~department shall specify~~ the per person daily cost assessment to counties shall be
19 \$532 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), and
20 \$532 for care for juveniles transferred from a juvenile correctional ~~institution~~ facility
21 under s. 51.35 (3). The department may specify the per person daily cost assessment
22 to counties at the same rate at which the department reimburses the department of
23 health services for the per person daily cost of providing services for juveniles placed
24 at the Mendota juvenile treatment center under s. 46.057 (2).

1 **SECTION 2741.** 301.26 (4) (d) 2. of the statutes, as affected by 2021 Wisconsin
2 Act (this act), is amended to read:

3 301.26 (4) (d) 2. The department shall specify the per person daily cost
4 assessment to counties for care in a ~~Type 1~~ juvenile correctional facility, ~~as defined~~
5 ~~in s. 938.02 (19)~~, and for care for juveniles transferred from a juvenile correctional
6 facility under s. 51.35 (3). The department may specify the per person daily cost
7 assessment to counties at the same rate at which the department reimburses the
8 department of health services for the per person daily cost of providing services for
9 juveniles placed at the Mendota juvenile treatment center under s. 46.057 (2).

10 **SECTION 2742.** 301.26 (4) (d) 3. of the statutes is repealed.

11 **SECTION 2743.** 301.26 (4) (d) 5. of the statutes is amended to read:

12 301.26 (4) (d) 5. The per person daily cost assessment to counties for
13 community supervision services under s. 938.533, 2019 stats., shall be an amount
14 determined by the department based on the cost of providing those services. In
15 determining that assessment, the department may establish multiple rates for
16 varying types and levels of service. The department shall calculate the amounts of
17 that assessment and, if applicable, those rates prior to the beginning of each fiscal
18 year and the secretary shall submit that proposed assessment and, if applicable,
19 those proposed rates to the cochairpersons of the joint committee on finance for
20 review of the committee. If the cochairpersons of the committee do not notify the
21 secretary that the committee has scheduled a meeting for the purpose of reviewing
22 that proposed assessment and, if applicable, those proposed rates within 14 working
23 days after the date of the secretary's submittal, the department may implement that
24 proposed assessment and those proposed rates. If, within 14 working days after the
25 date of the secretary's submittal, the cochairpersons of the committee notify the

1 secretary that the committee has scheduled a meeting for the purpose of reviewing
2 that proposed assessment and, if applicable, those proposed rates, the department
3 may implement that proposed assessment and those proposed rates only as approved
4 by the committee.

5 **SECTION 2744.** 301.26 (4) (eg) of the statutes is amended to read:

6 301.26 (4) (eg) For community supervision services under s. 938.533 (2), 2019
7 stats., all payments and deductions made under this subsection and uniform fee
8 collections under s. 301.03 (18) shall be credited to the appropriation account under
9 s. 20.410 (3) (hr).

10 **SECTION 2745.** 301.37 (title) of the statutes is amended to read:

11 **301.37** (title) ~~County buildings~~ **Building standards; establishment,**
12 **approval, inspection.**

13 **SECTION 2746.** 301.37 (1m) of the statutes is amended to read:

14 301.37 (1m) The rules promulgated by the department under sub. (1) shall
15 allow a secured residential care center for children and youth to use ~~less~~ the least
16 restrictive physical security barriers ~~than a Type 1 juvenile correctional facility~~
17 ~~while ensuring~~ necessary to ensure the safety of the public, staff, and youth. The
18 rules promulgated under sub. (1) shall allow a secured residential care center for
19 children and youth to be located in a portion of a juvenile detention facility ~~or a Type~~
20 ~~1 juvenile correctional facility~~. A secured residential care center for children and
21 youth that is located in a portion of a juvenile detention facility ~~or a Type 1 juvenile~~
22 ~~correctional facility~~ shall provide trauma-informed, evidence-based programming
23 and services as required by the department under s. 938.48 (16) (b).

24 **SECTION 2747.** 301.50 (1) of the statutes is amended to read:

1 301.50 (1) In this section, “substantial parental relationship” means the
2 acceptance and exercise of significant responsibility for the daily supervision,
3 education, protection, and care of the child. In evaluating whether an individual has
4 had a substantial parental relationship with the child, factors that may be
5 considered include, but are not limited to, whether the individual has expressed
6 concern for or interest in the support, care, or well-being of the child; whether the
7 individual has neglected or refused to provide care or support for the child; and
8 whether, with respect to an individual who is or may be ~~the father~~ a parent of the
9 child, the individual has expressed concern for or interest in the support, care, or
10 well-being of the ~~mother during her~~ parent who gave birth during pregnancy.

11 **SECTION 2748.** 302.05 (title) of the statutes is amended to read:

12 **302.05 (title) Wisconsin substance abuse earned release program.**

13 **SECTION 2749.** 302.05 (1) (am) (intro.) of the statutes is amended to read:

14 302.05 (1) (am) (intro.) The department of ~~corrections~~ and the department of
15 health services may designate a section of a mental health institute as a correctional
16 treatment facility for the treatment of substance abuse use disorder of inmates
17 transferred from Wisconsin state prisons. ~~This section shall be administered by the~~
18 ~~department of corrections and shall be known as the Wisconsin substance abuse~~
19 ~~program.~~ The department of ~~corrections~~ and the department of health services shall
20 ensure that the residents at the institution and the residents in the substance ~~abuse~~
21 use disorder program:

22 **SECTION 2750.** 302.05 (1) (b) of the statutes is amended to read:

23 302.05 (1) (b) The department of ~~corrections~~ and the department of health
24 services shall, at any correctional facility the departments determine is appropriate,

1 provide a substance abuse use disorder treatment program for inmates for the
2 purposes of the program described in sub. (3).

3 **SECTION 2751.** 302.05 (1) (c) of the statutes is created to read:

4 302.05 (1) (c) 1. In this paragraph, “vocational readiness training program”
5 means an educational, vocational, treatment, or other evidence-based training
6 program to reduce recidivism.

7 2. The department shall, at any correctional facility the department
8 determines is appropriate, provide vocational readiness training programs for the
9 purposes of the program described in sub. (3).

10 **SECTION 2752.** 302.05 (2) of the statutes is amended to read:

11 302.05 (2) Transfer to a correctional treatment facility for the treatment of
12 substance abuse use disorder shall be considered a transfer under s. 302.18.

13 **SECTION 2753.** 302.05 (3) (a) 2. of the statutes is amended to read:

14 302.05 (3) (a) 2. ~~If the inmate is serving a bifurcated sentence imposed under~~
15 ~~s. 973.01, the sentencing court decided under par. (e) or s. 973.01 (3g) The department~~
16 ~~determines that the inmate is eligible to participate in the earned release program~~
17 ~~described in this subsection. In making its determination, the department shall~~
18 ~~consider a decision of the sentencing court under s. 302.05 (3) (e), 2019 stats., or s.~~
19 ~~973.01 (3g), 2019 stats.~~

20 **SECTION 2754.** 302.05 (3) (b) of the statutes is amended to read:

21 302.05 (3) (b) Except as provided in par. (d), if the department determines that
22 an eligible inmate serving a sentence other than one imposed under s. 973.01 has
23 successfully completed a substance use disorder treatment program described in
24 sub. (1) (b) or a vocational readiness training program described in sub. (1) (c), the
25 parole commission shall parole the inmate for that sentence under s. 304.06,

1 regardless of the time the inmate has served. If the parole commission grants parole
2 under this paragraph for the completion of a substance use disorder treatment
3 program, it shall require the parolee to participate in an intensive supervision
4 program for drug abusers as a condition of parole.

5 **SECTION 2755.** 302.05 (3) (c) 1. of the statutes is amended to read:

6 302.05 (3) (c) 1. Except as provided in par. (d), if the department determines
7 that an eligible inmate serving the term of confinement in prison portion of a
8 bifurcated sentence imposed under s. 973.01 has successfully completed a substance
9 use disorder treatment program described in sub. (1) (b) or a vocational readiness
10 training program described in sub. (1) (c), the department shall inform the court that
11 sentenced the inmate.

12 **SECTION 2756.** 302.05 (3) (c) 2. (intro.) of the statutes is amended to read:

13 302.05 (3) (c) 2. (intro.) Upon being informed by the department under subd.
14 1. that an inmate whom the court sentenced under s. 973.01 has successfully
15 completed a substance use disorder treatment program described in sub. (1) (b) or
16 a vocational readiness training program described in sub. (1) (c), the court shall
17 modify the inmate's bifurcated sentence as follows:

18 **SECTION 2757.** 302.05 (3) (d) of the statutes is amended to read:

19 302.05 (3) (d) The department may place intensive sanctions program
20 participants in a treatment program described in sub. (1) (b), but pars. (b) and (c) do
21 not apply to those participants.

22 **SECTION 2758.** 302.05 (3) (e) of the statutes is repealed.

23 **SECTION 2759.** 302.05 (4) of the statutes is created to read:

24 302.05 (4) (a) In this subsection, "recidivism" means any of the following:

1 1. A return to prison upon revocation of extended supervision, parole, or
2 probation.

3 2. A conviction for a crime that was committed within 3 years of release from
4 confinement.

5 (b) No later than June 15 of each year, the department shall submit a report
6 on participation in vocational readiness training programs qualifying for earned
7 release under sub. (3) to the governor, the chief clerk of each house of the legislature
8 for distribution to the appropriate standing committees under s. 13.172 (3), and the
9 director of state courts. The report shall include all of the following data:

10 1. A list of available vocational readiness training programs and the number
11 of participants in each vocational readiness training program.

12 2. The number of eligible inmates who are on the wait list for participation in
13 a vocational readiness training program, and the department's methodology for
14 selecting participants from the wait list.

15 3. The rate of recidivism among individuals who earned release through
16 completion of a vocational readiness training program, and whether the recidivism
17 event was return to prison upon revocation or was a conviction for a misdemeanor
18 or felony. The department shall report this data by region and shall include
19 demographic information.

20 4. An accounting of the cost savings for the preceding 12-month period that
21 resulted from reduced terms of confinement in prison for participants in the earned
22 release program who were released to extended supervision or parole for completion
23 of a vocational readiness training program.

24 **SECTION 2760.** 302.085 of the statutes is created to read:

1 **302.085 Treatment of a pregnant or postpartum person. (1) DEFINITIONS.**

2 In this section:

3 (a) “Correctional facility” has the meaning given in s. 101.123 (1) (ac).

4 (b) “Doula” means a nonmedical, trained professional who provides continuous
5 physical, emotional, and informational support during pregnancy, labor, birth, and
6 the postpartum period.

7 (c) “Doula services” means childbirth education and support services, including
8 emotional, physical, and informational support provided during pregnancy, labor,
9 birth, and the postpartum period.

10 (d) “Postpartum” means the period of time following the birth of an infant to
11 6 months after the birth.

12 (e) “Restrain” means to use a mechanical, chemical, or other device to constrain
13 the movement of a person’s body or limbs.

14 **(2) RESTRAINING A PREGNANT PERSON.** (a) A representative of a correctional
15 facility may not restrain a person known to be pregnant unless the representative
16 makes an individualized determination that restraints are reasonably necessary to
17 ensure safety and security of the person, the staff of the correctional facility, other
18 inmates, or the public. If such a determination is made, the representative may use
19 only the least restrictive effective type of restraint that is most reasonable under the
20 circumstances.

21 (b) A representative of a correctional facility may not restrain a person known
22 to be pregnant while the person is being transported if the restraint is through the
23 use of leg irons, waist chains or other devices that cross or otherwise touch the
24 person’s abdomen, or handcuffs or other devices that cross or otherwise touch the
25 person’s wrists when affixed behind the person’s back.

1 (c) A representative of a correctional facility may not place a person known to
2 be pregnant in solitary confinement for any punitive purpose.

3 (d) A representative of a correctional facility may restrain a person who is in
4 labor or who has given birth in the preceding 3 days only if all of the following apply:

5 1. There is a substantial flight risk or some other extraordinary medical or
6 security circumstance that requires restraints be used to ensure the safety and
7 security of the person, the staff of the correctional or medical facility, other inmates,
8 or the public.

9 2. The representative has made an individualized determination that
10 restraints are necessary to prevent escape or ensure safety or security.

11 3. There is no objection to the use of restraints by the treating medical care
12 provider.

13 4. The restraints used are the least restrictive effective type and are used in
14 the least restrictive manner.

15 (e) All staff members who may come into contact with a pregnant or postpartum
16 person at any correctional facility shall receive training on the requirements of this
17 subsection on an annual basis.

18 **(3) TREATMENT OF A PREGNANT OR POSTPARTUM PERSON.** A correctional facility
19 shall ensure all of the following for every person incarcerated at the facility:

20 (a) That every woman under 50 years of age is offered testing for pregnancy.

21 (b) That every pregnant person is offered testing for sexually transmitted
22 infections, including HIV.

23 (c) That every pregnant person who is on a methadone treatment regimen be
24 provided continuing methadone treatment.

1 (d) That every pregnant person and every person who has given birth in the
2 past 6 weeks is provided appropriate educational materials and resources related to
3 pregnancy, childbirth, breastfeeding, and parenting.

4 (e) That every pregnant person and every person who has given birth in the
5 past 6 weeks has access to doula services if these services are provided by a doula
6 without charge to the correctional facility or the incarcerated person pays for the
7 doula services.

8 (f) That every pregnant person and every person who has given birth in the past
9 6 months has access to a mental health assessment and, if necessary, mental health
10 treatment.

11 (g) That every pregnant person and every person who has given birth in the
12 past 6 months who is determined to be suffering from a mental illness has access to
13 evidence-based mental health treatment including psychotropic medication.

14 (h) That every pregnant person who is determined to be suffering from
15 depression and every person who has given birth in the past 6 months who is
16 determined to be suffering from postpartum depression has access to
17 evidence-based therapeutic care for depression.

18 (i) That every person who has given birth in the past 12 months whose body is
19 producing breast milk has access to the necessary supplies and is provided an
20 opportunity to express the breast milk as needed to maintain an active supply of
21 breast milk.

22 (j) That every pregnant person and every person who has given birth in the past
23 6 months is advised orally and in writing of all applicable laws and policies governing
24 an incarcerated pregnant or postpartum person.

25 **SECTION 2761.** 302.107 (2) of the statutes is amended to read:

1 302.107 (2) Upon revocation of parole or extended supervision under s. 302.11
2 (7), 302.113 (9), 302.114 (9), or 304.06 (3) ~~or (3g)~~, the department shall make a
3 reasonable effort to send a notice of the revocation to a victim of an offense committed
4 by the inmate, if the victim can be found, in accordance with sub. (3) and after
5 receiving a completed card under sub. (4).

6 **SECTION 2762.** 302.11 (7) (ag) of the statutes is renumbered 302.11 (7) (ag)
7 (intro.) and amended to read:

8 302.11 (7) (ag) (intro.) In this subsection “reviewing:

9 2. “Reviewing authority” means the division of hearings and appeals in the
10 department of administration, upon proper notice and hearing, or the department
11 of corrections, if the parolee waives a hearing.

12 **SECTION 2763.** 302.11 (7) (am) of the statutes is renumbered 302.11 (7) (am) 1.
13 (intro.) and amended to read:

14 302.11 (7) (am) 1. (intro.) The reviewing authority may not return a parolee
15 released under sub. (1) or (1g) (b) or s. 304.02 or 304.06 (1) to prison for a period up
16 to the remainder of the sentence for a violation of the conditions of parole. ~~The~~
17 remainder unless one of the following applies:

18 (ag) 1. “Remainder of the sentence is” means the entire sentence, less time
19 served in custody prior to parole and less any earned compliance credit under s.
20 973.156.

21 (am) 2. If the reviewing authority revokes parole, the revocation order may
22 return the parolee to prison for a period up to the remainder of the sentence. The
23 revocation order shall provide the parolee with credit in accordance with ss. 304.072
24 and 973.155.

25 **SECTION 2764.** 302.11 (7) (am) 1. a. to e. of the statutes are created to read:

1 302.11 (7) (am) 1. a. The parolee committed 3 or more independent violations
2 while released on parole.

3 b. The condition that the parolee violated was a condition that the parolee not
4 contact any specified individual.

5 c. The parolee was required to register as a sex offender under s. 301.45.

6 d. When the parolee violated the condition of parole, the parolee also allegedly
7 committed a crime.

8 e. The parolee failed to report or make himself or herself available for
9 supervision for a period of more than 60 days.

10 **SECTION 2765.** 302.113 (title) of the statutes is amended to read:

11 **302.113 (title) Release to extended supervision for felony offenders not**
12 **servicing life sentences and youthful offenders.**

13 **SECTION 2766.** 302.113 (1) of the statutes is amended to read:

14 302.113 (1) An inmate is subject to this section if he or she is serving a
15 bifurcated sentence imposed under s. 973.01 or, if the inmate is a youthful offender,
16 as defined in s. 973.014 (3) (a), a life sentence imposed under s. 973.014 (3) (b) or (c)
17 or, if the youthful offender is sentenced before the effective date of this subsection
18 [LRB inserts date], s. 973.014 (1g).

19 **SECTION 2767.** 302.113 (2) of the statutes is amended to read:

20 302.113 (2) Except as provided in subs. (3) and (9), an inmate subject to this
21 section is entitled to release to extended supervision after he or she has served the
22 term of confinement in prison portion of the sentence imposed under s. 973.01, as
23 modified by the sentencing court under sub. (9g) or s. 302.045 (3m) (b) 1., 302.05 (3)
24 (c) 2. a., 973.018, 973.195 (1r), or 973.198, if applicable.

25 **SECTION 2768.** 302.113 (8m) (a) of the statutes is renumbered 302.113 (8m).

1 **SECTION 2769.** 302.113 (8m) (b) of the statutes is repealed.

2 **SECTION 2770.** 302.113 (9) (ag) of the statutes is renumbered 302.113 (9) (ag)
3 (intro.) and amended to read:

4 302.113 (9) (ag) (intro.) In this subsection “~~reviewing~~;

5 2. “Reviewing authority” means the division of hearings and appeals in the
6 department of administration, upon proper notice and hearing, or the department
7 of corrections, if the person on extended supervision waives a hearing.

8 **SECTION 2771.** 302.113 (9) (ag) 1. of the statutes is created to read:

9 302.113 (9) (ag) 1. “Crime” has the meaning given in s. 939.12.

10 **SECTION 2772.** 302.113 (9) (am) of the statutes is renumbered 302.113 (9) (am)
11 1. (intro.) and amended to read:

12 302.113 (9) (am) 1. (intro.) If a person released to extended supervision under
13 this section violates a condition of extended supervision, the reviewing authority
14 may not revoke the extended supervision of the person; unless one of the following
15 applies:

16 2. If the extended supervision of the person is revoked under subd. 1., the
17 reviewing authority shall order the person to be returned to prison for any specified
18 period of time that does not exceed the time remaining on the bifurcated sentence.
19 ~~The time~~

20 (ag) 4. “Time remaining on the bifurcated sentence” is the total length of the
21 bifurcated sentence, less time served by the person in confinement under the
22 sentence before release to extended supervision under sub. (2), less any earned
23 compliance credit under s. 973.156, and less all time served in confinement for
24 previous revocations of extended supervision under the sentence.

1 (am) 3. The order returning a person to prison under ~~this paragraph~~ subd. 2.
2 shall provide the person whose extended supervision was revoked with credit in
3 accordance with ss. 304.072 and 973.155.

4 **SECTION 2773.** 302.113 (9) (am) 1. a. to e. of the statutes are created to read:

5 302.113 (9) (am) 1. a. The person committed 3 or more independent violations
6 during his or her term of extended supervision.

7 b. The condition that the person violated was a condition that the person not
8 contact any specified individual.

9 c. The person was required to register as a sex offender under s. 301.45.

10 d. When the person violated the condition of extended supervision, the person
11 also allegedly committed a crime.

12 e. The person failed to report or make himself or herself available for
13 supervision for a period of more than 60 consecutive days.

14 **SECTION 2774.** 302.113 (9) (b) of the statutes is amended to read:

15 302.113 (9) (b) A person who is returned to prison after revocation of extended
16 supervision shall be incarcerated for the entire period ~~of time~~ specified by the order
17 under par. (am) 2. The period ~~of time~~ specified under par. (am) 2. may be extended
18 in accordance with sub. (3). If a person is returned to prison under par. (am) 2. for
19 a period ~~of time~~ that is less than the time remaining on the bifurcated sentence, the
20 person shall be released to extended supervision after he or she has served the period
21 ~~of time~~ specified by the order under par. (am) 2. and any periods of extension imposed
22 in accordance with sub. (3).

23 **SECTION 2775.** 302.113 (9) (c) of the statutes is amended to read:

24 302.113 (9) (c) A person who is subsequently released to extended supervision
25 after service of the period ~~of time~~ specified by the order under par. (am) 2. is subject

1 to all conditions and rules under sub. (7) and, if applicable, sub. (7m) until the
2 expiration of the time remaining ~~extended supervision portion of~~ on the bifurcated
3 sentence. ~~The remaining extended supervision portion of the bifurcated sentence is~~
4 ~~the total length of the bifurcated sentence, less the time served by the person in~~
5 ~~confinement under the bifurcated sentence before release to extended supervision~~
6 ~~under sub. (2) and less all time served in confinement for previous revocations of~~
7 ~~extended supervision under the bifurcated sentence.~~

8 **SECTION 2776.** 302.114 (1) of the statutes is amended to read:

9 302.114 (1) An inmate is subject to this section if he or she is serving a life
10 sentence imposed under s. 973.014 (1g) (a) 1. or 2. An inmate serving a life sentence
11 under s. 939.62 (2m) or 973.014 (1g) (a) 3. is not eligible for release to extended
12 supervision under this section. This section does not apply to a youthful offender, as
13 defined in s. 973.014 (3) (a), who was sentenced under s. 973.014 (1g) before the
14 effective date of this subsection [LRB inserts date].

15 **SECTION 2777.** 302.114 (9) (ag) of the statutes is amended to read:

16 302.114 (9) (ag) In this subsection “reviewing authority” has the meaning given
17 in s. 302.113 (9) (ag) 3.

18 **SECTION 2778.** 302.115 of the statutes is created to read:

19 **302.115 Sanctions for violation of condition of probation, parole, or**
20 **extended supervision. (1)** In this section:

21 (a) “Division” means the division of hearings and appeals in the department of
22 administration.

23 (b) “Reviewing authority” means the division or, if a hearing is waived under
24 sub. (5), the department.

1 **(2)** Notwithstanding ss. 302.11 (7), 302.113 (9), and 973.10 (2), if a person on
2 probation or parole or a person on extended supervision under s. 302.113 violates a
3 condition or rule of that probation, parole, or extended supervision, the department
4 may initiate a proceeding before the division to sanction the person for the violation.

5 **(3)** The division shall hold a hearing no later than 21 days after the department
6 initiates the proceeding to determine the appropriate sanction for the violation.

7 **(4)** The reviewing authority may impose one of the following sanctions:

8 (a) Except as provided under par. (b), imprisonment for a period not to exceed
9 30 days.

10 (b) Imprisonment for a period not to exceed 90 days if any of the following
11 applies:

12 1. The person has committed 3 or more independent violations during his or
13 her term of probation, parole, or extended supervision.

14 2. The condition that the person violated was a condition that the person not
15 contact any specified individual.

16 3. The person was required to register as a sex offender under s. 301.45.

17 4. When the person violated the condition of probation, parole, or extended
18 supervision, the person also allegedly committed a crime.

19 5. The person failed to report or make himself or herself available for
20 supervision for a period of more than 60 consecutive days.

21 **(5)** A person who is the subject of a proceeding under this section may waive
22 the hearing under sub. (3) by signing a statement admitting the violation. If the
23 person waives the hearing under this subsection, the reviewing authority may
24 impose a sanction under sub. (4).

1 **(6)** If a person is confined in a county jail under this section, the department
2 shall reimburse the county for its actual costs in confining the person from the
3 appropriations under s. 20.410 (1) (ab) and (b).

4 **(7)** Notwithstanding s. 302.43, a person is not eligible to earn good time credit
5 on any period of confinement under this section.

6 **SECTION 2779.** 302.31 (7) of the statutes is amended to read:

7 302.31 **(7)** The temporary placement of persons in the custody of the
8 department, other than persons under 17 years of age minors, and persons who have
9 attained the age of 17 years but have not attained adults under the age of 25 years
10 who are under the supervision of the department under s. 938.355 (4) and who have
11 been taken into custody pending revocation of community supervision or aftercare
12 supervision under s. 938.357 (5) (e).

13 **SECTION 2780.** 302.31 (7) of the statutes, as affected by 2021 Wisconsin Act ...
14 (this act), is amended to read:

15 302.31 **(7)** The temporary placement of persons in the custody of the
16 department, other than minors, and adults under the age of 25 years who are under
17 the supervision of the department under s. 938.355 (4) and who have been taken into
18 custody pending revocation of ~~community supervision or aftercare supervision~~ under
19 s. 938.357 (5) (e).

20 **SECTION 2781.** 302.33 (1) of the statutes is amended to read:

21 302.33 **(1)** The maintenance of persons who have been sentenced to the state
22 penal institutions; persons in the custody of the department, except as provided in
23 sub. (2) and ss. 301.048 (7), ~~302.113 (8m), and 302.114 (8m), and 302.115~~; persons
24 accused of crime and committed for trial; persons committed for the nonpayment of
25 fines and expenses; and persons sentenced to imprisonment therein, while in the

1 county jail, shall be paid out of the county treasury. No claim may be allowed to any
2 sheriff for keeping or boarding any person in the county jail unless the person was
3 lawfully detained therein.

4 **SECTION 2782.** 302.335 (2j) of the statutes is amended to read:

5 302.335 (2j) The department shall allow a probationer, parolee, or person on
6 extended supervision who is detained in a county jail, tribal jail, or county house of
7 correction under this section to be considered for participation in a program under
8 s. 303.08 (1) ~~(a), (b), (bn), or (e) if the person was placed on probation for a~~
9 ~~misdemeanor and the probation violation for which he or she is confined is not a~~
10 ~~crime.~~ The sheriff, tribal chief of police, or superintendent of the house of correction,
11 in conjunction with the department, shall determine the probationer's eligibility to
12 participate in such programs and may terminate participation at any time.

13 **SECTION 2783.** 302.386 (5) (c) of the statutes is repealed.

14 **SECTION 2784.** 302.386 (5) (d) of the statutes is amended to read:

15 302.386 (5) (d) Any participant in the serious juvenile offender program under
16 s. 938.538 unless the participant is placed in a ~~Type 1~~ juvenile correctional facility,
17 ~~as defined in s. 938.02 (19).~~

18 **SECTION 2785.** 302.43 of the statutes is amended to read:

19 **302.43 Good time.** Every inmate of a county jail is eligible to earn good time
20 in the amount of one-fourth of his or her term for good behavior if sentenced to at
21 least 4 days, but fractions of a day shall be ignored. An inmate shall be given credit
22 for time served prior to sentencing under s. 973.155, including good time under s.
23 973.155 (4). An inmate who violates any law or any regulation of the jail, or neglects
24 or refuses to perform any duty lawfully required of him or her, may be deprived by
25 the sheriff of good time under this section, except that the sheriff shall not deprive

1 the inmate of more than 2 days good time for any one offense without the approval
2 of the court. An inmate who files an action or special proceeding, including a petition
3 for a common law writ of certiorari, to which s. 807.15 applies shall be deprived of
4 the number of days of good time specified in the court order prepared under s. 807.15
5 (3). This section does not apply to a person who is confined in the county jail in
6 connection with his or her participation in a ~~substance abuse treatment~~ program
7 that meets the requirements of s. 165.95 (3), as determined by the department of
8 justice under s. 165.95 (9) and (10).

9 **SECTION 2786.** 303.065 (1) (b) 1. of the statutes is amended to read:

10 303.065 (1) (b) 1. A person serving a life sentence, other than a life sentence
11 specified in subd. 2., may be considered for work release only after he or she has
12 reached parole eligibility under s. 304.06 (1) (b) or 973.014 (1) (a) or (b) or (3) (b),
13 whichever is applicable, or he or she has reached his or her extended supervision
14 eligibility date under s. 302.114 (9) (am) or 973.014 (1g) (a) 1. or 2. or (3) (c), whichever
15 is applicable.

16 **SECTION 2787.** 303.08 (1) (intro.) of the statutes is amended to read:

17 303.08 (1) (intro.) Any person sentenced to a county jail for crime, nonpayment
18 of a fine or forfeiture, or contempt of court or subject to a confinement sanction under
19 s. ~~302.113 (8m)~~ or 302.114 (8m) or 302.115 or a probationer, parolee, or person on
20 extended supervision who is detained in a county jail, tribal jail, or other county
21 facility for a probation violation who meets the criteria under s. 302.335 (2j) pending
22 disposition of revocation proceedings, investigation of a rule violation, or for a
23 short-term sanction may be granted the privilege of leaving the jail during necessary
24 and reasonable hours for any of the following purposes:

25 **SECTION 2788.** 303.08 (2) of the statutes is amended to read:

1 303.08 (2) Unless such privilege is expressly granted by the court or, in the case
2 of a person subject to a confinement sanction under s. ~~302.113 (8m) or~~ 302.114 (8m)
3 or 302.115, the department, the person is sentenced to ordinary confinement. A
4 prisoner, other than a person subject to a confinement sanction under s. ~~302.113 (8m)~~
5 ~~or 302.114 (8m) or~~ 302.115, may petition the court for such privilege at the time of
6 sentence or thereafter, and in the discretion of the court may renew the prisoner's
7 petition. The court may withdraw the privilege at any time by order entered with
8 or without notice.

9 **SECTION 2789.** 303.08 (5) (intro.) of the statutes is amended to read:

10 303.08 (5) (intro.) By order of the court or, for a person subject to a confinement
11 sanction under s. ~~302.113 (8m) or~~ 302.114 (8m) or 302.115, by order of the
12 department, the wages, salary and unemployment insurance and employment
13 training benefits received by prisoners shall be disbursed by the sheriff for the
14 following purposes, in the order stated:

15 **SECTION 2790.** 303.08 (6) of the statutes is amended to read:

16 303.08 (6) The department, for a person subject to a confinement sanction
17 under s. ~~302.113 (8m) or~~ 302.114 (8m) or 302.115, or the sentencing court, by order,
18 may authorize the sheriff to whom the prisoner is committed to arrange with another
19 sheriff for the employment or employment training of the prisoner in the other's
20 county, and while so employed or trained to be in the other's custody but in other
21 respects to be and continue subject to the commitment.

22 **SECTION 2791.** 303.08 (12) of the statutes is amended to read:

23 303.08 (12) In counties having a house of correction, any person violating the
24 privilege granted under sub. (1) may be transferred by the county jailer to the house
25 of correction for the remainder of the term of the person's sentence or, if applicable,

1 the remainder of the person's confinement sanction under s. ~~302.113 (8m)~~ or 302.114
2 (8m) or 302.115.

3 **SECTION 2792.** 304.02 (5) of the statutes is amended to read:

4 304.02 (5) Notwithstanding subs. (1) to (3), a prisoner who is serving a life
5 sentence under s. 939.62 (2m) (c) or 973.014 (1) (c) ~~or (1g), or (3) (c)~~ is not eligible for
6 release to parole supervision under this section.

7 **SECTION 2793.** 304.06 (1) (b) of the statutes is amended to read:

8 304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.
9 302.045 (3), 302.05 (3) (b), 973.01 (6), ~~or 973.0135, or 973.018,~~ the parole commission
10 may parole an inmate of the Wisconsin state prisons or any felon or any person
11 serving at least one year or more in a county house of correction or a county
12 reforestation camp organized under s. 303.07, when he or she has served 25 percent
13 of the sentence imposed for the offense, or 6 months, whichever is greater. Except
14 as provided in s. 939.62 (2m) (c) or 973.014 (1) (b) or (c), ~~(1g) or (2), or (3) (b) or (c),~~
15 the parole commission may parole an inmate serving a life term when he or she has
16 served 20 years, as modified by the formula under s. 302.11 (1) and subject to
17 extension under s. 302.11 (1q) and (2), or reduction under s. 973.018, if applicable.
18 The person serving the life term shall be given credit for time served prior to
19 sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary
20 may grant special action parole releases under s. 304.02. The department or the
21 parole commission shall not provide any convicted offender or other person
22 sentenced to the department's custody any parole eligibility or evaluation until the
23 person has been confined at least 60 days following sentencing.

24 **SECTION 2794.** 304.06 (3) of the statutes is renumbered 304.06 (3) (a) and
25 amended to read:

1 304.06 (3) (a) Every paroled prisoner remains in the legal custody of the
2 department unless otherwise provided by the department.

3 (b) If the department alleges that any condition or rule of parole has been
4 violated by the prisoner, the department may take physical custody of the prisoner
5 for the investigation of the alleged violation. If the department is satisfied that any
6 condition or rule of parole has been violated it shall afford the prisoner such
7 administrative hearings as are required by law.

8 (c) Unless waived by the parolee, the final administrative hearing shall be held
9 before a hearing examiner from the division of hearings and appeals in the
10 department of administration who is licensed to practice law in this state. The
11 hearing examiner shall enter an order revoking or not revoking parole under par. (g).

12 (d) Upon request by either party, the administrator of the division of hearings
13 and appeals in the department of administration shall review the order.

14 (e) The hearing examiner may order that a deposition be taken by audiovisual
15 means and allow the use of a recorded deposition under s. 967.04 (7) to (10) in a
16 hearing under this subsection.

17 (f) If the parolee waives the final administrative hearing, the secretary of
18 corrections shall enter an order revoking or not revoking parole.

19 (g) If the hearing examiner, the administrator upon review, or the secretary in
20 the case of a waiver finds that the prisoner has violated the rules or conditions of
21 parole, the examiner, the administrator upon review, or the secretary in the case of
22 a waiver, may order the prisoner returned to prison to continue serving his or her
23 sentence, or to continue on parole. The hearing examiner, administrator, or
24 secretary may not revoke parole under this subsection unless one of the following
25 applies:

1 (h) If the prisoner claims or appears to be indigent, the department shall refer
2 the prisoner to the authority for indigency determinations specified under s. 977.07
3 (1).

4 **SECTION 2795.** 304.06 (3) (g) 1. to 5. of the statutes are created to read:

5 304.06 (3) (g) 1. The person has committed 3 or more independent violations
6 while released on parole.

7 2. The condition that the person violated was a condition that the person not
8 contact any specified individual.

9 3. The person was required to register as a sex offender under s. 301.45.

10 4. When the person violated the condition of parole, the person also allegedly
11 committed a crime.

12 5. The person failed to report or make himself or herself available for
13 supervision for a period of more than 60 consecutive days.

14 **SECTION 2796.** 304.06 (3g) of the statutes is repealed.

15 **SECTION 2797.** 304.071 (2) of the statutes is amended to read:

16 304.071 (2) If a prisoner is not eligible for parole under s. 961.49 (2), 1999 stats.,
17 or s. 939.62 (2m) (c), 973.01 (6), 973.014 (1) (c) ~~or~~, (1g), or (3) (c), or 973.032 (5), he or
18 she is not eligible for parole under this section.

19 **SECTION 2798.** 304.072 (4) of the statutes is amended to read:

20 304.072 (4) The sentence of a revoked parolee or person on extended
21 supervision resumes running on the day he or she is received at a correctional
22 institution subject to sentence credit for the period of custody in a jail, correctional
23 institution or any other detention facility pending revocation according to the terms
24 of s. 973.155 and subject to earned compliance credit under s. 973.156.

25 **SECTION 2799.** 321.37 of the statutes is amended to read:

1 **321.37 No discrimination.** No person, otherwise qualified, may be denied
2 membership in the national guard or state defense force because of sex, color, race,
3 creed, ~~or~~ sexual orientation, gender expression, as defined in s. 111.32 (7j), or gender
4 identity, as defined in s. 111.32 (7k), and no member of the national guard or state
5 defense force may be segregated within the national guard or state defense force on
6 the basis of sex, color, race, creed, ~~or~~ sexual orientation, gender expression, as defined
7 in s. 111.32 (7j), or gender identity, as defined in s. 111.32 (7k). Nothing in this section
8 prohibits separate facilities for persons of different sexes with regard to dormitory
9 accommodations, toilets, showers, saunas, and dressing rooms, except that no person
10 may be denied equal access to facilities most consistent with the person's gender
11 identity.

12 **SECTION 2800.** 321.40 (1) (c) 2. of the statutes is amended to read:

13 321.40 (1) (c) 2. A public institution of higher education under the
14 ~~Minnesota-Wisconsin~~ Minnesota-University of Wisconsin System student
15 reciprocity agreement under s. 36.27 (2r) or a public vocational school under the
16 Minnesota-Wisconsin public vocational school reciprocity agreement under s. 39.47.

17 **SECTION 2801.** 323.14 (1m) of the statutes is created to read:

18 323.14 (1m) CONSIDERATIONS IN FEDERAL HAZARD MITIGATION PLANNING. If a city,
19 village, town, or county develops a mitigation plan under 42 U.S.C. 5165, the city,
20 village, town, or county shall consider the effects of climate change on the natural
21 hazards, risks, and vulnerabilities of the city, village, town, or county and consider
22 actions that may assist in mitigating the effects of climate change on these hazards,
23 risks, and vulnerabilities.

24 **SECTION 2802.** 323.29 (3) (a) of the statutes is renumbered 323.29 (3) (a) (intro.)
25 and amended to read:

1 323.29 (3) (a) (intro.) The department shall ~~provide~~ do all of the following:

2 1. Provide staff support for the council and oversight of,

3 3. Oversee the development and operation of ~~a~~ any current or future statewide
4 public safety interoperable communication system.

5 **SECTION 2803.** 323.29 (3) (a) 2. of the statutes is created to read:

6 323.29 (3) (a) 2. Administer any current or future statewide public safety
7 interoperable communication system.

8 **SECTION 2804.** 323.29 (3) (b) 3. of the statutes is created to read:

9 323.29 (3) (b) 3. Enter into agreements for maintenance and support of,
10 upgrades to, and enhancements for the statewide public safety interoperable
11 communication system under this section.

12 **SECTION 2805.** 323.31 of the statutes is amended to read:

13 **323.31 State disaster assistance.** From the appropriations under s. 20.465
14 (3) (b) and (s), the adjutant general shall make payments to retail electric
15 cooperatives, as defined in s. 16.957 (1) (t), to local governmental units, as defined
16 in s. 19.42 (7u), and to federally recognized American Indian tribes and bands in this
17 state for the damages and costs incurred as the result of a disaster, including costs
18 incurred for approved hazard mitigation measures after a disaster, if federal disaster
19 assistance is not available for that disaster because the governor's request that the
20 president declare the disaster a major disaster under 42 USC 5170 has been denied
21 or because the disaster, as determined by the department of military affairs, does not
22 meet the statewide or countywide per capita impact indicator under the public
23 assistance program that is issued by the federal emergency management agency. To
24 be eligible for a payment under this section, the retail electric cooperative, local
25 governmental unit, or tribe or band shall pay 30 percent of the amount of the

1 damages and costs resulting from the disaster. The department of military affairs
2 shall promulgate rules establishing the application process and the criteria for
3 determining eligibility for payments under this section.

4 **SECTION 2806.** 323.72 (title) of the statutes is amended to read:

5 **323.72 (title) Structural collapse Urban search and rescue emergency**
6 **response.**

7 **SECTION 2807.** 323.72 (1) of the statutes is amended to read:

8 323.72 (1) ~~A regional structural collapse team~~ An urban search and rescue task
9 force designated by the division shall assist ~~in the~~ at the discretion of the division in
10 an emergency response ~~to a structural collapse incident in a region of this state~~
11 ~~designated by the division~~ involving search, rescue, and recovery in the technical
12 rescue disciplines to include structural collapse, rope rescue, vehicle extrication,
13 machinery extrication, confined space, trench, excavation, and water operations in
14 an urban search and rescue environment. Whenever ~~a regional structural collapse~~
15 ~~team~~ an urban search and rescue task force assists in an emergency response under
16 this subsection, it the division shall determine ~~under the rules promulgated under~~
17 ~~sub. (5)~~ whether an emergency requiring the team's urban search and rescue task
18 force's response existed. If the ~~regional structural collapse team~~ division determines
19 that such an emergency existed, it shall make a good faith effort to identify the
20 person who is required to reimburse the division under sub. (3) ~~and shall provide that~~
21 ~~information to the division.~~ The division shall contract with local agencies, as
22 defined in s. 323.70 (1) (b), to establish ~~no more than 4 regional structural collapse~~
23 ~~teams~~ an urban search and rescue task force. A member of ~~a regional structural~~
24 ~~collapse team~~ an urban search and rescue task force shall meet the highest training,
25 competency, and job performance requirement standards for a ~~structural collapse~~

1 ~~team search and rescue task force~~ under the National Fire Protection Association
2 standards NFPA 472, 1006, and 1670, and the urban search and rescue standard by
3 the Emergency Management Accreditation program ANSI/EMAP US&R 2-2019.

4 **SECTION 2808.** 323.72 (2) of the statutes is amended to read:

5 323.72 (2) The From the appropriation under s. 20.465 (3) (h) or (hm), the
6 division shall reimburse a regional structural collapse team local agency under sub.
7 (1) for costs incurred by the team local agency in responding to an emergency
8 involving a structural collapse incident if the team determines that a structural
9 collapse emergency requiring a an urban search and rescue task force response
10 existed as provided under the rules promulgated under sub. (5) if the division
11 determines that such a response was necessary. Reimbursement under this
12 subsection is limited to amounts collected under sub. (3). Reimbursement under this
13 subsection is available only if the regional structure collapse team has identified the
14 person who is required to reimburse the division under sub. (3) and provided that
15 information to the division shall be issued to the local agency within 60 days after
16 receiving a complete application for reimbursement on a form prescribed by the
17 division if the agency applies for reimbursement within 45 days after the conclusion
18 of the deployment of the urban search and rescue task force.

19 **SECTION 2809.** 323.72 (2m) of the statutes is created to read:

20 323.72 (2m) From the appropriation under s. 20.465 (3) (hm), the division shall
21 reimburse a local agency under sub. (1) for costs incurred by the local agency for any
22 increase in contributions for duty disability premiums under s. 40.05 (2) (aw) for
23 employees who receive duty disability benefits under s. 40.65 because of an injury
24 incurred while performing duties as a member of an urban search and rescue task
25 force under sub. (1).

1 **SECTION 2810.** 323.72 (3) of the statutes is amended to read:

2 323.72 (3) A person shall reimburse the division for costs incurred by ~~a regional~~
3 ~~structural collapse team~~ an urban search and rescue task force in responding to an
4 emergency if the ~~team~~ division determines ~~under the rules promulgated under sub.~~
5 ~~(5)~~ that an emergency requiring the ~~team's~~ urban search and rescue task force's
6 response existed and that one of the following conditions applies:

7 (a) The person possessed or controlled a ~~structure~~ property that was involved
8 in the ~~structural collapse~~ emergency.

9 (b) The person caused the ~~structural collapse~~ emergency.

10 **SECTION 2811.** 323.72 (4) of the statutes is amended to read:

11 323.72 (4) A member of ~~a regional structural collapse team~~ an urban search
12 and rescue task force who is acting under a contract under sub. (1) is considered an
13 employee of the state for purposes of worker's compensation benefits.

14 **SECTION 2812.** 323.72 (5) of the statutes is repealed.

15 **SECTION 2813.** 323.72 (7) of the statutes is created to read:

16 323.72 (7) In this section, "urban search and rescue task force" means a type
17 1 urban search and rescue task force, type 3 urban search and rescue task force, or
18 any component thereof, as designated by the Federal Emergency Management
19 Agency National Incident Management System resource typing system.

20 **SECTION 2814.** 341.135 of the statutes is renumbered 341.135 (1) and amended
21 to read:

22 341.135 (1) DESIGN. At intervals determined by the department, the
23 department shall establish new designs of registration plates to be issued under ss.
24 341.14 (1), (1a), (1m), (1q), (2), (2m), (6m), and (6r), 341.25 (1) (a), (c), (h), and (j) and
25 (2) (a), (b), and (c), and 341.26 (2) and (3) (a) 1. and (am). Any design for registration

1 plates issued for automobiles and for vehicles registered on the basis of gross weight
2 shall comply with the applicable design requirements of ss. 341.12 (3), 341.13, and
3 341.14 (6r) (c). The designs for registration plates specified in this ~~section~~ subsection
4 shall be as similar in appearance as practicable during each design interval. Except
5 as provided in ss. 341.13 (2r) and 341.14 (1), each registration plate issued under s.
6 341.14 (1), (1a), (1m), (1q), (2), (2m), (6m), or (6r), 341.25 (1) (a), (c), (h), or (j) or (2)
7 (a), (b), or (c), or 341.26 (2) or (3) (a) 1. or (am) during each design interval shall be
8 of the design established under this ~~section~~ subsection. The department may not
9 redesign registration plates for the special groups under s. 341.14 (6r) (f) 53., 54., or
10 55. until July 1, 2010. ~~Notwithstanding s. 341.13 (3), as the department establishes~~
11 ~~new designs for registration plates under this section, the department shall, at the~~
12 ~~time determined appropriate by the department, issue registration plates of the new~~
13 ~~design to replace registration plates previously issued. This section does not apply~~
14 ~~to special group plates under s. 341.14 (6r) (f) 19m., 33m., and 48m.~~

15 **SECTION 2815.** 341.135 (2) of the statutes is created to read:

16 341.135 (2) ISSUANCE. Notwithstanding s. 341.13 (3), beginning with
17 registrations initially effective July 1, 2021, upon receipt of a completed application
18 to renew the registration of a vehicle under ss. 341.14 (1), (1a), (1m), (1q), (2), (2m),
19 (6m), or (6r), 341.25 (1) (a), (c), (h), or (j) or (2) (a), (b), or (c), or 341.26 (2) or (3) (a)
20 1. or (am) for which a registration plate has not been issued during the previous 10
21 years, the department shall issue and deliver prepaid to the applicant 2 new
22 registration plates of the design established under sub. (1).

23 **SECTION 2816.** 341.135 (3) of the statutes is created to read:

24 341.135 (3) APPLICABILITY. This section does not apply to special group plates
25 under s. 341.14 (6r) (f) 19m., 33m., or 48m.

1 **SECTION 2817.** 341.16 (2s) of the statutes is created to read:

2 341.16 (2s) When the owner of a vehicle applies to the department to renew the
3 registration of a vehicle for which new plates are required under s. 341.135 (2), and
4 upon payment of a fee of \$6.25, the department shall issue new replacement plates.
5 Upon receipt of replacement plates, the applicant shall destroy the replaced plates.

6 **SECTION 2818.** 341.255 (3) of the statutes is created to read:

7 341.255 (3) For each vehicle registration renewal notice that is provided by
8 mail under s. 341.08 (4m), the department shall charge the recipient a fee of \$0.33.
9 All fees received under this subsection shall be deposited in the transportation fund.

10 **SECTION 2819.** 343.03 (3m) of the statutes is amended to read:

11 343.03 (3m) NONCITIZEN LIMITED-TERM LICENSE. If the issuance of any license
12 described under sub. (3) requires the license applicant to present any documentary
13 proof specified in s. 343.14 (2) (es) ~~2. to 7.~~ 1m. b. to g. or (im) 2m. b., the license shall
14 display on the front side of the license, in addition to any legend or label described
15 in sub. (3), a legend identifying the license as limited term or, if the license authorizes
16 the operation of a commercial motor vehicle, as a nondomiciled license. This
17 noncitizen limited-term license may not be renewed except as provided in s. 343.165
18 (4) (c). A nondomiciled license may not be issued to a resident of Canada or Mexico.

19 **SECTION 2820.** 343.03 (3r) of the statutes is amended to read:

20 343.03 (3r) REAL ID NONCOMPLIANT LICENSE. If any license described under sub.
21 (3) is issued based upon the exception specified in s. 343.165 (7), the license shall, in
22 addition to any legend or label described in sub. (3), be marked in a manner
23 consistent with requirements under applicable federal law and regulations to
24 indicate that the license is issued in accordance with P.L. 109-13, section 202 (d) (11),
25 and is not intended to be accepted by any federal agency for federal identification or

1 any other official purpose. Section 344.62 applies to a person operating a motor
2 vehicle under the authorization of a license issued under this subsection.

3 **SECTION 2821.** 343.06 (1) (c) of the statutes is amended to read:

4 343.06 (1) (c) To any person under age 18 unless the person is enrolled in a
5 school program or high school equivalency program and is not a habitual truant as
6 defined in s. 118.16 (1) (a), has graduated from high school or been granted a
7 declaration of high school graduation equivalency, or is enrolled in a home-based
8 private educational program, as defined in s. 115.001 (3g), and has satisfactorily
9 completed a course in driver education in public schools approved by the department
10 of public instruction, or in technical colleges approved by the technical college system
11 board, or in nonpublic and private schools or tribal schools, as defined in s. 115.001
12 (15m), that meet the minimum standards set by the department of public
13 instruction, or has satisfactorily completed a substantially equivalent course in
14 driver training approved by the department and given by a school licensed by the
15 department under s. 343.61, or has satisfactorily completed a substantially
16 equivalent course in driver education or training approved by another state and has
17 attained the age of 16, except as provided in s. 343.07 (1g). The department shall not
18 issue a license to any person under the age of 18 authorizing the operation of “Class
19 M” vehicles unless the person has successfully completed a basic rider course
20 approved by the Wisconsin department of transportation motorcycle safety program.
21 The department may, by rule, exempt certain persons from the basic rider course
22 requirement of this paragraph. Applicants for a license under s. 343.08 or 343.135
23 are exempt from the driver education, basic rider or driver training course
24 requirement. The secretary shall prescribe rules for licensing of schools and
25 instructors to qualify under this paragraph. The driver education course shall be

1 made available to every eligible student in the state. Except as provided under s.
2 343.16 (1) (bm) ~~and, (c), and (cm)~~ and (2) (cm) to (e), no operator's license may be
3 issued unless a driver's examination has been administered by the department.

4 **SECTION 2822.** 343.085 (2) (d) of the statutes is created to read:

5 343.085 (2) (d) Any person providing the department with documentary proof
6 that the person is enlisted in the U.S. armed forces is exempt from this section.

7 **SECTION 2823.** 343.14 (1) of the statutes is amended to read:

8 343.14 (1) Every application to the department for a license or identification
9 card or for renewal thereof shall be made upon the appropriate form furnished by the
10 department and shall be accompanied by all required fees. ~~Notwithstanding s.~~
11 ~~343.50 (8) (b), names~~ Names, addresses, license numbers, and social security
12 numbers obtained by the department under this subsection shall be provided to the
13 department of revenue for the purpose of administering ss. 71.93 and 71.935 and
14 state taxes and to the department of workforce development for the sole purpose of
15 enforcing or administering s. 108.22.

16 **SECTION 2824.** 343.14 (2) (br) of the statutes is renumbered 343.14 (2) (br) 1.
17 and amended to read:

18 343.14 (2) (br) 1. ~~If~~ Except as provided in subd. 2., if the applicant does not have
19 a social security number, a statement made or subscribed under oath or affirmation
20 that the applicant does not have a social security number and is not eligible for a
21 social security number. The statement shall provide the basis or reason that the
22 applicant is not eligible for a social security number, as well as any information
23 requested by the department that may be needed by the department for purposes of
24 verification under s. 343.165 (1) (c). The form of the statement shall be prescribed
25 by the department, with the assistance of the department of children and families.

1 A license that is issued or renewed under s. 343.17 in reliance on a statement
2 submitted under this ~~paragraph~~ subdivision is invalid if the statement is false.

3 **SECTION 2825.** 343.14 (2) (br) 2. of the statutes is created to read:

4 343.14 (2) (br) 2. If the applicant does not have a social security number and
5 the application is for an operator's license that contains the marking specified in s.
6 343.03 (3r) or an identification card that contains the marking specified in s. 343.50
7 (3) (b), a statement made or subscribed under oath or affirmation that the applicant
8 does not have a social security number. The form of the statement shall be prescribed
9 by the department, with the assistance of the department of children and families.

10 A license that is issued or renewed under s. 343.17 in reliance on a statement
11 submitted under this subdivision is invalid if the statement is false.

12 **SECTION 2826.** 343.14 (2) (es) of the statutes is renumbered 343.14 (2) (es) 1m.,
13 and 343.14 (2) (es) 1m. (intro.), as renumbered, is amended to read:

14 343.14 (2) (es) 1m. (intro.) Subject to sub. (2g) (a) 2. d. and s. 343.125 (2) (a) and
15 (b), and except as provided in subd. 2m., valid documentary proof that the individual
16 is a citizen or national of the United States or an alien lawfully admitted for
17 permanent or temporary residence in the United States or has any of the following:

18 **SECTION 2827.** 343.14 (2) (es) 2m. of the statutes is created to read:

19 343.14 (2) (es) 2m. Valid documentary proof under subd. 1m. is not required if
20 the application is for an operator's license that contains the marking specified in s.
21 343.03 (3r) or an identification card that contains the marking specified in s. 343.50
22 (3) (b).

23 **SECTION 2828.** 343.14 (2j) of the statutes is amended to read:

24 343.14 (2j) Except as otherwise required to administer and enforce this
25 chapter, the department of transportation may not disclose a social security number

1 obtained from an applicant for a license under sub. (2) (bm) to any person except to
2 the department of children and families for the sole purpose of administering s.
3 49.22, to the department of workforce development for the sole purpose of enforcing
4 or administering s. 108.22, to the department of revenue for the purposes of
5 administering state taxes and collecting debt, to the driver licensing agency of
6 another jurisdiction, or to the elections commission for the sole purpose of allowing
7 the chief election officer to comply with the terms of the agreement under s. 6.36 (1)
8 (ae). The department of transportation may not disclose to any person the fact that
9 an applicant has provided verification under s. 343.165 (7) (c) 2. that the applicant
10 does not have a social security number, except to the elections commission for
11 purposes of administering the agreement described in s. 5.056.

12 **SECTION 2829.** 343.14 (2p) of the statutes is created to read:

13 343.14 (2p) (a) The forms for application for a license or identification card or
14 for renewal thereof shall inform the applicant of the department's duty to make
15 available to the elections commission the information described in s. 6.256 (2) for the
16 purposes specified in s. 6.256 (1) and (3) and shall provide the applicant an
17 opportunity to elect not to have this information made available for these purposes.

18 (b) If the applicant elects not to have the information described in s. 6.256 (2)
19 made available for the purposes specified in s. 6.256 (1) and (3), the department may
20 not make this information available for these purposes. This paragraph does not
21 preclude the department from making available to the elections commission
22 information for the purposes specified in s. 6.34 (2m) or for any purpose other than
23 those specified in s. 6.256 (1) and (3).

24 **SECTION 2830.** 343.14 (3) of the statutes is amended to read:

1 343.14 (3) Except as provided in sub. (3m) and s. 343.16 (3) (c), the department
2 shall, as part of the application process, take a digital photograph including facial
3 image capture of the applicant to comply with s. 343.17 (3) (a) 2. Except as provided
4 in sub. (3m) and 343.16 (3) (c), no application may be processed without the
5 photograph being taken. Except as provided in sub. (3m) and ~~s.~~ ss. 343.16 (3) (c) and
6 343.165 (4) (d), in the case of renewal licenses, the photograph shall be taken once
7 every 8 years, and shall coincide with the appearance for examination which is
8 required under s. 343.16 (3).

9 **SECTION 2831.** 343.16 (1) (a) of the statutes is amended to read:

10 343.16 (1) (a) *General.* Except as provided in par. (cm) and when examination
11 by a 3rd-party tester is permitted under pars. (b) to (c), the department shall
12 examine every applicant for an operator's license, including applicants for license
13 renewal as provided in sub. (3), and every applicant for authorization to operate a
14 vehicle class or type for which the applicant does not hold currently valid
15 authorization, other than an instruction permit. Except as provided in par. (cm) and
16 sub. (2) (cm) and (e), the examinations of applicants for licenses authorizing
17 operation of "Class A", "Class B", "Class C", "Class D" or "Class M" vehicles shall
18 include both a knowledge test and an actual demonstration in the form of a driving
19 skills test of the applicant's ability to exercise ordinary and reasonable control in the
20 operation of a representative vehicle. The department shall not administer a driving
21 skills test to a person applying for authorization to operate "Class M" vehicles who
22 has failed 2 previous such skills tests unless the person has successfully completed
23 a rider course approved by the department. The department may, by rule, exempt
24 certain persons from the rider course requirement of this paragraph. The
25 department may not require a person who is applying for authorization to operate

1 “Class M” vehicles and who has successfully completed a rider course approved by
2 the Wisconsin department of transportation motorcycle safety program to hold an
3 instruction permit under s. 343.07 (4) prior to the department’s issuance of a license
4 authorizing the operation of “Class M” vehicles. The department may not require a
5 person applying for authorization to operate “Class M” vehicles who holds an
6 instruction permit under s. 343.07 (4) to hold it for a minimum period of time before
7 administering a driving skills test. The driving skills of applicants for endorsements
8 authorizing the operation of commercial motor vehicles equipped with air brakes, the
9 transportation of passengers in commercial motor vehicles or the operation of school
10 buses, as provided in s. 343.04 (2) (b), (bm), (d) or (e), shall also be tested by an actual
11 demonstration of driving skills. The department may endorse an applicant’s
12 commercial driver license for transporting hazardous materials requiring
13 placarding or any quantity of a material listed as a select agent or toxin under 42 CFR
14 73, subject to s. 343.125, or for the operation of tank vehicles or vehicles towing
15 double or triple trailers, as described in s. 343.04 (2) (a), (c) or (f), based on successful
16 completion of a knowledge test. In administering the knowledge test, the
17 department shall attempt to accommodate any special needs of the applicant. Except
18 as may be required by the department for an “H” or “S” endorsement, the knowledge
19 test is not intended to be a test for literacy or English language proficiency. This
20 paragraph does not prohibit the department from requiring an applicant to correctly
21 read and understand highway signs.

22 **SECTION 2832.** 343.16 (1) (cm) of the statutes is created to read:

23 343.16 (1) (cm) *Driving skills test waiver.* The department may waive the
24 driving skills test of an individual applying for an operator’s license if all of the
25 following apply:

1 1. The applicant is under 18 years of age.

2 2. The application is for authorization to operate only “Class D” vehicles.

3 3. The applicant has satisfactorily completed a course in driver education in a
4 public school approved by the department of public instruction, or in a technical
5 college approved by the technical college system board, or in a nonpublic and private
6 school or tribal school, as defined in s. 115.001 (15m), that meets the minimum
7 standards set by the department of public instruction, or has satisfactorily completed
8 a substantially equivalent course in driver training approved by the department and
9 given by a school licensed by the department under s. 343.61, or has satisfactorily
10 completed a substantially equivalent course in driver education or training approved
11 by another state.

12 4. The applicant has held an instruction permit issued under s. 343.07 for not
13 less than 6 months.

14 5. The applicant has not committed a moving violation, specified by the
15 department by rule, resulting in a conviction during the 6-month period
16 immediately preceding application.

17 6. An adult sponsor who has signed for the applicant under s. 343.15 (1)
18 consents to a waiver of the driving skills test.

19 **SECTION 2833.** 343.16 (3) (a) of the statutes is amended to read:

20 343.16 (3) (a) Except as provided in s. 343.165 (4) (d), the department shall
21 examine every applicant for the renewal of an operator’s license once every 8 years.
22 The department may institute a method of selecting the date of renewal so that such
23 examination shall be required for each applicant for renewal of a license to gain a
24 uniform rate of examinations. Subject to ~~par.~~ pars. (am) and (c), the examination
25 shall consist of a test of eyesight. The department shall make provisions for giving

1 such examinations at examining stations in each county to all applicants for an
2 operator's license. The person to be examined shall appear at the examining station
3 nearest the person's place of residence or at such time and place as the department
4 designates in answer to an applicant's request. In lieu of examination, the applicant
5 may present or mail to the department a report of examination of the applicant's
6 eyesight by an ophthalmologist, optometrist or physician licensed to practice
7 medicine. The report shall be based on an examination made not more than 3 months
8 prior to the date it is submitted. The report shall be on a form furnished and in the
9 form required by the department. The department shall decide whether, in each
10 case, the eyesight reported is sufficient to meet the current eyesight standards.

11 **SECTION 2834.** 343.16 (3) (c) of the statutes is created to read:

12 343.16 (3) (c) 1. An applicant for the renewal of an operator's license other than
13 a commercial driver license may apply for the license, and the department may issue
14 the license, by any electronic means offered by the department if all of the following
15 apply:

16 a. The applicant's license is not subject to restrictions based on medical
17 conditions, other than a requirement that the applicant use corrective lenses.

18 b. The applicant is not more than 65 years of age.

19 c. The applicant verifies that he or she is aware that the license will contain the
20 marking specified in s. 343.03 (3r) and is not intended to be accepted by any federal
21 agency for federal identification or any other official purpose.

22 d. The applicant verifies that his or her eyesight is sufficient to meet the current
23 eyesight standards.

24 e. The applicant satisfies any eligibility criteria established by the department
25 under subd. 2.

1 2. The department may establish additional criteria for eligibility for license
2 renewal by electronic means under this paragraph.

3 3. a. The department may renew a license under this paragraph without a test
4 of eyesight.

5 b. Subject to s. 343.165 (7), the department may renew a license under this
6 paragraph without a photograph being taken if the department is able to produce a
7 photograph of the applicant from its records.

8 4. The department may not make consecutive renewals of an operator's license
9 by electronic means.

10 **SECTION 2835.** 343.165 (1) (c) of the statutes is amended to read:

11 343.165 (1) (c) Proof of the applicant's social security number or, except as
12 provided in sub. (7) (c) 2. and s. 343.14 (2g) (a) 4., verification that the applicant is
13 not eligible for a social security number.

14 **SECTION 2836.** 343.165 (1) (e) of the statutes is amended to read:

15 343.165 (1) (e) Subject to ss. 343.125 (2) (a) and (b) and 343.14 (2g) (a) 2. d., and
16 except as provided in sub. (7) (c) 1. and s. 343.14 (2) (es) 2m., the documentary proof
17 described in s. 343.14 (2) (es) 1m.

18 **SECTION 2837.** 343.165 (3) (b) of the statutes is amended to read:

19 343.165 (3) (b) The department may not accept any foreign document, other
20 than an official passport, to satisfy a requirement under sub. (1). This paragraph
21 does not apply to an application processed under sub. (7) (c).

22 **SECTION 2838.** 343.165 (3) (c) of the statutes is amended to read:

23 343.165 (3) (c) For purposes of par. (a) and sub. (1) (c), if an applicant presents
24 a social security number that is already registered to or associated with another
25 person, the department shall direct the applicant to investigate and take appropriate

1 action to resolve the discrepancy and shall not issue any operator's license or
2 identification card until the discrepancy is resolved. The department shall adopt
3 procedures for purposes of verifying that an applicant is not eligible for a social
4 security number, except with respect to applications processed under sub. (7) (c).

5 **SECTION 2839.** 343.165 (4) (b) of the statutes is amended to read:

6 343.165 (4) (b) The department shall establish an effective procedure to
7 confirm or verify an applicant's information for purposes of any application described
8 in par. (a). The procedure shall include verification of the applicant's social security
9 number or, except with respect to applications processed under sub. (7) (c),
10 ineligibility for a social security number.

11 **SECTION 2840.** 343.165 (4) (d) of the statutes is amended to read:

12 343.165 (4) (d) With any license or identification card renewal following a
13 license or identification card expiration established under s. 343.20 (1) (a) or (1m) or
14 343.50 (5) (bm) or (c) at other than an 8-year interval, the department may
15 determine whether the applicant's photograph is to be taken, or if the renewal is for
16 a license the applicant is to be examined, or both, at the time of such renewal, so long
17 as the applicant's photograph is taken, and if the renewal is for a license the
18 applicant is examined, with a license or card renewal at least once every 8 years and
19 the applicant's license or identification card at all times includes a photograph unless
20 an exception under s. 343.14 (3m) or 343.50 (4g) applies.

21 **SECTION 2841.** 343.165 (7) (a) (intro.) of the statutes is amended to read:

22 343.165 (7) (a) (intro.) The Subject to par. (c), the department may process an
23 application for, and issue or renew, an operator's license or identification card
24 without meeting the requirements under subs. (2) and (3) if all of the following apply:

25 **SECTION 2842.** 343.165 (7) (c) of the statutes is created to read:

1 343.165 (7) (c) 1. Notwithstanding s. 343.14 (2) (f), in processing an application
2 for, and issuing or renewing, an operator's license that contains the marking
3 specified in s. 343.03 (3r) or an identification card that contains the marking
4 specified in s. 343.50 (3) (b), the department may not include any question or require
5 any proof or documentation as to whether the applicant is a citizen or national of the
6 United States or lawfully present in the United States.

7 2. For an application processed under this paragraph, if the applicant does not
8 provide proof of the applicant's social security number, the applicant shall provide
9 verification, in the manner described in s. 343.14 (2) (br) 2., that the applicant does
10 not have a social security number.

11 3. Notwithstanding sub. (1) (a), for an application processed under this
12 paragraph, an applicant may provide an individual taxpayer identification number,
13 a foreign passport, or any other documentation deemed acceptable to the
14 department, in lieu of the documentation required under sub. (1) (a).

15 4. Notwithstanding sub. (1) (b) and (d), for an application processed under this
16 paragraph, an applicant may provide any documentation deemed acceptable to the
17 department, in lieu of the documentation required under sub. (1) (b) or (d).

18 **SECTION 2843.** 343.17 (3) (a) 16. of the statutes is created to read:

19 343.17 (3) (a) 16. If the license is marked as provided in s. 343.03 (3r) and the
20 license applicant did not provide a verified social security number with the license
21 application, the words "Not valid for voting purposes. Not evidence of citizenship or
22 immigration status."

23 **SECTION 2844.** 343.20 (1) (a) of the statutes is amended to read:

24 343.20 (1) (a) Except as otherwise expressly provided in this chapter,
25 probationary licenses issued under s. 343.085 shall expire 2 years from the date of

1 the applicant's next birthday. Licenses issued after cancellation shall expire on the
2 expiration date for the prior license at the time of cancellation. Subject to s. 343.125
3 (3), all other licenses and license endorsements shall expire 8 years after the date of
4 issuance or, if the license application was processed under s. 343.165 (7) (c) and the
5 applicant did not provide a verified social security number, 4 years after the date of
6 issuance. The department may institute any system of initial license issuance which
7 it deems advisable for the purpose of gaining a uniform rate of renewals. In order
8 to put such a system into operation, the department may issue licenses which are
9 valid for any period less than the ordinary effective period of such license. If the
10 department issues a license that is valid for less than the ordinary effective period
11 as authorized by this paragraph, the fees due under s. 343.21 (1) (b) and (d) shall be
12 prorated accordingly.

13 **SECTION 2845.** 343.20 (1) (f) of the statutes is amended to read:

14 343.20 (1) (f) The department shall cancel an operator's license, regardless of
15 the license expiration date, if the department receives information from a local, state,
16 or federal government agency that the licensee no longer satisfies the requirements
17 for issuance of a license under ss. 343.14 (2) (es) and 343.165 (1) (e). This paragraph
18 does not apply to an operator's license if the license application was processed under
19 s. 343.165 (7) (c).

20 **SECTION 2846.** 343.20 (1m) of the statutes is amended to read:

21 343.20 (1m) Notwithstanding sub. (1) (a), and except as provided in s. 343.165
22 (4) (c) and as otherwise provided in this subsection, a license that is issued to a person
23 who is not a United States citizen or permanent resident and who provides
24 documentary proof of legal status as provided under s. 343.14 (2) (es) ~~2., 4., 5., 6., or~~
25 ~~7.~~ 1m. b., d., e., f., or g. shall expire on the date that the person's legal presence in the

1 United States is no longer authorized or on the expiration date determined under
2 sub. (1), whichever date is earlier. If the documentary proof as provided under s.
3 343.14 (2) (es) 1m. does not state the date that the person's legal presence in the
4 United States is no longer authorized, sub. (1) shall apply except that, if the license
5 was issued or renewed based upon the person's presenting of any documentary proof
6 specified in s. 343.14 (2) (es) ~~4. to 7.~~ 1m. d. to g., the license shall, subject to s. 343.165
7 (4) (c), expire one year after the date of issuance or renewal. This subsection does not
8 apply to a license that contains the marking specified in s. 343.03 (3r).

9 **SECTION 2847.** 343.20 (2) (a) of the statutes is amended to read:

10 343.20 (2) (a) At least 30 days prior to the expiration of an operator's license,
11 the department shall provide to the licensee notice of renewal of the license either
12 by mail at the licensee's last-known address or, if desired by the licensee, by any
13 electronic means offered by the department. If the license was issued or last renewed
14 based upon the person's presenting of any documentary proof specified in s. 343.14
15 (2) (es) ~~4. to 7.~~ 1m. d. to g., the notice shall inform the licensee of the requirement
16 under s. 343.165 (4) (c).

17 **SECTION 2848.** 343.50 (1) (c) 1. of the statutes is amended to read:

18 343.50 (1) (c) 1. The department may issue a receipt to any applicant for an
19 identification card, and shall issue a receipt to an applicant requesting an
20 identification card under sub. (5) (a) 3., which receipt shall constitute a temporary
21 identification card while the application is being processed and shall be valid for a
22 period not to exceed ~~60~~ 180 days. If the application for an identification card is
23 processed under the exception specified in s. 343.165 (7) or (8), the receipt shall
24 include the marking specified in sub. (3) (b).

25 **SECTION 2849.** 343.50 (3) (a) and (b) of the statutes are amended to read:

1 343.50 (3) (a) The card shall be the same size as an operator's license but shall
2 be of a design which is readily distinguishable from the design of an operator's license
3 and bear upon it the words "IDENTIFICATION CARD ONLY." The information on
4 the card shall be the same as specified under s. 343.17 (3). If the issuance of the card
5 requires the applicant to present any documentary proof specified in s. 343.14 (2) (es)
6 ~~4. to 7. 1m. d. to g.~~, the card shall display, on the front side of the card, a legend
7 identifying the card as temporary. The card shall contain physical security features
8 consistent with any requirement under federal law. The card may serve as a record
9 of gift under s. 157.06 (2) (t) and the holder may affix a sticker thereto as provided
10 in s. 343.175 (3). The card may also serve as a record of refusal under s. 157.06 (2)
11 (u). Except as provided in sub. (4g), the card shall contain the holder's photograph
12 and, if applicable, shall be of the design specified under s. 343.17 (3) (a) 12.

13 (b) If an identification card is issued based upon the exception specified in s.
14 343.165 (7) or (8), the card shall, in addition to any other required legend or design,
15 be of the design specified under s. 343.17 (3) (a) 14. and include a marking similar
16 or identical to the marking described in s. 343.03 (3r) and, if applicable, the words
17 specified in s. 343.17 (3) (a) 16.

18 **SECTION 2850.** 343.50 (5) (b) of the statutes is amended to read:

19 343.50 (5) (b) Except as provided in pars. (bm), (c), and (d) and s. 343.165 (4)
20 (c), an original or reinstated card shall be valid for the succeeding period of 8 years
21 from the applicant's next birthday after the date of issuance, and a renewed card
22 shall be valid for the succeeding period of 8 years from the card's last expiration date.

23 **SECTION 2851.** 343.50 (5) (bm) of the statutes is created to read:

24 343.50 (5) (bm) Notwithstanding par. (d), if the identification card application
25 was processed under s. 343.165 (7) (c) and the applicant did not provide a verified

1 social security number, an original or reinstated card shall be valid for the succeeding
2 period of 2 years from the applicant's next birthday after the date of issuance, and
3 a renewed card shall be valid for the succeeding period of 2 years from the card's last
4 expiration date.

5 **SECTION 2852.** 343.50 (5) (c) of the statutes is amended to read:

6 343.50 (5) (c) Except as provided in s. 343.165 (4) (c) and as otherwise provided
7 in this paragraph, an identification card that is issued to a person who is not a United
8 States citizen and who provides documentary proof of legal status as provided under
9 s. 343.14 (2) (es) 1m. shall expire on the date that the person's legal presence in the
10 United States is no longer authorized or on the expiration date determined under
11 par. (b), whichever date is earlier. If the documentary proof as provided under s.
12 343.14 (2) (es) 1m. does not state the date that the person's legal presence in the
13 United States is no longer authorized, then the card shall be valid for the period
14 specified in par. (b) except that, if the card was issued or renewed based upon the
15 person's presenting of any documentary proof specified in s. 343.14 (2) (es) ~~4. to 7.~~
16 1m. d. to g., the card shall, subject to s. 343.165 (4) (c), expire one year after the date
17 of issuance or renewal. This paragraph does not apply to an identification card that
18 contains the marking specified in sub. (3) (b).

19 **SECTION 2853.** 343.50 (6) of the statutes is amended to read:

20 343.50 (6) RENEWAL NOTICE. At least 30 days prior to the expiration of an
21 identification card, the department shall provide to the card holder notice of renewal
22 of the card either by mail at the card holder's last-known address or, if desired by
23 the card holder, by any electronic means offered by the department. If the card was
24 issued or last renewed based upon the person's presenting of any documentary proof
25 specified in s. 343.14 (2) (es) ~~4. to 7.~~ 1m. d. to g., the notice shall inform the card holder

1 of the requirement under s. 343.165 (4) (c). The department shall include with the
2 notice information, as developed by all organ procurement organizations in
3 cooperation with the department, that promotes anatomical donations and which
4 relates to the anatomical donation opportunity available under s. 343.175. The
5 department may renew an identification card by mail or by any electronic means
6 available to the department, but the department may not make consecutive renewals
7 by mail or electronic means.

8 **SECTION 2854.** 343.50 (8) (b) of the statutes is repealed.

9 **SECTION 2855.** 343.50 (8) (c) 1. of the statutes is amended to read:

10 343.50 (8) (c) 1. Notwithstanding ~~par. (b) and~~ ss. 343.027, 343.14 (2j), and
11 343.237 (2), the department shall, upon request, provide to the driver licensing
12 agencies of other jurisdictions any record maintained by the department of
13 transportation under this subsection, including providing electronic access to any
14 such record.

15 **SECTION 2856.** 343.50 (8) (c) 2. of the statutes is amended to read:

16 343.50 (8) (c) 2. Notwithstanding ~~par. (b) and~~ s. 343.14 (2j), the department
17 may, upon request, provide to the department of health services any applicant
18 information maintained by the department of transportation and identified in s.
19 343.14 (2), including providing electronic access to the information, for the sole
20 purpose of verification by the department of health services of birth record
21 information.

22 **SECTION 2857.** 343.50 (8) (c) 3. of the statutes is amended to read:

23 343.50 (8) (c) 3. Notwithstanding ~~par. (b) and~~ s. 343.14 (2j), the department
24 may, upon request, provide to the elections commission for the sole purpose of
25 allowing the chief election officer to comply with the terms of the agreement under

1 s. 6.36 (1) (ae) any applicant information or identification card holder information
2 maintained by the department of transportation and identified in s. 343.14 (2).

3 **SECTION 2858.** 343.50 (8) (c) 4. of the statutes is amended to read:

4 343.50 (8) (c) 4. Notwithstanding ~~par. (b)~~ and s. 343.14 (2j), the department
5 may, upon request, provide to the department of revenue any applicant information,
6 including social security numbers, maintained by the department of transportation
7 and identified in s. 343.14 (2), including providing electronic access to the
8 information. Any information obtained by the department of revenue under this
9 subdivision is subject to the confidentiality provisions of s. 71.78.

10 **SECTION 2859.** 343.50 (8) (c) 5. of the statutes is repealed.

11 **SECTION 2860.** 343.50 (8) (c) 6. of the statutes is created to read:

12 343.50 (8) (c) 6. Notwithstanding any other provision of this paragraph, the
13 department may not disclose to any person the fact that an applicant has provided
14 verification under s. 343.165 (7) (c) 2. that the applicant does not have a social
15 security number, except to the elections commission for purposes of administering
16 the agreement described in s. 5.056.

17 **SECTION 2861.** 343.50 (10) (c) of the statutes is amended to read:

18 343.50 (10) (c) Whenever the department receives information from a local,
19 state, or federal government agency that the card holder no longer satisfies the
20 requirements for issuance of a card under ss. 343.14 (2) (es) and 343.165 (1) (e). A
21 card cancelled under this paragraph may not be reinstated under sub. (5) until these
22 requirements are again satisfied. This paragraph does not apply to a card if the card
23 application was processed under s. 343.165 (7) (c).

24 **SECTION 2862.** 345.26 (1) (a) of the statutes is amended to read:

1 345.26 (1) (a) A person arrested under s. 345.22 ~~or 345.28 (5)~~ for the violation
2 of a traffic regulation who is allowed to make a deposit under s. 345.23 (2) (a) ~~or~~
3 ~~345.28 (5)~~ shall deposit the money as the arresting officer directs by either mailing
4 the deposit at a nearby mailbox to the office of the sheriff, headquarters of the county
5 traffic patrol, district headquarters or station of the state traffic patrol, city, village
6 or town police headquarters or a precinct station, the office of the municipal judge,
7 the office of the clerk of court, or by going, in the custody of the arresting officer, to
8 any of those places to make the deposit.

9 **SECTION 2863.** 345.28 (3) (a) of the statutes is amended to read:

10 345.28 (3) (a) If the person does not pay the forfeiture or appear in court in
11 response to the citation for a nonmoving traffic violation on the date specified in the
12 citation or, if no date is specified in the citation, within 28 days after the citation is
13 issued, the authority that issued the citation may issue a summons under s. 968.04
14 (3) (b) to the person and, in lieu of or in addition to issuing the summons, may proceed
15 under sub. (4) ~~or (5)~~ but, ~~except as provided in this section,~~ no warrant may be issued
16 for the person. If the person does not pay towing and storage charges associated with
17 a citation for a nonmoving traffic violation, the authority that issued the citation may
18 proceed under sub. (4).

19 **SECTION 2864.** 345.28 (5) of the statutes is repealed.

20 **SECTION 2865.** 345.28 (5m) (a) (intro.) of the statutes is amended to read:

21 345.28 (5m) (a) (intro.) No notice under sub. (4) (a) 1. may be sent to the
22 department, or if the notice has already been sent the notice shall be canceled, and
23 no further action may be taken against the owner under sub. (4) ~~or (5)~~ or s. 341.10
24 (7m) or 341.63 (1) (c) if:

25 **SECTION 2866.** 345.28 (5r) (a) (intro.) of the statutes is amended to read:

1 345.28 **(5r)** (a) (intro.) No notice under sub. (4) (a) 2. may be sent to the
2 department, or if the notice has already been sent the notice shall be canceled, and
3 no further action may be taken against the owner under sub. (4) ~~or (5)~~ or s. 341.10
4 (7m) or 341.63 (1) (c) if:

5 **SECTION 2867.** 345.28 (7) of the statutes is repealed.

6 **SECTION 2868.** 345.36 (3) of the statutes is amended to read:

7 345.36 **(3)** If the offense involved is a nonmoving traffic violation ~~and the~~
8 ~~defendant is subject to s. 345.28 (5) (e), a default judgment may be entered and~~
9 ~~opened as provided in s. 345.28 (5) (e) the person shall be deemed to have entered a~~
10 ~~plea of no contest. The court shall accept the plea of no contest, find the defendant~~
11 ~~guilty, and proceed under s. 345.47. The court shall give notice of the entry of~~
12 ~~judgment to the defendant by mailing a copy of the judgment to the defendant's~~
13 ~~last-known address. The court shall also mail to the defendant's last-known~~
14 ~~address a statement setting forth the actions the court may take under s. 345.47 if~~
15 ~~the judgment is not paid.~~

16 **SECTION 2869.** 345.37 (1) (b) of the statutes is amended to read:

17 345.37 **(1)** (b) Deem the nonappearance a plea of no contest and enter judgment
18 accordingly. If the defendant has posted bond for appearance at that date, the court
19 may also order the bond forfeited. The court shall promptly mail a copy or notice of
20 the judgment to the defendant. The judgment shall allow not less than 20 days from
21 the date thereof for payment of any forfeiture, plus costs, fees, and surcharges
22 imposed under ch. 814. If the defendant moves to open the judgment within 6 months
23 after the court appearance date fixed in the citation, and shows to the satisfaction
24 of the court that the failure to appear was due to mistake, inadvertence, surprise, or
25 excusable neglect, the court shall open the judgment, accept a not guilty plea, and

1 set a trial date. The court may impose costs under s. 814.07. The court shall
2 immediately notify the department to delete the record of conviction based upon the
3 original judgment. ~~If the offense involved is a nonmoving traffic violation and the~~
4 ~~defendant is subject to s. 345.28 (5) (c), a default judgment may be entered and~~
5 ~~opened as provided in s. 345.28 (5) (c).~~

6 **SECTION 2870.** 345.37 (1) (c) of the statutes is created to read:

7 345.37 (1) (c) If the offense involved is a nonmoving traffic violation, a default
8 judgment may be entered and the person shall be deemed to have entered a plea of
9 no contest. The court shall accept the plea of no contest, find the defendant guilty,
10 and proceed under s. 345.47. The court shall give notice of the entry of judgment to
11 the defendant by mailing a copy of the judgment to the defendant's last-known
12 address. The court shall also mail to the defendant's last-known address a
13 statement setting forth the actions the court may take under s. 345.47 if the
14 judgment is not paid.

15 **SECTION 2871.** 345.47 (1) (intro.) of the statutes is amended to read:

16 345.47 (1) (intro.) If the defendant is found guilty, the court may enter
17 judgment against the defendant for a monetary amount not to exceed the maximum
18 forfeiture provided for the violation, plus costs, fees, and surcharges imposed under
19 ~~ch. 814, and, in.~~ In addition, if the defendant is found guilty of a violation other than
20 a nonmoving violation under s. 345.28, the court may suspend or revoke his or her
21 operating privilege under s. 343.30. Upon entering judgment, the court shall notify
22 the defendant personally, if the defendant is present, and in writing that the
23 defendant should notify the court if he or she is unable to pay the judgment because
24 of poverty, as that term is used in s. 814.29 (1) (d). If the defendant is present and
25 the court, using the criteria in s. 814.29 (1) (d), determines that the defendant is

1 unable to pay the judgment because of poverty, the court shall provide the defendant
2 with an opportunity to pay the judgment in installments, taking into account the
3 defendant's income. If the judgment is not paid or if the defendant fails to make any
4 ordered installment payment, the court shall order:

5 **SECTION 2872.** 345.47 (1) (b) of the statutes is amended to read:

6 345.47 (1) (b) In lieu of imprisonment and in addition to any other suspension
7 or revocation, that the defendant's operating privilege be suspended. The operating
8 privilege shall be suspended for 30 days or until the person pays the forfeiture, plus
9 costs, fees, and surcharges imposed under ch. 814, but not to exceed one year. If the
10 defendant has notified the court that he or she is unable to pay the judgment because
11 of poverty, and if the court, using the criteria in s. 814.29 (1) (d), determines that the
12 defendant is unable to pay the judgment because of poverty, the court may not
13 suspend the defendant's operating privilege without first providing the defendant
14 with an opportunity to pay the judgment in installments, taking into account the
15 defendant's income. Suspension under this paragraph shall not affect the power of
16 the court to suspend or revoke under s. 343.30 or the power of the secretary to
17 suspend or revoke the operating privilege. This paragraph does not apply if the
18 judgment was entered solely for violation of an ordinance unrelated to the violator's
19 operation of a motor vehicle or for a nonmoving violation under s. 345.28.

20 **SECTION 2873.** 349.02 (2) (b) 4. of the statutes is amended to read:

21 349.02 (2) (b) 4. Local ordinances enacted under s. 59.54 (25) (a) or (25m) or
22 66.0107 (1) (bm).

23 **SECTION 2874.** 350.12 (3) (c) 2. of the statutes is amended to read:

24 350.12 (3) (c) 2. The fee for issuing or renewing a commercial snowmobile
25 certificate is \$90. Upon receipt of the application through an online application

1 system or on a form required by the department and the fee required under this
2 subdivision, the department shall issue to the applicant a commercial snowmobile
3 certificate and 3 registration decals. The fee for additional registration decals is \$30
4 per decal.

5 **SECTION 2875.** 350.12 (3) (d) 1. of the statutes is amended to read:

6 350.12 (3) (d) 1. Upon receipt of the required fee, a sales report, payment of
7 sales and use taxes due under s. 77.61 (1), and an application through an online
8 application system or on forms prescribed by the department, a temporary operating
9 receipt or a registration certificate and 2 registration decals shall be issued to the
10 applicant using one of the procedures specified in sub. (3h) (ag) 1.

11 **SECTION 2876.** 350.12 (3) (e) of the statutes is amended to read:

12 350.12 (3) (e) If a registration certificate, registration decal, or commercial
13 snowmobile certificate is lost or destroyed, the holder of the certificate or decal may
14 apply for a duplicate through an online application system or on forms provided for
15 by the department accompanied by a fee of \$5. Upon receipt of a proper application
16 and the required fee, the department or an agent appointed under sub. (3h) (a) 3.
17 shall issue a duplicate certificate, decal, or plate to the applicant.

18 **SECTION 2877.** 350.12 (3) (f) of the statutes is created to read:

19 350.12 (3) (f) All fees remitted to or collected by the department under pars. (a)
20 and (e) shall be credited to the appropriation account under s. 20.370 (9) (hu).

21 **SECTION 2878.** 350.12 (3h) (ag) 3. of the statutes is created to read:

22 350.12 (3h) (ag) 3. Under either procedure under subd. 1., an agent may accept
23 an application by facilitating an online application for registration documents.

24 **SECTION 2879.** 350.12 (3h) (ar) of the statutes is amended to read:

1 350.12 **(3h)** (ar) *Registration; supplemental fees.* In addition to the applicable
2 fee under sub. (3) (a), ~~each when an~~ agent appointed under par. (a) 3. who accepts an
3 application to renew registration documents ~~in person, or the department accepts an~~
4 application to renew registration documents through a statewide automated system,
5 the agent or the department shall collect an issuing fee of 50 cents and a transaction
6 fee of 50 cents each time the agent or the department issues renewal registration
7 documents or a renewal temporary operating receipt under par. (ag) 1. a. or b. The
8 agent or the department shall retain the entire amount of each issuing fee and
9 transaction fee the agent or the department collects.

10 **SECTION 2880.** 350.12 (3j) (e) 4. of the statutes is created to read:

11 350.12 **(3j)** (e) 4. All fees remitted to or collected by the department under subd.
12 2. shall be credited to the appropriation account under s. 20.370 (9) (hu).

13 **SECTION 2881.** 350.12 (4) (a) (intro.) of the statutes is amended to read:

14 350.12 **(4)** (a) *Enforcement, administration and related costs.* (intro.) The
15 moneys appropriated from s. 20.370 (3) ~~(ak)~~ and (aq), (5) (es) and (9) (mu) and (mw)
16 may be used for the following:

17 **SECTION 2882.** 350.12 (4) (a) 3m. of the statutes is amended to read:

18 350.12 **(4)** (a) 3m. The cost of state law enforcement efforts as appropriated
19 under s. 20.370 (3) ~~(ak)~~ and (aq); and

20 **SECTION 2883.** 350.12 (4) (am) of the statutes is amended to read:

21 350.12 **(4)** (am) *Enforcement aids to department.* Of the amounts appropriated
22 under s. 20.370 (3) ~~(ak)~~ and (aq), the department shall allocate \$26,000 in each fiscal
23 year to be used exclusively for the purchase of snowmobiles or trailers to carry
24 snowmobiles, or both, to be used in state law enforcement efforts.

25 **SECTION 2884.** 350.12 (4) (b) (intro.) of the statutes is amended to read:

1 350.12 (4) (b) *Trail aids and related costs.* (intro.) The moneys appropriated
2 under s. 20.370 (1) (mq) and (5) (cb), (cr), (cs), and (cw) shall be used for development
3 and maintenance, the cooperative snowmobile sign program, major reconstruction
4 or rehabilitation to improve bridges on existing approved trails, trail rehabilitation,
5 signing of snowmobile routes, and state snowmobile trails and areas, and real-time
6 online tracking of snowmobile trail grooming and geographic information system
7 mapping of snowmobile trails. The department may also obligate from the
8 appropriation account under s. 20.866 (2) (ta) moneys for any of these purposes,
9 except maintenance and except online snowmobile trail grooming tracking and
10 mapping of snowmobile trails. Except as provided in par. (bd), the moneys shall be
11 distributed as follows:

12 **SECTION 2885.** 350.12 (4) (b) (intro.) of the statutes, as affected by 2021
13 Wisconsin Act (this act), is amended to read:

14 350.12 (4) (b) *Trail aids and related costs.* (intro.) The moneys appropriated
15 under s. 20.370 (1) (mq) and (5) (cb), (cr), (cs), and (cw) shall be used for development
16 and maintenance, the cooperative snowmobile sign program, major reconstruction
17 or rehabilitation to improve bridges on existing approved trails, trail rehabilitation,
18 signing of snowmobile routes, state snowmobile trails and areas, and real-time
19 online tracking of snowmobile trail grooming and geographic information system
20 mapping of snowmobile trails. ~~The department may also obligate from the~~
21 ~~appropriation account under s. 20.866 (2) (ta) moneys for any of these purposes,~~
22 ~~except maintenance and except online snowmobile trail grooming tracking and~~
23 ~~mapping of snowmobile trails.~~ Except as provided in par. (bd), the moneys shall be
24 distributed as follows:

25 **SECTION 2886.** 350.12 (4) (b) 5. of the statutes is created to read:

1 350.12 (4) (b) 5. For direct payment to a qualified vendor to provide real-time
2 tracking of snowmobile trail grooming through the department's online trail
3 grooming reporting system and to develop and maintain an accurate, statewide
4 geographic information system map of snowmobile trails.

5 **SECTION 2887.** 440.03 (13) (b) 20m. of the statutes is created to read:

6 440.03 (13) (b) 20m. Dental therapist.

7 **SECTION 2888.** 440.08 (2) (a) 25m. of the statutes is created to read:

8 440.08 (2) (a) 25m. Dental therapist: October 1 of each odd-numbered year.

9 **SECTION 2889.** 440.11 (title) of the statutes is repealed and recreated to read:

10 **440.11 (title) Communications with department.**

11 **SECTION 2890.** 440.11 (1m) of the statutes is created to read:

12 440.11 (1m) (a) An applicant for or recipient of a credential shall provide the
13 department with a current electronic mail address at the time of application or
14 renewal that may be used to receive electronic communications from the
15 department. An applicant for or recipient of a credential who changes his or her
16 electronic mail address or whose current electronic mail address becomes inactive
17 shall notify the department of such change within 30 days of the change in writing
18 or in accordance with other notification procedures approved by the department.

19 (b) Electronic communications under this subsection may not be substituted
20 for the service of any process, notice, or demand under sub. (2).

21 (c) Notwithstanding par. (a), an applicant for or recipient of a credential who
22 does not have reasonable access to the Internet may maintain paper communication
23 with the department.

24 **SECTION 2891.** 447.01 (6g) of the statutes is created to read:

1 447.01 (6g) “Dental therapist” means an individual who practices dental
2 therapy.

3 **SECTION 2892.** 447.01 (6r) of the statutes is created to read:

4 447.01 (6r) “Dental therapy” means the limited practice of dentistry, consisting
5 of the services, treatments, and procedures specified in s. 447.06 (3) (b).

6 **SECTION 2893.** 447.02 (1) (a) of the statutes is amended to read:

7 447.02 (1) (a) Governing the reexamination of an applicant who fails an
8 examination specified in s. 447.04 (1) (a) 5., (1m) (a) 5., or (2) (a) 5. The rules may
9 specify additional educational requirements for those applicants and may specify the
10 number of times an applicant may be examined.

11 **SECTION 2894.** 447.02 (1) (b) of the statutes is amended to read:

12 447.02 (1) (b) Governing the standards and conditions for the use of radiation
13 and ionizing equipment in the practice of dentistry or dental therapy.

14 **SECTION 2895.** 447.02 (1) (g) of the statutes is created to read:

15 447.02 (1) (g) Specifying services, treatments, or procedures, in addition to
16 those specified under s. 447.06 (3) (c) 1. to 28., that are included within the practice
17 of dental therapy.

18 **SECTION 2896.** 447.02 (2) (a) of the statutes is amended to read:

19 447.02 (2) (a) The conditions for supervision and the degree of supervision
20 required under ss. 447.03 (3) (a), (am), (b) and (d) 2. and 447.065.

21 **SECTION 2897.** 447.02 (2) (k) of the statutes is created to read:

22 447.02 (2) (k) The settings in which a dental therapist may practice dental
23 therapy. The examining board shall specify only settings that primarily serve
24 low-income, uninsured, and underserved patients, including all of the following:

1 1. Settings located in areas that are designated as a dental health professional
2 shortage area by the secretary of the federal department of health and human
3 services under 42 USC 254e.

4 2. Military and veterans administration hospitals, clinics, and care settings.

5 3. Any other practice setting in which at least 50 percent of the patients consist
6 of patients who are any of the following:

7 a. Patients who receive medical assistance.

8 b. Patients who do not have dental health coverage, either through a public
9 health care program or private insurance, and have an annual gross family income
10 equal to or less than 200 percent of the federal poverty line.

11 **SECTION 2898.** 447.02 (3) (a) (intro.) of the statutes is amended to read:

12 447.02 (3) (a) (intro.) The examining board may issue a permit authorizing the
13 practice in this state, without compensation, of dentistry, dental therapy, or dental
14 hygiene to an applicant who is licensed to practice dentistry, dental therapy, or dental
15 hygiene in another state, if all of the following apply:

16 **SECTION 2899.** 447.02 (3) (a) 2. of the statutes is amended to read:

17 447.02 (3) (a) 2. The examining board determines that the applicant is qualified
18 and satisfies the criteria specified under s. 447.04 (1) (b) 1. to 3., except that the
19 examining board may not require the applicant to pass an examination of state
20 statutes and rules relating to dentistry, dental therapy, or dental hygiene.

21 **SECTION 2900.** 447.02 (3) (b) of the statutes is amended to read:

22 447.02 (3) (b) A permit under this subsection shall authorize the practice of
23 dentistry, dental therapy, or dental hygiene in a specified area of the state for a period
24 of time not more than 10 days in a year and may be renewed by the examining board.

1 The examining board may not require an applicant to pay a fee for the issuance or
2 renewal of a permit under this subsection.

3 **SECTION 2901.** 447.02 (5) of the statutes is amended to read:

4 447.02 (5) Except as provided in ss. 447.058 and 447.063, nothing in this
5 chapter may be construed as authorizing the examining board to regulate business
6 or administrative support functions or services, that do not constitute the practice
7 of dentistry, dental therapy, or dental hygiene, provided to a business that provides
8 dental or dental hygiene services.

9 **SECTION 2902.** 447.03 (1m) of the statutes is created to read:

10 447.03 (1m) DENTAL THERAPISTS. Except as provided under sub. (3) and s.
11 447.02 (3), no person may do any of the following unless he or she is licensed to
12 practice dental therapy under this chapter:

13 (a) Practice or offer to practice dental therapy.

14 (b) Represent himself or herself to the public as a dental therapist or use, in
15 connection with his or her name, any title or description that may convey the
16 impression that he or she is a dental therapist.

17 **SECTION 2903.** 447.03 (3) (am) of the statutes is created to read:

18 447.03 (3) (am) A dental therapy student who practices dental therapy under
19 the supervision of a dentist in an infirmary, clinic, hospital, or other institution
20 connected or associated for training purposes with an accredited dental therapy
21 school.

22 **SECTION 2904.** 447.03 (3) (c) of the statutes is amended to read:

23 447.03 (3) (c) An individual licensed to practice dentistry, dental therapy, or
24 dental hygiene in another state or country who practices dentistry, dental therapy,
25 or dental hygiene in a program of dental education or research at the invitation of

1 a group of dentists or practices dentistry, dental therapy, or dental hygiene under the
2 jurisdiction of the army, navy, air force, U.S. public health service, or veterans
3 bureau.

4 **SECTION 2905.** 447.04 (1m) of the statutes is created to read:

5 447.04 (1m) DENTAL THERAPISTS. (a) The examining board shall grant a license
6 to practice dental therapy to an individual who does all of the following:

7 1. Submits an application for the license to the department on a form provided
8 by the department.

9 2. Pays the fee specified in s. 440.05 (1).

10 3. Submits evidence satisfactory to the examining board that he or she has done
11 one of the following:

12 a. Graduated from an accredited dental therapy education program.

13 b. Graduated from a dental therapy education program that was not accredited
14 at the time of graduation, but was accredited or approved by a state dental licensing
15 board, was certified as a community health aide program dental therapy education
16 program under U.S. Indian health service standards, or is otherwise approved by the
17 examining board as being substantially comparable to an accredited program.

18 4. Submits evidence satisfactory to the examining board that he or she has
19 passed a national board dental therapy examination and a dental therapy clinical
20 examination administered by a regional testing service that has been approved by
21 the examining board to administer clinical examinations for dental professionals.
22 If a national board examination or a regional testing service examination for dental
23 therapy does not exist, the examining board shall accept evidence of passing an
24 alternative examination administered by another entity or testing service that is
25 approved by the examining board.

1 5. Passes an examination administered by the examining board on the statutes
2 and rules relating to dental therapy.

3 5m. Submits evidence satisfactory to the examining board that he or she has
4 current proficiency in cardiopulmonary resuscitation, including the use of an
5 automated external defibrillator achieved through instruction provided by an
6 individual, organization, or institution of higher education approved under s. 46.03
7 (38) to provide such instruction.

8 6. Completes any other requirements established by the examining board by
9 rule that are comparable to and no more restrictive than the requirements
10 established by the board for dentists under sub. (1) (a) 6. and dental hygienists under
11 sub. (2) (a) 6.

12 (b) The examining board may grant a license to practice dental therapy to an
13 individual who is licensed or certified in good standing to practice dental therapy in
14 another state or territory of the United States or in another country, or by the U.S.
15 Indian health service community health aide program, if the applicant complies with
16 all of the following requirements:

17 1. Meets the requirements for licensure established by the examining board by
18 rule. The board shall establish requirements under this subdivision that are
19 comparable to and no more restrictive than the requirements established by the
20 board for dentists under sub. (1) (b) 1. and dental hygienists under sub. (2) (b) 1.

21 2. Submits evidence satisfactory to the examining board that the person has
22 current proficiency in cardiopulmonary resuscitation, including the use of an
23 automated external defibrillator achieved through instruction provided by an
24 individual, organization, or institution of higher education qualified to provide such
25 instruction. The examining board shall consult with the department of health

1 services to determine whether an individual, organization, or institution of higher
2 education is qualified to provide instruction under this subdivision.

3 3. Presents the license or certification to the examining board and pays the fee
4 specified under s. 440.05 (2).

5 **SECTION 2906.** 447.05 of the statutes is amended to read:

6 **447.05 Expiration and renewal.** Renewal applications shall be submitted
7 to the department on a form provided by the department on or before the applicable
8 renewal date specified under s. 440.08 (2) (a) and shall include the applicable
9 renewal fee determined by the department under s. 440.03 (9) (a). The examining
10 board may not renew a license to practice dentistry unless the applicant for renewal
11 attests that he or she has complied with s. 447.056, that he or she has current
12 proficiency in cardiopulmonary resuscitation, including and that he or she has
13 current proficiency in the use of an automated external defibrillator achieved
14 through instruction provided by an individual, organization, or institution of higher
15 education approved under s. 46.03 (38) to provide such instruction. The examining
16 board may not renew a license to practice dental therapy unless the applicant for
17 renewal attests that he or she has complied with s. 447.057 and any rules
18 promulgated under s. 447.057, that he or she has current proficiency in
19 cardiopulmonary resuscitation, and that he or she has current proficiency in the use
20 of an automated external defibrillator achieved through instruction provided by an
21 individual, organization, or institution of higher education approved under s. 46.03
22 (38) to provide such instruction. The examining board may not renew a license to
23 practice dental hygiene unless the applicant for renewal attests that he or she has
24 complied with s. 447.055 and any rules promulgated by the examining board under
25 s. 447.055, that he or she has a current certification in cardiopulmonary

1 resuscitation, and that he or she has current proficiency in the use of an automated
2 external defibrillator achieved through instruction provided by an individual,
3 organization, or institution of higher education approved under s. 46.03 (38) to
4 provide such instruction.

5 **SECTION 2907.** 447.057 of the statutes is created to read:

6 **447.057 Continuing education; dental therapists.** (1) (a) Except as
7 provided in subs. (3) and (4), a person is not eligible for renewal of a license to practice
8 dental therapy, other than a permit issued under s. 447.02 (3), unless the person has
9 taught, prepared, attended, or otherwise completed, during the 2-year period
10 immediately preceding the renewal date specified under s. 440.08 (2) (a), 12 credit
11 hours of continuing education relating to the clinical practice of dental therapy that
12 is sponsored or recognized by a local, state, regional, national, or international
13 dental, dental therapy, dental hygiene, dental assisting, or medical-related
14 professional organization.

15 (b) Continuing education required under par. (a) may include training in all of
16 the following:

17 1. Basic life support or cardiopulmonary resuscitation. Not more than 2 of the
18 credit hours required under par. (a) may be satisfied by such training.

19 2. Infection control. Not less than 2 of the credit hours required under par. (a)
20 shall be satisfied by such training.

21 (c) After consultation with the department of health services, the examining
22 board may promulgate rules requiring that continuing education credit hours under
23 par. (a) include courses in specific clinical subjects.

24 (2) The credit hours required under sub. (1) (a) may be satisfied by independent
25 study, correspondence, or Internet programs or courses.

1 **(3)** Subsection (1) (a) does not apply to an applicant for renewal of a license that
2 expires on the first renewal date after the date on which the examining board
3 initially granted the license.

4 **(4)** A person may substitute credit hours of college level courses related to the
5 practice of dental therapy for the credit hours required under sub. (1) (a). For
6 purposes of this subsection, one credit hour of a college level course is equivalent to
7 6 credit hours of continuing education.

8 **(5)** For purposes of sub. (1) (a), one hour of teaching or preparing a continuing
9 education program is equivalent to one credit hour of continuing education, but a
10 person who teaches or prepares a continuing education program may obtain credit
11 for the program only once during the 2-year period immediately preceding the
12 renewal date.

13 **(6)** The examining board may require applicants for renewal of a license to
14 practice dental therapy to submit proof of compliance with the requirements of this
15 section.

16 **SECTION 2908.** 447.06 (1) of the statutes is amended to read:

17 447.06 **(1)** No contract of employment entered into between a dentist or dental
18 therapist and any other party under which the dentist or dental therapist renders
19 dental services may require the dentist or dental therapist to act in a manner ~~which~~
20 that violates the professional standards for dentistry or dental therapy set forth in
21 this chapter. Nothing in this subsection limits the ability of the other party to control
22 the operation of the dental practice in a manner in accordance with the professional
23 standards for dentistry or dental therapy set forth in this chapter.

24 **SECTION 2909.** 447.06 (1m) of the statutes is created to read:

1 447.06 (1m) No contract of employment entered into between a dental
2 therapist and any other party under which the dental therapist is employed to
3 practice dental therapy may require a dental therapist to meet a minimum quota for
4 the number of patients seen or the number of procedures performed.

5 **SECTION 2910.** 447.06 (2) (a) 3. of the statutes is amended to read:

6 447.06 (2) (a) 3. For a school for the education of dentists, dental therapists,
7 or dental hygienists.

8 **SECTION 2911.** 447.06 (2) (b) of the statutes is amended to read:

9 447.06 (2) (b) A dental hygienist may practice dental hygiene or perform
10 remediable procedures under par. (a) 1. only as authorized by a dentist or dental
11 therapist who is licensed to practice dentistry or dental therapy under this chapter
12 and who is present in the facility in which those practices or procedures are
13 performed, except as provided in par. (c).

14 **SECTION 2912.** 447.06 (2) (c) (intro.) of the statutes is amended to read:

15 447.06 (2) (c) (intro.) A dental hygienist may practice dental hygiene or perform
16 remediable procedures under par. (a) 1. if a dentist or dental therapist who is licensed
17 to practice dentistry or dental therapy under this chapter is not present in the facility
18 in which those practices or procedures are performed only if all of the following
19 conditions are met:

20 **SECTION 2913.** 447.06 (2) (c) 2. (intro.) of the statutes is amended to read:

21 447.06 (2) (c) 2. (intro.) The dentist or dental therapist who made the written
22 or oral prescription has examined the patient at least once during the 12-month
23 period immediately preceding:

24 **SECTION 2914.** 447.06 (3) of the statutes is created to read:

25 447.06 (3) (a) In this subsection:

1 1. “Collaborative management agreement” means an agreement under par. (d).

2 2. “Permitted practice settings” means the settings that a dental therapist is
3 allowed to practice dental therapy, as established by the board under s. 447.02 (2) (k).

4 3. “Qualifying dentist” means a dentist who is licensed in this state and who
5 is actively practicing in this state.

6 (b) A dental therapist licensed under this chapter may practice only in
7 permitted practice settings.

8 (c) The scope of practice of a dental therapist shall, subject to the terms of a
9 collaborative management agreement, be limited to providing the following services,
10 treatments, and procedures:

11 1. Oral evaluation and assessment of dental disease and formulation of an
12 individualized treatment plan.

13 2. Identification of oral and systemic conditions requiring evaluation or
14 treatment by dentists, physicians, or other health care providers and the
15 management of referrals.

16 3. Comprehensive charting of the oral cavity.

17 4. Oral health instruction and disease prevention education, including
18 nutritional counseling and dietary analysis.

19 5. Exposure and evaluation of radiographic images.

20 6. Dental prophylaxis, including subgingival scaling and polishing procedures.

21 7. Dispensing and administration via the oral or topical route of nonnarcotic
22 analgesic, anti-inflammatory, and antibiotic medications as prescribed by a licensed
23 health care provider.

1 8. Application of topical preventive or prophylactic agents, including fluoride
2 varnish, antimicrobial agents, caries arresting medicaments, and pit and fissure
3 sealants.

4 9. Pulp vitality testing.

5 10. Application of desensitizing medications or resins.

6 11. Fabrication of athletic mouth guards and soft occlusal guards.

7 12. Changing of periodontal dressings.

8 13. Administration of local anesthetic and nitrous oxide.

9 14. Simple extraction of erupted primary teeth.

10 15. Nonsurgical extraction of periodontally diseased permanent teeth with
11 tooth mobility of +3 to +4 to the extent authorized in the dental therapist's
12 collaborative management agreement, except that the scope of practice of a dental
13 therapist does not include the extraction of a tooth that is unerupted, impacted, or
14 fractured or that needs to be sectioned for removal.

15 16. Emergency palliative treatment of dental pain limited to the procedures in
16 this paragraph.

17 17. Preparation and placement of direct restoration in primary and permanent
18 teeth.

19 18. Fabrication and placement of single-tooth temporary crowns.

20 19. Preparation and placement of preformed crowns on primary teeth.

21 20. Indirect and direct pulp capping on permanent teeth.

22 21. Indirect pulp capping on primary teeth.

23 22. Intraoral suture placement and removal.

24 23. Minor adjustment and repair of removable prostheses.

25 24. Placement and removal of space maintainers.

1 25. Pulpotomy on primary teeth.

2 26. Tooth reimplantation and stabilization.

3 27. Recementing of a permanent crown.

4 28. Any additional services, treatments, or procedures specified in the rules
5 promulgated under s. 447.02 (1) (g).

6 (d) 1. A dental therapist licensed under this chapter may provide dental
7 therapy services only under the general supervision of a qualifying dentist with
8 whom the dental therapist has entered into a collaborative management agreement.
9 For purposes of this subdivision, general supervision of a dental therapist by a
10 qualifying dentist requires that a task or procedure be performed by a dental
11 therapist with the prior knowledge and consent of the qualifying dentist but does not
12 require the presence of the qualifying dentist in the office or on the premises at the
13 time a task or procedure is being performed by the dental therapist and does not
14 require prior examination or diagnosis of a patient by the qualifying dentist before
15 the dental therapist provides dental therapy services to the patient.

16 2. A supervising dentist under subd. 1. shall accept responsibility for all
17 services performed by a dental therapist pursuant to a collaborative management
18 agreement. If services needed by a patient are beyond the dental therapist's scope
19 of practice or authorization under the collaborative management agreement, the
20 dental therapist shall, to the extent required under the collaborative management
21 agreement, consult with the supervising dentist under subd. 1. as needed to arrange
22 for those services to be provided by a qualifying dentist or another qualified health
23 care professional.

24 (e) 1. Prior to providing any dental therapy services, a dental therapist shall
25 enter into a written collaborative management agreement with a qualifying dentist

1 who will serve as a supervising dentist under par. (d). The agreement must be signed
2 by the dental therapist and the qualifying dentist and address all of the following:

3 a. The practice settings in which services may be provided and the patient
4 populations that may be served.

5 b. Any conditions or limitations on the services that may be provided by the
6 dental therapist, the level of supervision required, and any circumstances requiring
7 consultation prior to performing services.

8 c. Age-specific and procedure-specific practice protocols.

9 d. Dental record-keeping procedures.

10 e. Plans for managing dental or medical emergencies.

11 f. A quality assurance plan for monitoring care provided by the dental
12 therapist.

13 g. Protocols for administering and dispensing medications.

14 h. Criteria or protocols relating to the provision of care to patients with specific
15 medical conditions, treatments, or medications.

16 i. Policies relating to supervision of dental hygienists and other staff.

17 j. A plan for the referral of patients to other dental or health care professionals
18 or clinics when services needed are beyond the scope of practice or authorization of
19 the dental therapist.

20 k. Whether and to what extent the dental therapist may perform services
21 described in par. (c) 15.

22 2. a. A collaborative management agreement shall be limited to covering one
23 qualifying dentist and one dental therapist.

24 b. A dental therapist may enter into multiple collaborative management
25 agreements.

1 c. No qualifying dentist may have collaborative management agreements with
2 more than 5 dental therapists at any time.

3 **SECTION 2915.** 447.065 of the statutes is amended to read:

4 **447.065 Delegation of remediable procedures and dental practices. (1)**

5 A dentist or dental therapist who is licensed to practice dentistry under this chapter
6 may delegate to an individual who is not licensed under this chapter only the
7 performance of remediable procedures, and only if all of the following conditions are
8 met:

9 (a) The unlicensed individual performs the remediable procedures in
10 accordance with a treatment plan approved by the dentist or dental therapist.

11 (b) The dentist or dental therapist is on the premises when the unlicensed
12 individual performs the remediable procedures.

13 (c) The unlicensed individual's performance of the remediable procedures is
14 subject to inspection by the dentist or dental therapist.

15 **(2)** Subject to the requirements under s. 447.06 (2), a dentist or dental therapist
16 who is licensed to practice dentistry under this chapter may delegate to a dental
17 hygienist who is licensed to practice dental hygiene under this chapter the
18 performance of remediable procedures and the administration of oral systemic
19 premedications, local anesthesia, nitrous oxide inhalation analgesia, and
20 subgingival sustained release chemotherapeutic agents, to the extent the dentist or
21 dental therapist has the authority to perform the activity personally.

22 **(3)** A dentist or dental therapist who delegates to another individual the
23 performance of any practice or remediable procedure is responsible for that
24 individual's performance of that delegated practice or procedure.

25 **SECTION 2916.** 447.07 (1) of the statutes is amended to read:

1 447.07 (1) The examining board may, without further notice or process, limit,
2 suspend, or revoke the license or certificate of any dentist, dental therapist, or dental
3 hygienist, or the registration of a mobile dentistry program registrant, who fails,
4 within 60 days after the mailing of written notice to the dentist's, dental therapist's,
5 dental hygienist's, or registrant's last-known address, to renew the license,
6 certificate, or registration.

7 **SECTION 2917.** 447.07 (3) (intro.) of the statutes is amended to read:

8 447.07 (3) (intro.) Subject to the rules promulgated under s. 440.03 (1), the
9 examining board may make investigations and conduct hearings in regard to any
10 alleged action of any dentist, dental therapist, or dental hygienist, of a mobile
11 dentistry program registrant, or of any other person it has reason to believe is
12 engaged in or has engaged in the practice of dentistry, dental therapy, or dental
13 hygiene, or the operation of a mobile dentistry program, in this state, and may, on
14 its own motion, or upon complaint in writing, reprimand any dentist, dental
15 therapist, or dental hygienist who is licensed or certified under this chapter, or any
16 mobile dentistry program registrant, or deny, limit, suspend, or revoke his or her
17 license or certificate, or the registration of the mobile dentistry program registrant,
18 if it finds that the dentist, dental therapist, dental hygienist, or mobile dentistry
19 program registrant has done any of the following:

20 **SECTION 2918.** 447.07 (3) (e) to (h) of the statutes are amended to read:

21 447.07 (3) (e) Subject to ss. 111.321, 111.322, and 111.335, been convicted of a
22 crime, the circumstances of which substantially relate to the practice of dentistry,
23 dental therapy, or dental hygiene or the operation of a mobile dentistry program.

1 (f) Violated this chapter or any federal or state statute or rule that relates to
2 the practice of dentistry, dental therapy, or dental hygiene, or the operation of a
3 mobile dentistry program.

4 (g) Subject to ss. 111.321, 111.322 and 111.34, practiced dentistry, dental
5 therapy, or dental hygiene while his or her ability was impaired by alcohol or other
6 drugs.

7 (h) Engaged in conduct that indicates a lack of knowledge of, an inability to
8 apply or the negligent application of, principles or skills of dentistry, dental therapy,
9 or dental hygiene.

10 **SECTION 2919.** 447.40 (intro.) of the statutes is amended to read:

11 **447.40 Informed consent.** (intro.) Any dentist or dental therapist who treats
12 a patient shall inform the patient about the availability of reasonable alternate
13 modes of treatment and about the benefits and risks of these treatments. The
14 reasonable dentist standard is the standard for informing a patient under this
15 section. The reasonable dentist standard requires disclosure only of information
16 that a reasonable dentist would know and disclose under the circumstances. The
17 dentist's or dental therapist's duty to inform the patient under this section does not
18 require disclosure of any of the following:

19 **SECTION 2920.** 447.40 (6) of the statutes is amended to read:

20 447.40 (6) Information about alternate modes of treatment for any condition
21 the dentist or dental therapist has not included in his or her diagnosis, assessment,
22 or treatment plan at the time the dentist or dental therapist informs the patient.

23 **SECTION 2921.** 448.03 (2) (a) of the statutes is amended to read:

24 448.03 (2) (a) Any person lawfully practicing within the scope of a license,
25 permit, registration, certificate or certification granted to practice midwifery under

1 subch. XIII of ch. 440, to practice professional or practical nursing or
2 nurse-midwifery under ch. 441, to practice chiropractic under ch. 446, to practice
3 dentistry, dental therapy, or dental hygiene under ch. 447, to practice optometry
4 under ch. 449, to practice acupuncture under ch. 451 or under any other statutory
5 provision, or as otherwise provided by statute.

6 **SECTION 2922.** 448.21 (1) (a) of the statutes is amended to read:

7 448.21 (1) (a) The practice of dentistry, dental therapy, or dental hygiene within
8 the meaning of ch. 447.

9 **SECTION 2923.** 450.02 (2c) of the statutes is created to read:

10 450.02 (2c) The board shall promulgate rules to require all pharmacists to
11 receive training on delivering or dispensing an opioid antagonist.

12 **SECTION 2924.** 450.03 (1) (e) of the statutes is amended to read:

13 450.03 (1) (e) Any person lawfully practicing within the scope of a license,
14 permit, registration, certificate, or certification granted to provide home medical
15 oxygen under s. 450.076, to practice professional or practical nursing or
16 nurse-midwifery under ch. 441, to practice dentistry, dental therapy, or dental
17 hygiene under ch. 447, to practice medicine and surgery under ch. 448, to practice
18 optometry under ch. 449 or to practice veterinary medicine under ch. 89, or as
19 otherwise provided by statute.

20 **SECTION 2925.** 450.062 (4) of the statutes is amended to read:

21 450.062 (4) A juvenile correctional facility under s. 938.02 (10p), juvenile
22 detention facility under s. 938.02 (10r), residential care center for children and youth
23 under s. 938.02 (15d), secured residential care center for children and youth under
24 s. 938.02 (15g), ~~type 1 juvenile correctional facility under s. 938.02 (19), type 2~~

1 residential care center for children and youth under s. 938.02 (19r), 2019 stats., or
2 type 2 juvenile correctional facility under s. 938.02 (20), 2019 stats.

3 **SECTION 2926.** 450.085 (1) of the statutes is amended to read:

4 450.085 (1) An applicant for renewal of a license under s. 450.08 (2) (a) shall
5 submit proof that he or she has completed, within the 2-year period immediately
6 preceding the date of his or her application, 30 hours of continuing education in
7 courses conducted by a provider that is approved by the Accreditation Council for
8 Pharmacy Education or in courses approved by the board. The board may approve
9 training prescribed under s. 450.02 (2c) as continuing education for purposes of this
10 subsection. Courses specified in s. 450.035 (1r) and (2) are courses in continuing
11 education for purposes of this subsection. This subsection does not apply to an
12 applicant for renewal of a license that expires on the first renewal date after the date
13 on which the board initially granted the license.

14 **SECTION 2927.** 450.085 (3) of the statutes is created to read:

15 450.085 (3) An applicant for renewal of a license under s. 450.08 (2) (a) may
16 count, for purposes of the continuing education requirement under sub. (1), up to 10
17 hours spent as a volunteer at a free and charitable clinic approved by the board.

18 **SECTION 2928.** 450.10 (3) (a) 4. of the statutes is amended to read:

19 450.10 (3) (a) 4. A dentist or dental therapist licensed under ch. 447.

20 **SECTION 2929.** 450.13 (5m) of the statutes is created to read:

21 450.13 (5m) DISCLOSURES TO CONSUMERS. (a) Each pharmacy shall post in a
22 prominent place at or near the place where prescriptions are dispensed a sign that
23 clearly describes a pharmacist's ability under this state's law to substitute a less
24 expensive drug product equivalent under sub. (1s) unless the consumer or the
25 prescribing practitioner has indicated otherwise under sub. (2).

1 (b) The pharmacy examining board shall create a list of the 100 most commonly
2 prescribed generic drug product equivalents, including the generic and brand names
3 of the drugs, and provide, either directly or on the department's Internet site, the list
4 to each pharmacy on an annual basis. Each pharmacy shall make available to the
5 public information on how to access the list under this paragraph.

6 (c) Each pharmacy shall have available for the public a listing of the retail price,
7 updated no less frequently than monthly, of the 100 most commonly prescribed
8 prescription drugs, which includes brand name and generic equivalent drugs and
9 biological products and interchangeable biological products, that are available for
10 purchase at the pharmacy.

11 **SECTION 2930.** 450.135 (8m) of the statutes is created to read:

12 450.135 (8m) DISCLOSURE TO CONSUMERS. Each pharmacy shall post in a
13 prominent place at or near the place where prescriptions are dispensed a sign that
14 clearly describes a pharmacist's ability under this state's law to substitute a less
15 expensive interchangeable biological product under sub. (2) unless the consumer or
16 the prescribing practitioner has indicated otherwise under sub. (3).

17 **SECTION 2931.** 450.135 (9) of the statutes is amended to read:

18 450.135 (9) LINKS TO BE MAINTAINED BY BOARD. The board shall maintain links
19 on the department's Internet site to the federal food and drug administration's lists
20 of all currently approved interchangeable biological products. Each pharmacy shall
21 make available for the public information on how to access the federal food and drug
22 administration's lists of all currently approved interchangeable biological products
23 through the department's Internet site.

24 **SECTION 2932.** 452.14 (3) (n) of the statutes is amended to read:

1 452.14 (3) (n) Treated any person unequally solely because of sex, race, color,
2 handicap, national origin, ancestry, marital status, lawful source of income, status
3 as a holder or nonholder of a license under s. 343.03 (3r), or status as a victim of
4 domestic abuse, sexual assault, or stalking, as defined in s. 106.50 (1m) (u).

5 **SECTION 2933.** 462.02 (2) (d) of the statutes is amended to read:

6 462.02 (2) (d) A dentist licensed under s. 447.04 (1), a dental therapist licensed
7 under s. 447.04 (1m), a dental hygienist licensed under s. 447.04 (2), or a person
8 under the direct supervision of a dentist.

9 **SECTION 2934.** 462.04 of the statutes is amended to read:

10 **462.04 Prescription or order required.** A person who holds a license or
11 limited X-ray machine operator permit under this chapter may not use diagnostic
12 X-ray equipment on humans for diagnostic purposes unless authorized to do so by
13 prescription or order of a physician licensed under s. 448.04 (1) (a), a dentist licensed
14 under s. 447.04 (1), a dental therapist licensed under s. 447.04 (1m), a podiatrist
15 licensed under s. 448.63, a chiropractor licensed under s. 446.02, an advanced
16 practice nurse certified under s. 441.16 (2), a physician assistant licensed under s.
17 448.04 (1) (f), or, subject to s. 448.56 (7) (a), a physical therapist who is licensed under
18 s. 448.53 or who holds a compact privilege under subch. IX of ch. 448.

19 **SECTION 2935.** 463.10 (5) of the statutes is amended to read:

20 463.10 (5) EXCEPTION. Subsections (2) to (4m) do not apply to a dentist ~~who is~~
21 ~~licensed under s. 447.03 (1) or to a~~, dental therapist, or physician who tattoos or offers
22 to tattoo a person in the course of the dentist's, dental therapist's, or physician's
23 professional practice.

24 **SECTION 2936.** 463.12 (5) of the statutes is amended to read:

1 463.12 (5) EXCEPTION. Subsections (2) to (4m) do not apply to a dentist who is
2 licensed under s. 447.03 (1) or to a dental therapist, or physician who pierces the
3 body of or offers to pierce the body of a person in the course of the dentist's, dental
4 therapist's, or physician's professional practice.

5 **SECTION 2937.** 551.614 (2) of the statutes is amended to read:

6 551.614 (2) FEES RELATED TO BROKER-DEALERS, AGENTS, INVESTMENT ADVISERS,
7 INVESTMENT ADVISER REPRESENTATIVES, AND FEDERAL COVERED ADVISERS. Every
8 applicant for an initial or renewal license under s. 551.401, 551.402, 551.403, or
9 551.404 shall pay a filing fee of \$200 \$300 in the case of a broker-dealer or
10 investment adviser and \$80 \$100 in the case of an agent representing a
11 broker-dealer or issuer or an investment adviser representative, except that, in the
12 case of an agent representing a broker-dealer or issuer or an investment adviser
13 representative, no fee is required for an individual who is eligible for the veterans
14 fee waiver program under s. 45.44. Every federal covered adviser in this state that
15 is required to make a notice filing under s. 551.405 shall pay an initial or renewal
16 notice filing fee of \$200 \$300. A broker-dealer, investment adviser, or federal covered
17 adviser maintaining a branch office within this state shall pay an additional filing
18 fee of \$80 \$100 for each branch office. When an application is denied, or an
19 application or a notice filing is withdrawn, the filing fee shall be retained.

20 **SECTION 2938.** 563.055 (6) of the statutes is amended to read:

21 563.055 (6) All moneys received under this section shall be credited to the
22 appropriation account under s. 20.505 (8) ~~(jm)~~ (jn).

23 **SECTION 2939.** 563.13 (4) of the statutes is amended to read:

24 563.13 (4) A \$10 license fee for each bingo occasion proposed to be conducted
25 and \$5 for an annual license for the designated member responsible for the proper

1 utilization of gross receipts. All moneys received under this subsection shall be
2 credited to the appropriation account under s. 20.505 (8) ~~(jm)~~ (jn).

3 **SECTION 2940.** 563.135 (2m) of the statutes is amended to read:

4 563.135 **(2m)** All moneys received under sub. (1) shall be credited to the
5 appropriation account under s. 20.505 (8) ~~(jm)~~ (jn).

6 **SECTION 2941.** 563.16 of the statutes is amended to read:

7 **563.16 Amendment of license to conduct bingo.** Upon application by a
8 licensed organization, a license may be amended, if the subject matter of the
9 amendment properly and lawfully could have been included in the original license.
10 An application for an amendment to a license shall be filed and processed in the same
11 manner as an original application. An application for the amendment of a license
12 shall be accompanied by a \$3 fee. If any application for amendment seeks approval
13 of additional bingo occasions or designates a new member responsible for the proper
14 utilization of gross receipts, the appropriate fee under s. 563.13 (4) also shall be paid.
15 If the department approves an application for an amendment to a license, a copy of
16 the amendment shall be sent to the applicant who shall attach it to the original
17 license. All moneys received under this section shall be credited to the appropriation
18 account under s. 20.505 (8) ~~(jm)~~ (jn).

19 **SECTION 2942.** 563.22 (2) (c) of the statutes is amended to read:

20 563.22 **(2)** (c) All moneys received under this subsection shall be credited to the
21 appropriation account under s. 20.505 (8) ~~(jm)~~ (jn).

22 **SECTION 2943.** 563.80 (2m) of the statutes is amended to read:

23 563.80 **(2m)** All moneys received under sub. (1) shall be credited to the
24 appropriation account under s. 20.505 (8) ~~(jm)~~ (jn).

25 **SECTION 2944.** 563.92 (2) of the statutes is amended to read:

1 563.92 (2) The fee for a raffle license shall be \$25 and shall be remitted with
2 the application. A raffle license shall be valid for 12 months and may be renewed as
3 provided in s. 563.98 (1g). The department shall issue the license within 30 days
4 after the filing of a complete application if the applicant qualifies under s. 563.907
5 and has not exceeded the limits of s. 563.91. The department shall notify the
6 applicant within 15 days after it is filed if the raffle license application is incomplete
7 or the application shall be considered complete. A complete license application that
8 is not denied within 30 days after its filing shall be considered approved. All moneys
9 received by the department under this subsection shall be credited to the
10 appropriation account under s. 20.505 (8) (j) (jn).

11 **SECTION 2945.** 563.98 (1g) of the statutes is amended to read:

12 563.98 (1g) An organization licensed under this subchapter may renew the
13 license by submitting a \$25 renewal fee. All moneys received under this subsection
14 shall be credited to the appropriation account under s. 20.505 (8) (j) (jn).

15 **SECTION 2946.** 601.31 (1) (mv) of the statutes is created to read:

16 601.31 (1) (mv) For initial licensure and renewal of licensure for pharmacy
17 benefit management brokers and consultants, amounts set by the commissioner by
18 rule.

19 **SECTION 2947.** 601.31 (1) (nv) of the statutes is created to read:

20 601.31 (1) (nv) For issuing or renewing a license to a pharmaceutical
21 representative under s. 632.863, an amount to be set by the commissioner by rule.

22 **SECTION 2948.** 601.31 (1) (nw) of the statutes is created to read:

23 601.31 (1) (nw) For issuing or renewing a license to a pharmacy services
24 administrative organization under s. 632.864, an amount to be set by the
25 commissioner by rule.

1 **SECTION 2949.** 601.31 (1) (w) of the statutes is amended to read:

2 601.31 (1) (w) For initial issuance and for each annual renewal of a license as
3 an administrator or pharmacy benefit manager under ch. 633, \$100.

4 **SECTION 2950.** 601.41 (12) of the statutes is created to read:

5 601.41 (12) EMPLOYEE MISCLASSIFICATION OUTREACH AND EDUCATION. The
6 commissioner shall, on at least an annual basis, conduct outreach and education to
7 persons subject to regulation under chs. 600 to 655 on how to identify the
8 misclassification of employees as independent contractors and how to report
9 suspected misclassifications to the appropriate federal and state agencies.

10 **SECTION 2951.** 601.41 (13) of the statutes is created to read:

11 601.41 (13) VALUE-BASED DIABETES MEDICATION PILOT PROJECT. The
12 commissioner shall develop a pilot project to direct a pharmacy benefit manager, as
13 defined in s. 632.865 (1) (c), and a pharmaceutical manufacturer to create a
14 value-based, sole-source arrangement to reduce the costs of prescription medication
15 used to treat diabetes. The commissioner may promulgate rules to implement this
16 subsection.

17 **SECTION 2952.** 601.415 (3) of the statutes is repealed.

18 **SECTION 2953.** 601.415 (14) of the statutes is created to read:

19 601.415 (14) PATIENT PHARMACY BENEFITS TOOL. (a) From the appropriation
20 under s. 20.145 (1) (a), beginning in the 2022-23 fiscal year, the office shall award
21 grants in a total amount of up to \$500,000 each fiscal year to health care providers
22 to develop and implement a tool for prescribers to disclose the cost of prescription
23 drugs for patients. The tool must be usable by physicians and other prescribers to
24 determine the cost of prescription drugs for their patients.

1 (b) Any health care provider that receives a grant under par. (a) shall contribute
2 matching funds equal to at least 50 percent of the grant amount awarded.

3 **SECTION 2954.** 601.46 (3) (b) of the statutes is amended to read:

4 601.46 (3) (b) A general review of the insurance business in this state, including
5 a report on emerging regulatory problems, developments and trends, including
6 trends related to prescription drugs;

7 **SECTION 2955.** 601.575 of the statutes is created to read:

8 **601.575 Prescription drug importation program.** (1) IMPORTATION
9 PROGRAM REQUIREMENTS. The commissioner, in consultation with persons interested
10 in the sale and pricing of prescription drugs and appropriate officials and agencies
11 of the federal government, shall design and implement a prescription drug
12 importation program for the benefit of residents of this state, that generates savings
13 for residents, and that satisfies all of the following:

14 (a) The commissioner shall designate a state agency to become a licensed
15 wholesale distributor or to contract with a licensed wholesale distributor and shall
16 seek federal certification and approval to import prescription drugs.

17 (b) The prescription drug importation program under this section shall comply
18 with relevant requirements of 21 USC 384, including safety and cost savings
19 requirements.

20 (c) The prescription drug importation program under this section shall import
21 prescription drugs from Canadian suppliers regulated under any appropriate
22 Canadian or provincial laws.

23 (d) The prescription drug importation program under this section shall have
24 a process to sample the purity, chemical composition, and potency of imported
25 prescription drugs.

1 (e) The prescription drug importation program under this section shall import
2 only those prescription drugs for which importation creates substantial savings for
3 residents of the state and only those prescription drugs that are not brand-name
4 drugs and that have fewer than 4 competitor prescription drugs in the United States.

5 (f) The commissioner shall ensure that prescription drugs imported under the
6 program under this section are not distributed, dispensed, or sold outside of the
7 state.

8 (g) The prescription drug importation program under this section shall ensure
9 all of the following:

10 1. Participation by any pharmacy or health care provider in the program is
11 voluntary.

12 2. Any pharmacy or health care provider participating in the program has the
13 appropriate license or other credential in this state.

14 3. Any pharmacy or health care provider participating in the program charges
15 a consumer or health plan the actual acquisition cost of the imported prescription
16 drug that is dispensed.

17 (h) The prescription drug importation program under this section shall ensure
18 that a payment by a health plan or health insurance policy for a prescription drug
19 imported under the program reimburses no more than the actual acquisition cost of
20 the imported prescription drug that is dispensed.

21 (i) The prescription drug importation program under this section shall ensure
22 that any health plan or health insurance policy participating in the program does all
23 of the following:

24 1. Maintains a formulary and claims payment system with current information
25 on prescription drugs imported under the program.

1 2. Bases cost-sharing amounts for participants or insureds under the plan or
2 policy on no more than the actual acquisition cost of the prescription drug imported
3 under the program that is dispensed to the participant or insured.

4 3. Demonstrates to the commissioner or a state agency designated by the
5 commissioner how premiums under the policy or plan are affected by savings on
6 prescription drugs imported under the program.

7 (j) Any wholesale distributor importing prescription drugs under the program
8 under this section shall limit its profit margin to the amount established by the
9 commissioner or a state agency designated by the commissioner.

10 (k) The prescription drug importation program under this section may not
11 import any generic prescription drug that would violate federal patent laws on
12 branded products in this country.

13 (L) The prescription drug importation program under this section shall comply
14 to the extent practical and feasible, before the prescription drug to be imported comes
15 into the possession of the state's wholesale distributor and fully after the prescription
16 drug to be imported is in the possession of the state's wholesale distributor, with
17 tracking and tracing requirements of 21 USC 360eee to 360eee-1.

18 (m) The prescription drug importation program under this section shall
19 establish a fee or other mechanism to finance the program that does not jeopardize
20 significant savings to residents of the state.

21 (n) The prescription drug importation program under this section shall have
22 an audit function that ensures all of the following:

23 1. The commissioner has a sound methodology to determine the most
24 cost-effective prescription drugs to include in the importation program under this
25 section.

1 2. The commissioner has a process in place to select Canadian suppliers that
2 are high quality, high performing, and in full compliance with Canadian laws.

3 3. Prescription drugs imported under the program are pure, unadulterated,
4 potent, and safe.

5 4. The prescription drug importation program is complying with the
6 requirements of this subsection.

7 5. The prescription drug importation program under this section is adequately
8 financed to support administrative functions of the program while generating
9 significant cost savings to residents of the state.

10 6. The prescription drug importation program under this section does not put
11 residents of the state at a higher risk than if the program did not exist.

12 7. The prescription drug importation program under this section provides and
13 is projected to continue to provide substantial cost savings to residents of the state.

14 **(2) ANTICOMPETITIVE BEHAVIOR.** The commissioner, in consultation with the
15 attorney general, shall identify the potential for and monitor anticompetitive
16 behavior in industries affected by a prescription drug importation program.

17 **(3) APPROVAL OF PROGRAM DESIGN; CERTIFICATION.** No later than the first day of
18 the 7th month beginning after the effective date of this subsection [LRB inserts
19 date], the commissioner shall submit to the joint committee on finance a report that
20 includes the design of the prescription drug importation program in accordance with
21 this section. The commissioner may not submit the proposed prescription drug
22 importation program to the federal department of health and human services unless
23 the joint committee on finance approves the proposed prescription drug
24 implementation program. Within 14 days of the date of approval by the joint
25 committee on finance of the proposed prescription drug importation program, the

1 commissioner shall submit to the federal department of health and human services
2 a request for certification of the approved prescription drug importation program.

3 (4) IMPLEMENTATION OF CERTIFIED PROGRAM. After the federal department of
4 health and human services certifies the prescription drug importation program
5 submitted under sub. (3), the commissioner shall begin implementation of the
6 program, and the program shall be fully operational by 180 days after the date of
7 certification by the federal department of health and human services. The
8 commissioner shall do all of the following to implement the prescription drug
9 importation program to the extent the action is in accordance with other state laws
10 and the certification by the federal department of health and human services:

11 (a) Become a licensed wholesale distributor, designate another state agency to
12 become a licensed wholesale distributor, or contract with a licensed wholesale
13 distributor.

14 (b) Contract with one or more Canadian suppliers that meet the criteria in sub.
15 (1) (c) and (n).

16 (c) Create an outreach and marketing plan to communicate with and provide
17 information to health plans and health insurance policies, employers, pharmacies,
18 health care providers, and residents of the state on participating in the prescription
19 drug importation program.

20 (d) Develop and implement a registration process for health plans and health
21 insurance policies, pharmacies, and health care providers interested in participating
22 in the prescription drug importation program.

23 (e) Create a publicly accessible source for listing prices of prescription drugs
24 imported under the program.

1 (f) Create, publicize, and implement a method of communication to promptly
2 answer questions from and address the needs of persons affected by the
3 implementation of the program before the program is fully operational.

4 (g) Establish the audit functions under sub. (1) (n) with a timeline to complete
5 each audit function every 2 years.

6 (h) Conduct any other activities determined by the commissioner to be
7 important to successful implementation of the prescription drug importation
8 program under this section.

9 **(5) REPORT.** By January 1 and July 1 of each year, the commissioner shall
10 submit to the joint committee on finance a report including all of the following:

11 (a) A list of prescription drugs included in the importation program under this
12 section.

13 (b) The number of pharmacies, health care providers, and health plans and
14 health insurance policies participating in the prescription drug importation program
15 under this section.

16 (c) The estimated amount of savings to residents of the state, health plans and
17 health insurance policies, and employers resulting from the implementation of the
18 prescription drug importation program under this section reported from the date of
19 the previous report under this subsection and from the date the program was fully
20 operational.

21 (d) Findings of any audit functions under sub. (1) (n) completed since the date
22 of the previous report under this subsection.

23 **(6) RULEMAKING.** The commissioner may promulgate any rules necessary to
24 implement this section.

25 **SECTION 2956.** 601.59 of the statutes is created to read:

1 **601.59 State-based exchange. (1) DEFINITIONS.** In this section:

2 (a) “Exchange” has the meaning given in 45 CFR 155.20.

3 (b) “State-based exchange on the federal platform” means an exchange that is
4 described in and meets the requirements of 45 CFR 155.200 (f) and is approved by
5 the federal secretary of health and human services under 45 CFR 155.106.

6 (c) “State-based exchange without the federal platform” means an exchange,
7 other than one described in 45 CFR 155.200 (f), that performs all the functions
8 described in 45 CFR 155.200 (a) and is approved by the federal secretary of health
9 and human services under 45 CFR 155.106.

10 **(2) ESTABLISHMENT AND OPERATION OF STATE-BASED EXCHANGE.** The commissioner
11 shall establish and operate an exchange that at first is a state-based exchange on
12 the federal platform and then subsequently transitions to a state-based exchange
13 without the federal platform. The commissioner shall develop procedures to address
14 the transition from the state-based exchange on the federal platform to the
15 state-based exchange without the federal platform, including the circumstances
16 that shall be met in order for the transition to occur.

17 **(3) AGREEMENT WITH FEDERAL GOVERNMENT.** The commissioner may enter into
18 any agreement with the federal government necessary to facilitate the
19 implementation of this section.

20 **(4) USER FEES.** The commissioner shall impose a user fee, as authorized under
21 45 CFR 155.160 (b) (1), on each insurer that offers a health plan through the
22 state-based exchange on the federal platform or the state-based exchange without
23 the federal platform. The user fee shall be applied at one of the following rates on
24 the total monthly premiums charged by an insurer for each policy under the plan
25 where enrollment is through the exchange:

1 (a) For any plan year for which the commissioner operates a state-based
2 exchange on the federal platform, the rate is 0.5 percent.

3 (b) For the first 2 plan years for which the commissioner operates a state-based
4 exchange without the federal platform, the rate is 3 percent.

5 (c) Beginning with the 3rd plan year for which the commissioner operates a
6 state-based exchange without the federal platform, the rate shall be set by the
7 commissioner by rule.

8 **(5) RULES.** The commissioner may promulgate rules necessary to implement
9 this section.

10 **SECTION 2957.** Subchapter VI (title) of chapter 601 [precedes 601.78] of the
11 statutes is created to read:

12 **CHAPTER 601**

13 **SUBCHAPTER VI**

14 **PRESCRIPTION DRUG**

15 **AFFORDABILITY REVIEW BOARD**

16 **SECTION 2958.** 601.78 of the statutes is created to read:

17 **601.78 Definitions.** In this subchapter:

18 **(1)** “Biologic” means a drug that is produced or distributed in accordance with
19 a biologics license application approved under 21 CFR 601.20.

20 **(2)** “Biosimilar” means a drug that is produced or distributed in accordance
21 with a biologics license application approved under 42 USC 262 (k) (3).

22 **(3)** “Board” means the prescription drug affordability review board established
23 under s. 15.735 (1).

1 **(4)** “Brand name drug” means a drug that is produced or distributed in
2 accordance with an original new drug application approved under 21 USC 355 (c),
3 other than an authorized generic drug, as defined in 42 CFR 447.502.

4 **(5)** “Drug product” means a brand name drug, a generic drug, a biologic, a
5 biosimilar, or an over-the-counter drug.

6 **(6)** “Financial benefit” includes an honoraria, fee, stock, the value of the stock
7 holdings of a member of the board or any immediate family member, as defined in
8 s. 97.605 (4) (a) 2., and any direct financial benefit deriving from the finding of a
9 review conducted under s. 601.79.

10 **(7)** “Generic drug” means any of the following:

11 (a) A retail drug that is marketed or distributed in accordance with an
12 abbreviated new drug application approved under 21 USC 355 (j).

13 (b) An authorized generic drug, as defined in 42 CFR 447.502.

14 (c) A drug that entered the market prior to 1962 and was not originally
15 marketed under a new drug application.

16 **(8)** “Manufacturer” means an entity that does all of the following:

17 (a) Engages in the manufacture of a drug product or enters into a lease with
18 another manufacturer to market and distribute a prescription drug product under
19 the entity’s own name.

20 (b) Sets or changes the wholesale acquisition cost of the drug product or
21 prescription drug product described in par. (a).

22 **(9)** “Over-the-counter drug” means a drug intended for human use that does
23 not require a prescription and meets the requirements of 21CFR parts 328 to 364.

24 **(10)** “Pharmacy benefit manager” has the meaning given in s. 632.865 (1) (c).

1 **(11)** “Prescription drug product” means a brand name drug, a generic drug, a
2 biologic, or a biosimilar.

3 **SECTION 2959.** 601.785 of the statutes is created to read:

4 **601.785 Prescription drug affordability review board. (1) MISSION.** The
5 purpose of the board is to protect state residents, the state, local governments, health
6 plans, healthcare providers, pharmacies licensed in this state, and other
7 stakeholders of the healthcare system in this state from the high costs of prescription
8 drug products.

9 **(2) POWERS AND DUTIES.** (a) The board shall do all of the following:

10 1. Meet in open session at least 4 times per year to review prescription drug
11 product pricing information, except that the chair may cancel or postpone a meeting
12 if there is no business to transact.

13 2. To the extent practicable, access and assess pricing information for
14 prescription drug products by doing all of the following:

15 a. Accessing and assessing information from other states by entering into
16 memoranda of understanding with other states to which manufacturers report
17 pricing information.

18 b. Assessing spending for specific prescription drug products in this state.

19 c. Accessing other available pricing information.

20 (b) The board may:

21 1. Promulgate rules for the administration of this subchapter.

22 2. Enter into a contract with an independent 3rd party for any service
23 necessary to carry out the powers and duties of the board. Unless written permission
24 is granted by the board, any person with whom the board contracts may not release,

1 publish, or otherwise use any information to which the person has access under the
2 contract.

3 **(3) MEETING REQUIREMENTS.** (a) Pursuant to s. 19.84, the board shall provide
4 public notice of each board meeting at least 2 weeks prior to the meeting and shall
5 make the materials for each meeting publicly available at least one week prior to the
6 meeting.

7 (b) Notwithstanding s. 19.84 (2), the board shall provide an opportunity for
8 public comment at each open meeting and shall provide the public with the
9 opportunity to provide written comments on pending decisions of the board.

10 (c) Notwithstanding subch. V of ch. 19, any portion of a meeting of the board
11 concerning proprietary data and information shall be conducted in closed session
12 and shall in all respects remain confidential.

13 (d) The board may allow expert testimony at any meeting, including when the
14 board meets in closed session.

15 **(4) CONFLICTS OF INTEREST.** (a) A member of the board shall recuse himself or
16 herself from a decision by the board relating to a prescription drug product if the
17 member or an immediate family member, as defined in s. 97.605 (4) (a) 2., has
18 received or could receive any of the following:

19 1. A direct financial benefit deriving from a determination, or a finding of a
20 study or review, by the board relating to the prescription drug product.

21 2. A financial benefit in excess of \$5,000 in a calendar year from any person who
22 owns, manufactures, or provides a prescription drug product to be studied or
23 reviewed by the board.

24 (b) A conflict of interest shall be disclosed by the board when hiring board staff,
25 by the appointing authority when appointing members to the board, and by the board

1 when a member of the board is recused from any final decision resulting from a
2 review of a prescription drug product.

3 (c) A conflict of interest shall be disclosed no later than 5 days after the conflict
4 is identified, except that, if the conflict is identified within 5 days of an open meeting
5 of the board, the conflict shall be disclosed prior to the meeting.

6 (d) The board shall disclose a conflict of interest under this subsection on the
7 board's Internet site unless the chair of the board recuses the member from a final
8 decision resulting from a review of the prescription drug product. The disclosure
9 shall include the type, nature, and magnitude of the interests of the member
10 involved.

11 (e) A member of the board or a 3rd party contractor may not accept any gift or
12 donation of services or property that indicates a potential conflict of interest or has
13 the appearance of biasing the work of the board.

14 **SECTION 2960.** 601.79 of the statutes is created to read:

15 **601.79 Drug cost affordability review. (1) IDENTIFICATION OF DRUGS.** The
16 board shall identify prescription drug products that are any of the following:

17 (a) A brand name drug or biologic that, as adjusted annually to reflect
18 adjustments to the U.S. consumer price index for all urban consumers, U.S. city
19 average, as determined by the U.S. department of labor, has a launch wholesale
20 acquisition cost of at least \$30,000 per year or course of treatment or whose wholesale
21 acquisition cost increased at least \$3,000 during a 12-month period.

22 (b) A biosimilar drug that has a launch wholesale acquisition cost that is not
23 at least 15 percent lower than the referenced brand biologic at the time the biosimilar
24 is launched.

1 (c) A generic drug that has a wholesale acquisition cost, as adjusted annually
2 to reflect adjustments to the U.S. consumer price index for all urban consumers, U.S.
3 city average, as determined by the U.S. department of labor, that meets all of the
4 following conditions:

5 1. Is at least \$100 for a supply lasting a patient for a period of 30 consecutive
6 days based on the recommended dosage approved for labeling by the U.S. food and
7 drug administration, a supply lasting a patient for fewer than 30 days based on the
8 recommended dosage approved for labeling by the federal food and drug
9 administration, or one unit of the drug if the labeling approved by the federal food
10 and drug administration does not recommend a finite dosage.

11 2. Increased by at least 200 percent during the preceding 12-month period, as
12 determined by the difference between the resulting wholesale acquisition cost and
13 the average of the wholesale acquisition cost reported over the preceding 12 months.

14 (d) Other prescription drug products, including drugs to address public health
15 emergencies, that may create affordability challenges for the healthcare system and
16 patients in this state.

17 **(2) AFFORDABILITY REVIEW.** (a) After identifying prescription drug products
18 under sub. (1), the board shall determine whether to conduct an affordability review
19 for each identified prescription drug product by seeking stakeholder input about the
20 prescription drug product and considering the average patient cost share of the
21 prescription drug product.

22 (b) The information to conduct an affordability review under par. (a) may
23 include any document and research related to the manufacturer's selection of the
24 introductory price or price increase of the prescription drug product, including life
25 cycle management, net average price in this state, market competition and context,

1 projected revenue, and the estimated value or cost-effectiveness of the prescription
2 drug product.

3 (c) The failure of a manufacturer to provide the board with information for an
4 affordability review does not affect the authority of the board to conduct the review.

5 **(3) AFFORDABILITY CHALLENGE.** When conducting an affordability review of a
6 prescription drug product, the board shall determine whether use of the prescription
7 drug product that is fully consistent with the labeling approved by the federal food
8 and drug administration or standard medical practice has led or will lead to an
9 affordability challenge for the healthcare system in this state, including high
10 out-of-pocket costs for patients. To the extent practicable, in determining whether
11 a prescription drug product has led or will lead to an affordability challenge, the
12 board shall consider all of the following factors:

13 (a) The wholesale acquisition cost for the prescription drug product sold in this
14 state.

15 (b) The average monetary price concession, discount, or rebate the
16 manufacturer provides, or is expected to provide, to health plans in this state as
17 reported by manufacturers and health plans, expressed as a percent of the wholesale
18 acquisition cost for the prescription drug product under review.

19 (c) The total amount of the price concessions, discounts, and rebates the
20 manufacturer provides to each pharmacy benefit manager for the prescription drug
21 product under review, as reported by the manufacturer and pharmacy benefit
22 manager and expressed as a percent of the wholesale acquisition costs.

23 (d) The price at which therapeutic alternatives have been sold in this state.

1 (e) The average monetary concession, discount, or rebate the manufacturer
2 provides or is expected to provide to health plan payors and pharmacy benefit
3 managers in this state for therapeutic alternatives.

4 (f) The costs to health plans based on patient access consistent with labeled
5 indications by the federal food and drug administration and recognized standard
6 medical practice.

7 (g) The impact on patient access resulting from the cost of the prescription drug
8 product relative to insurance benefit design.

9 (h) The current or expected dollar value of drug-specific patient access
10 programs that are supported by the manufacturer.

11 (i) The relative financial impacts to health, medical, or social services costs that
12 can be quantified and compared to baseline effects of existing therapeutic
13 alternatives.

14 (j) The average patient copay or other cost sharing for the prescription drug
15 product in the state.

16 (k) Any information a manufacturer chooses to provide.

17 (L) Any other factors as determined by the board by rule.

18 **(4) UPPER PAYMENT LIMIT.** (a) If the board determines under sub. (3) that use
19 of a prescription drug product has led or will lead to an affordability challenge, the
20 board shall establish an upper payment limit for the prescription drug product after
21 considering all of the following:

22 1. The cost of administering the drug.

23 2. The cost of delivering the drug to consumers.

24 3. Other relevant administrative costs related to the drug.

1 (b) For a prescription drug product identified in sub. (1) (d), the board shall
2 solicit information from the manufacturer regarding the price increase. To the
3 extent that the price increase is not a result of the need for increased manufacturing
4 capacity or other effort to improve patient access during a public health emergency,
5 the board shall establish an upper payment limit under par. (a) that is equal to the
6 cost to consumers prior to the price increase.

7 (c) 1. The upper payment limit established under this subsection shall apply
8 to all purchases and payor reimbursements of the prescription drug product
9 dispensed or administered to individuals in this state in person, by mail, or by other
10 means.

11 2. Notwithstanding subd. 1., while state-sponsored and state-regulated
12 health plans and health programs shall limit drug reimbursements and drug
13 payment to no more than the upper payment limit established under this subsection,
14 a plan subject to the Employee Retirement Income Security Act of 1974 or Part D of
15 Medicare under 42 USC 1395w-101 et seq. may choose to reimburse more than the
16 upper payment limit. A provider who dispenses and administers a prescription drug
17 product in this state to an individual in this state may not bill a payor more than the
18 upper payment limit to the patient regardless of whether a plan subject to the
19 Employee Retirement Income Security Act of 1974 or Part D of Medicare under 42
20 USC 1395w-101 et seq. chooses to reimburse the provider above the upper payment
21 limit.

22 **(5) PUBLIC INSPECTION.** Information submitted to the board under this section
23 shall be open to public inspection only as provided under ss. 19.31 to 19.39.

24 **(6) NO PROHIBITION ON MARKETING.** Nothing in this section may be construed to
25 prevent a manufacturer from marketing a prescription drug product approved by the

1 federal food and drug administration while the prescription drug product is under
2 review by the board.

3 (7) APPEALS. A person aggrieved by a decision of the board may request an
4 appeal of the decision no later than 30 days after the board makes the determination.
5 The board shall hear the appeal and make a final decision no later than 60 days after
6 the appeal is requested. A person aggrieved by a final decision of the board may
7 petition for judicial review in a court of competent jurisdiction.

8 **SECTION 2961.** 601.83 (1) (a) of the statutes is amended to read:

9 601.83 (1) (a) The commissioner shall administer a state-based reinsurance
10 program known as the healthcare stability plan in accordance with the specific terms
11 and conditions approved by the federal department of health and human services
12 dated July 29, 2018. Before December 31, 2023, the commissioner may not request
13 from the federal department of health and human services a modification,
14 suspension, withdrawal, or termination of the waiver under 42 USC 18052 under
15 which the healthcare stability plan under this subchapter operates unless
16 legislation has been enacted specifically directing the modification, suspension,
17 withdrawal, or termination. Before December 31, 2023, the commissioner may
18 request renewal, without substantive change, of the waiver under 42 USC 18052
19 under which the health care stability plan operates ~~in accordance with s. 20.940 (4)~~
20 unless legislation has been enacted that is contrary to such a renewal request. ~~The~~
21 ~~commissioner shall comply with applicable timing in and requirements of s. 20.940.~~

22 **SECTION 2962.** 609.045 of the statutes is created to read:

23 **609.045 Balance billing; emergency medical services. (1) DEFINITIONS.**

24 In this section:

1 (a) “Emergency medical services” means emergency medical services for which
2 coverage is required under s. 632.85 (2) and includes emergency medical services
3 described under s. 632.85 (2) as if section 1867 of the federal Social Security Act
4 applied to an independent freestanding emergency department.

5 (b) “Preferred provider plan,” notwithstanding s. 609.01 (4), includes only any
6 preferred provider plan, as defined under s. 609.01 (4), that has a network of
7 participating providers and imposes on enrollees different requirements for using
8 providers that are not participating providers.

9 (c) “Self-insured governmental plan” means a self-insured health plan of the
10 state or a county, city, village, town, or school district that has a network of
11 participating providers and imposes on enrollees in the self-insured health plan
12 different requirements for using providers that are not participating providers.

13 **(2) EMERGENCY MEDICAL SERVICES.** A defined network plan, preferred provider
14 plan, or self-insured governmental plan that covers any benefits or services provided
15 in an emergency department of a hospital or emergency medical services provided
16 in an independent freestanding emergency department shall cover emergency
17 medical services in accordance with all of the following:

18 (a) The plan may not require a prior authorization determination.

19 (b) The plan may not deny coverage based on whether or not the health care
20 provider providing the services is a participating provider or participating
21 emergency facility.

22 (c) If the emergency medical services are provided to an enrollee by a provider
23 or in a facility that is not a participating provider or facility, the plan complies with
24 all of the following:

1 1. The emergency medical services are covered without imposing on an enrollee
2 a requirement for prior authorization or any coverage limitation that is more
3 restrictive than requirements or limitations that apply to emergency medical
4 services provided by participating providers or in participating facilities.

5 2. Any cost-sharing requirement imposed on an enrollee for the emergency
6 medical service is no greater than the requirements that would apply if the
7 emergency medical service were provided by a participating provider or in a
8 participating facility.

9 3. Any cost-sharing amount imposed on an enrollee for the emergency medical
10 service is calculated as if the total amount that would have been charged for the
11 emergency medical service if provided by a participating provider or in a
12 participating facility is equal to the amount paid to the provider or facility that is not
13 a participating provider or facility as determined by the commissioner.

14 4. The plan does all of the following:

15 a. No later than 30 days after the provider or facility transmits to the plan the
16 bill for emergency medical services, sends to the provider or facility an initial
17 payment or a notice of denial of payment.

18 b. Pays to the provider or facility a total amount that, incorporating any initial
19 payment under subd. 4. a., is equal to the amount by which the rate for a provider
20 or facility that is not a participating provider or facility exceeds the cost-sharing
21 amount or an amount determined under sub. (7).

22 5. The plan counts any cost-sharing payment made by the enrollee for the
23 emergency medical services toward any in-network deductible or out-of-pocket
24 maximum applied by the plan in the same manner as if the cost-sharing payment

1 was made for an emergency medical service provided by a participating provider or
2 in a participating facility.

3 **(3) PROVIDER BILLING LIMITATION FOR EMERGENCY MEDICAL SERVICES; AMBULANCE**
4 **SERVICES.** A provider of emergency medical services or a facility in which emergency
5 medical services are provided that is entitled to payment under sub. (2) may not bill
6 or hold liable an enrollee for any amount for the emergency medical service that is
7 more than the cost-sharing amount determined under sub. (2) (c) 3. for the
8 emergency service. A provider of ambulance services that is not a participating
9 provider under an enrollee's defined network plan, preferred provider plan, or
10 self-insured governmental plan may not bill or hold liable an enrollee for any
11 amount of the ambulance service that is more than the cost-sharing amount that the
12 enrollee would be charged if the provider of ambulance services was a participating
13 provider under the enrollee's plan.

14 **(4) NONPARTICIPATING PROVIDER IN PARTICIPATING FACILITY.** For items or services
15 other than emergency medical services that are provided to an enrollee of a defined
16 network plan, preferred provider plan, or self-insured governmental plan by a
17 provider who is not a participating provider but who is providing services at a
18 participating facility, the plan shall provide coverage for the item or service in
19 accordance with all of the following:

20 (a) The plan may not impose on an enrollee a cost-sharing requirement for the
21 item or service that is greater than the cost-sharing requirement that would have
22 been imposed if the item or service was provided by a participating provider.

23 (b) Any cost-sharing amount imposed on an enrollee for the item or service is
24 calculated as if the total amount that would have been charged for the item or service

1 if provided by a participating provider is equal to the amount paid to the provider
2 that is not a participating provider as determined by the commissioner.

3 (c) No later than 30 days after the provider transmits the bill for services, the
4 plan shall send to the provider an initial payment or a notice of denial of payment.

5 (d) The plan shall make a total payment directly to the provider that provided
6 the item or service to the enrollee that, added to any initial payment described under
7 par. (c), is equal to the amount by which the out-of-network rate for the item or
8 service exceeds the cost-sharing amount or the amount determined under sub. (7).

9 (e) The plan counts any cost-sharing payment made by the enrollee for the item
10 or service toward any in-network deductible or out-of-pocket maximum applied by
11 the plan in the same manner as if the cost-sharing payment was made for the item
12 or service when provided by a participating provider.

13 **(5) CHARGING FOR SERVICES BY NONPARTICIPATING PROVIDER; NOTICE AND CONSENT.**

14 (a) Except as provided in par. (c), a provider of an item or service that is entitled to
15 payment under sub. (4) may not bill or hold liable an enrollee for any amount for the
16 item or service that is more than the cost-sharing amount determined under sub. (4)

17 (b) for the item or service unless the nonparticipating provider provides notice and
18 obtains consent in accordance with all of the following:

19 1. The notice states that the provider is not a participating provider in the
20 enrollee's defined network plan, preferred provider plan, or self-insured
21 governmental plan.

22 2. The notice provides a good faith estimate of the amount that the provider
23 may charge the enrollee for the item or service involved, including notification that
24 the estimate does not constitute a contract with respect to the charges estimated for
25 the item or service.

1 3. The notice includes a list of the participating providers at the facility that
2 would be able to provide the item or service and notification that the enrollee may
3 be referred to one of those participating providers.

4 4. The notice includes information about whether or not prior authorization or
5 other care management limitations may be required before receiving an item or
6 service at the participating facility.

7 5. The enrollee provides consent to the provider to be treated by the
8 nonparticipating provider, and the consent acknowledges that the enrollee has been
9 informed that the charge paid by the enrollee may not meet a limitation that the
10 enrollee's defined network plan, preferred provider plan, or self-insured
11 governmental plan places on cost sharing, such as an in-network deductible.

12 6. A signed copy of the consent described under subd. 5. is provided to the
13 enrollee.

14 (b) To be considered adequate, the notice and consent under par. (a) shall meet
15 one of the following requirements, as applicable:

16 1. If the enrollee makes an appointment for the item or service at least 72 hours
17 before the day on which the item or service is to be provided, any notice under par.
18 (a) shall be provided to the enrollee at least 72 hours before the day of the
19 appointment at which the item or service is to be provided.

20 2. If the enrollee makes an appointment for the item or service less than 72
21 hours before the day on which the item or service is to be provided, any notice under
22 par. (a) shall be provided to the enrollee on the day that the appointment is made.

23 (c) A provider of an item or service that is entitled to payment under sub. (4)
24 may not bill or hold liable an enrollee for any amount for the ancillary item or service
25 that is more than the cost-sharing amount determined under sub. (4) (b) for the item

1 or service, unless the commissioner specifies by rule that the provider may balance
2 bill for the specified item or service, if the ancillary item or service is any of the
3 following:

4 1. Related to an emergency medical service.

5 2. Anesthesiology.

6 3. Pathology.

7 4. Radiology.

8 5. Neonatology.

9 6. A item or service provided by an assistant surgeon, hospitalist, or intensivist.

10 7. Diagnostic service, including a radiology or laboratory service.

11 8. An item or service provided by a specialty practitioner that the commissioner
12 specifies by rule.

13 9. An item or service provided by a nonparticipating provider when there is no
14 participating provider who can furnish the item or service at the participating
15 facility.

16 **(6) NOTICE BY PROVIDER OR FACILITY.** Beginning no later than January 1, 2022,
17 a health care provider or health care facility shall make available, including posting
18 on an Internet site, to enrollees in defined network plans, preferred provider plans,
19 and self-insured governmental plans notice of the requirements on a provider or
20 facility under subs. (3) and (5), of any other applicable state law requirements on the
21 provider or facility with respect to charging an enrollee for an item or service if the
22 provider or facility does not have a contractual relationship with the plan, and of
23 information on contacting appropriate state or federal agencies in the event the
24 enrollee believes the provider or facility violates any of the requirements under this
25 section or other applicable law.

1 **(7) NEGOTIATION; DISPUTE RESOLUTION.** A provider or facility that is entitled to
2 receive an initial payment or notice of denial under sub. (2) (c) 4. a. or (4) (c) may
3 initiate, within 30 days of receiving the initial payment or notice of denial, open
4 negotiations with the defined network plan, preferred provider plan, or self-insured
5 governmental plan to determine a payment amount for the emergency medical
6 service or other item or service for a period that terminates 30 days after initiating
7 open negotiations. If the open negotiation period under this subsection terminates
8 without determination of a payment amount, the provider, facility, defined network
9 plan, preferred provider plan, or self-insured governmental plan may initiate,
10 within the 4 days beginning on the day after the open negotiation period ends, the
11 independent dispute resolution process as specified by the commissioner. If the
12 independent dispute resolution decision maker determines the payment amount,
13 the party to the independent dispute resolution process whose amount was not
14 selected shall pay the fees for the independent dispute resolution. If the parties to
15 the independent dispute resolution reach a settlement on the payment amount, the
16 parties to the independent dispute resolution shall equally divide the payment for
17 the fees for the independent dispute resolution.

18 **(8) CONTINUITY OF CARE.** (a) In this subsection:

19 1. “Continuing care patient” means an individual who is any of the following:

20 a. Undergoing a course of treatment for a serious and complex condition from
21 a provider or facility.

22 b. Undergoing a course of institutional or inpatient care from a provider or
23 facility.

24 c. Scheduled to undergo nonelective surgery, including receipt of postoperative
25 care, from a provider or facility.

1 d. Pregnant and undergoing a course of treatment for the pregnancy from a
2 provider or facility.

3 e. Terminally ill and receiving treatment for the illness from a provider or
4 facility.

5 2. "Serious and complex condition" means any of the following:

6 a. In the case of an acute illness, a condition that is serious enough to require
7 specialized medical treatment to avoid the reasonable possibility of death or
8 permanent harm.

9 b. In the case of a chronic illness or condition, a condition that is
10 life-threatening, degenerative, potentially disabling, or congenital and requires
11 specialized medical care over a prolonged period of time.

12 (b) If an enrollee is a continuing care patient and is obtaining items or services
13 from a participating provider or facility and the contract between the defined
14 network plan, preferred provider plan, or self-insured governmental plan and the
15 participating provider or facility is terminated or the coverage of benefits that
16 include the items or services provided by the participating provider or facility are
17 terminated by the plan, the plan shall do all of the following:

18 1. Notify each enrollee of the termination of the contract or benefits and of the
19 right for the enrollee to elect to continue transitional care from the provider or facility
20 under this subsection.

21 2. Provide the enrollee an opportunity to notify the plan of the need for
22 transitional care.

23 3. Allow the enrollee to elect to continue to have the benefits provided under
24 the plan under the same terms and conditions as would have applied to the item or
25 service if the termination had not occurred for the course of treatment related to the

1 enrollee's status as a continuing care patient beginning on the date on which the
2 notice under subd. 1. is provided and ending 90 days after the date on which the
3 notice under subd. 1. is provided or the date on which the enrollee is no longer a
4 continuing care patient, whichever is earlier.

5 **(9) RULE MAKING.** The commissioner may promulgate any rules necessary to
6 implement this section, including specifying the independent dispute resolution
7 process. The commissioner may promulgate rules to modify the list of those items
8 and services for which a provider may not balance bill under sub. (5) (c).

9 **SECTION 2963.** 609.713 of the statutes is created to read:

10 **609.713 Essential health benefits; preventive services.** Defined network
11 plans and preferred provider plans are subject to s. 632.895 (13m) and (14m).

12 **SECTION 2964.** 609.719 of the statutes is created to read:

13 **609.719 Telehealth services.** Limited service health organizations,
14 preferred provider plans, and defined network plans are subject to s. 632.871.

15 **SECTION 2965.** 609.83 of the statutes is amended to read:

16 **609.83 Coverage of drugs and devices; application of payments.**
17 Limited service health organizations, preferred provider plans, and defined network
18 plans are subject to ss. 632.853, 632.862, and 632.895 (16t) and (16v).

19 **SECTION 2966.** 609.83 of the statutes, as affected by 2021 Wisconsin Act (this
20 act), section 2965, is amended to read:

21 **609.83 Coverage of drugs and devices; application of payments.**
22 Limited service health organizations, preferred provider plans, and defined network
23 plans are subject to ss. 632.853, 632.862, and 632.895 (6) (b), (16t), and (16v).

24 **SECTION 2967.** 609.847 of the statutes is created to read:

1 **609.847 Preexisting condition discrimination and certain benefit**
2 **limits prohibited.** Limited service health organizations, preferred provider plans,
3 and defined network plans are subject to s. 632.728.

4 **SECTION 2968.** 625.12 (1) (a) of the statutes is amended to read:

5 625.12 (1) (a) Past and prospective loss and expense experience within and
6 outside of this state, except as provided in s. 632.728.

7 **SECTION 2969.** 625.12 (1) (e) of the statutes is amended to read:

8 625.12 (1) (e) Subject to ~~s.~~ ss. 632.365 and 632.728, all other relevant factors,
9 including the judgment of technical personnel.

10 **SECTION 2970.** 625.12 (2) of the statutes is amended to read:

11 625.12 (2) CLASSIFICATION. Except as provided in ~~s.~~ ss. 632.728 and 632.729,
12 risks may be classified in any reasonable way for the establishment of rates and
13 minimum premiums, except that no classifications may be based on race, color, creed
14 or national origin, and classifications in automobile insurance may not be based on
15 physical condition or developmental disability as defined in s. 51.01 (5). Subject to
16 ~~ss. 632.365, 632.728,~~ and 632.729, rates thus produced may be modified for
17 individual risks in accordance with rating plans or schedules that establish
18 reasonable standards for measuring probable variations in hazards, expenses, or
19 both. Rates may also be modified for individual risks under s. 625.13 (2).

20 **SECTION 2971.** 625.15 (1) of the statutes is amended to read:

21 625.15 (1) RATE MAKING. ~~An~~ Except as provided in s. 632.728, an insurer may
22 itself establish rates and supplementary rate information for one or more market
23 segments based on the factors in s. 625.12 and, if the rates are for motor vehicle
24 liability insurance, subject to s. 632.365, or the insurer may use rates and
25 supplementary rate information prepared by a rate service organization, with

1 average expense factors determined by the rate service organization or with such
2 modification for its own expense and loss experience as the credibility of that
3 experience allows.

4 **SECTION 2972.** 628.34 (3) (a) of the statutes is amended to read:

5 628.34 (3) (a) No insurer may unfairly discriminate among policyholders by
6 charging different premiums or by offering different terms of coverage except on the
7 basis of classifications related to the nature and the degree of the risk covered or the
8 expenses involved, subject to ss. 632.365, 632.729, 632.746 and, 632.748, and
9 632.7496. Rates are not unfairly discriminatory if they are averaged broadly among
10 persons insured under a group, blanket or franchise policy, and terms are not
11 unfairly discriminatory merely because they are more favorable than in a similar
12 individual policy.

13 **SECTION 2973.** 628.34 (3) (a) of the statutes, as affected by 2021 Wisconsin Act
14 (this act), is amended to read:

15 628.34 (3) (a) No insurer may unfairly discriminate among policyholders by
16 charging different premiums or by offering different terms of coverage except on the
17 basis of classifications related to the nature and the degree of the risk covered or the
18 expenses involved, subject to ss. 632.365, 632.728, 632.729, 632.746, 632.748, and
19 632.7496. Rates are not unfairly discriminatory if they are averaged broadly among
20 persons insured under a group, blanket or franchise policy, and terms are not
21 unfairly discriminatory merely because they are more favorable than in a similar
22 individual policy.

23 **SECTION 2974.** 628.495 of the statutes is created to read:

1 **628.495 Pharmacy benefit management broker and consultant**
2 **licenses. (1) DEFINITION.** In this section, “pharmacy benefit manager” has the
3 meaning given in s. 632.865 (1) (c).

4 **(2) LICENSE REQUIRED.** No person may serve as a pharmacy benefit
5 management broker or consultant or any other person who procures the services of
6 a pharmacy benefit manager on behalf of a client without a license.

7 **(3) RULES.** The commissioner may promulgate rules to establish criteria and
8 procedures for initial licensure and renewal of licensure and to implement licensure
9 under this section.

10 **SECTION 2975.** 632.35 of the statutes is amended to read:

11 **632.35 Prohibited rejection, cancellation and nonrenewal.** No insurer
12 may cancel or refuse to issue or renew an automobile insurance policy wholly or
13 partially because of one or more of the following characteristics of any person: age,
14 sex, residence, race, color, creed, religion, national origin, ancestry, marital status or,
15 occupation, or status as a holder or nonholder of a license under s. 343.03 (3r).

16 **SECTION 2976.** 632.728 of the statutes is created to read:

17 **632.728 Coverage of persons with preexisting conditions; guaranteed**
18 **issue; benefit limits. (1) DEFINITIONS.** In this section:

19 (a) “Cost sharing” includes deductibles, coinsurance, copayments, or similar
20 charges.

21 (b) “Health benefit plan” has the meaning given in s. 632.745 (11).

22 (c) “Self-insured health plan” has the meaning given in s. 632.85 (1) (c).

23 **(2) GUARANTEED ISSUE.** (a) Every individual health benefit plan shall accept
24 every individual in this state who, and every group health benefit plan shall accept
25 every employer in this state that, applies for coverage, regardless of sexual

1 orientation, gender identity, or whether or not any employee or individual has a
2 preexisting condition. A health benefit plan may restrict enrollment in coverage
3 described in this paragraph to open or special enrollment periods.

4 (b) The commissioner shall establish a statewide open enrollment period of no
5 shorter than 30 days for every individual health benefit plan to allow individuals,
6 including individuals who do not have coverage, to enroll in coverage.

7 **(3) PROHIBITING DISCRIMINATION BASED ON HEALTH STATUS.** (a) An individual
8 health benefit plan or a self-insured health plan may not establish rules for the
9 eligibility of any individual to enroll, or for the continued eligibility of any individual
10 to remain enrolled, under the plan based on any of the following health
11 status-related factors in relation to the individual or a dependent of the individual:

12 1. Health status.

13 2. Medical condition, including both physical and mental illnesses.

14 3. Claims experience.

15 4. Receipt of health care.

16 5. Medical history.

17 6. Genetic information.

18 7. Evidence of insurability, including conditions arising out of acts of domestic
19 violence.

20 8. Disability.

21 (b) An insurer offering an individual health benefit plan or a self-insured
22 health plan may not require any individual, as a condition of enrollment or continued
23 enrollment under the plan, to pay, on the basis of any health status-related factor
24 under par. (a) with respect to the individual or a dependent of the individual, a
25 premium or contribution or a deductible, copayment, or coinsurance amount that is

1 greater than the premium or contribution or deductible, copayment, or coinsurance
2 amount respectively for a similarly situated individual enrolled under the plan.

3 (c) Nothing in this subsection prevents an insurer offering an individual health
4 benefit plan or a self-insured health plan from establishing premium discounts or
5 rebates or modifying otherwise applicable cost sharing in return for adherence to
6 programs of health promotion and disease prevention.

7 **(4) PREMIUM RATE VARIATION.** A health benefit plan offered on the individual or
8 small employer market or a self-insured health plan may vary premium rates for a
9 specific plan based only on the following considerations:

10 (a) Whether the policy or plan covers an individual or a family.

11 (b) Rating area in the state, as established by the commissioner.

12 (c) Age, except that the rate may not vary by more than 3 to 1 for adults over
13 the age groups and the age bands shall be consistent with recommendations of the
14 National Association of Insurance Commissioners.

15 (d) Tobacco use, except that the rate may not vary by more than 1.5 to 1.

16 **(5) STATEWIDE RISK POOL.** An insurer offering a health benefit plan may not
17 segregate enrollees into risk pools other than a single statewide risk pool for the
18 individual market and a single statewide risk pool for the small employer market or
19 a single statewide risk pool that combines the individual and small employer
20 markets.

21 **(6) ANNUAL AND LIFETIME LIMITS.** An individual or group health benefit plan or
22 a self-insured health plan may not establish any of the following:

23 (a) Lifetime limits on the dollar value of benefits for an enrollee or a dependent
24 of an enrollee under the plan.

1 (b) Annual limits on the dollar value of benefits for an enrollee or a dependent
2 of an enrollee under the plan.

3 (7) COST SHARING MAXIMUM. A health benefit plan offered on the individual or
4 small employer market may not require an enrollee under the plan to pay more in
5 cost sharing than the maximum amount calculated under 42 USC 18022 (c),
6 including the annual indexing of the limits.

7 (8) MEDICAL LOSS RATIO. (a) In this subsection, “medical loss ratio” means the
8 proportion, expressed as a percentage, of premium revenues spent by a health
9 benefit plan on clinical services and quality improvement.

10 (b) A health benefit plan on the individual or small employer market shall have
11 a medical loss ratio of at least 80 percent.

12 (c) A group health benefit plan other than one described under par. (b) shall
13 have a medical loss ratio of at least 85 percent.

14 (9) ACTUARIAL VALUES OF PLAN TIERS. Any health benefit plan offered on the
15 individual or small employer market shall provide a level of coverage that is designed
16 to provide benefits that are actuarially equivalent to at least 60 percent of the full
17 actuarial value of the benefits provided under the plan.

18 **SECTION 2977.** 632.746 (1) (a) of the statutes is renumbered 632.746 (1) and
19 amended to read:

20 632.746 (1) ~~Subject to subs. (2) and (3), an An insurer that offers a group health~~
21 ~~benefit plan may, with respect to a participant or beneficiary under the plan, not~~
22 ~~impose a preexisting condition exclusion only if the exclusion relates to a condition,~~
23 ~~whether physical or mental, regardless of the cause of the condition, for which~~
24 ~~medical advice, diagnosis, care or treatment was recommended or received within~~

1 ~~the 6-month period ending on the participant's or beneficiary's enrollment date~~
2 ~~under the plan on a participant or beneficiary under the plan.~~

3 **SECTION 2978.** 632.746 (1) (b) of the statutes is repealed.

4 **SECTION 2979.** 632.746 (2) (a) of the statutes is amended to read:

5 632.746 (2) (a) An insurer offering a group health benefit plan may not treat
6 impose a preexisting condition exclusion based on genetic information ~~as a~~
7 ~~preexisting condition under sub. (1) without a diagnosis of a condition related to the~~
8 ~~information.~~

9 **SECTION 2980.** 632.746 (2) (c), (d) and (e) of the statutes are repealed.

10 **SECTION 2981.** 632.746 (3) (a) of the statutes is repealed.

11 **SECTION 2982.** 632.746 (3) (d) 1. of the statutes is renumbered 632.746 (3) (d).

12 **SECTION 2983.** 632.746 (3) (d) 2. and 3. of the statutes are repealed.

13 **SECTION 2984.** 632.746 (5) of the statutes is repealed.

14 **SECTION 2985.** 632.746 (8) (a) (intro.) of the statutes is amended to read:

15 632.746 (8) (a) (intro.) A health maintenance organization that offers a group
16 health benefit plan ~~and that does not impose any preexisting condition exclusion~~
17 ~~under sub. (1)~~ with respect to a particular coverage option may impose an affiliation
18 period for that coverage option, but only if all of the following apply:

19 **SECTION 2986.** 632.748 (2) of the statutes is amended to read:

20 632.748 (2) An insurer offering a group health benefit plan may not require any
21 individual, as a condition of enrollment or continued enrollment under the plan, to
22 pay, on the basis of any health status-related factor with respect to the individual
23 or a dependent of the individual, a premium or contribution or a deductible,
24 copayment, or coinsurance amount that is greater than the premium or contribution

1 or deductible, copayment, or coinsurance amount respectively for a similarly
2 situated individual enrolled under the plan.

3 **SECTION 2987.** 632.7495 (4) (b) of the statutes is amended to read:

4 632.7495 (4) (b) The coverage has a term of not more than ~~12~~ 3 months.

5 **SECTION 2988.** 632.7495 (4) (c) of the statutes is amended to read:

6 632.7495 (4) (c) The coverage term aggregated with all consecutive periods of
7 the insurer's coverage of the insured by individual health benefit plan coverage not
8 required to be renewed under this subsection does not exceed ~~18~~ 6 months. For
9 purposes of this paragraph, coverage periods are consecutive if there are no more
10 than 63 days between the coverage periods.

11 **SECTION 2989.** 632.7496 of the statutes is created to read:

12 **632.7496 Coverage requirements for short-term plans. (1) DEFINITION.**

13 In this section, "short-term, limited duration plan" means an individual health
14 benefit plan described in s. 632.7495 (4) that an insurer is not required to renew.

15 **(2) GUARANTEED ISSUE.** Every short-term, limited duration plan shall accept
16 every individual in this state who applies for coverage whether or not any individual
17 has a preexisting condition.

18 **(3) PROHIBITING DISCRIMINATION BASED ON HEALTH STATUS.** (a) A short-term,
19 limited duration plan may not establish rules for the eligibility of any individual to
20 enroll, or for the continued eligibility of any individual to remain enrolled, under the
21 plan based on any of the following health status-related factors in relation to the
22 individual or a dependent of the individual:

23 1. Health status.

24 2. Medical condition, including both physical and mental illnesses.

25 3. Claims experience.

1 4. Receipt of health care.

2 5. Medical history.

3 6. Genetic information.

4 7. Evidence of insurability, including conditions arising out of acts of domestic
5 violence.

6 8. Disability.

7 (b) A short-term, limited duration plan may not require any individual, as a
8 condition of enrollment or continued enrollment under the plan, to pay, on the basis
9 of any health status-related factor under par. (a) with respect to the individual or a
10 dependent of the individual, a premium or contribution or a deductible, copayment,
11 or coinsurance amount that is greater than the premium or contribution or
12 deductible, copayment, or coinsurance amount respectively for a similarly situated
13 individual enrolled under the plan.

14 **(4) PREMIUM RATE VARIATION.** A short-term, limited duration plan may vary
15 premium rates for a specific plan based only on the following considerations:

16 (a) Whether the policy or plan covers an individual or a family.

17 (b) Rating area in the state, as established by the commissioner.

18 (c) Age, except that the rate may not vary by more than 3 to 1 for adults over
19 the age groups and the age bands shall be consistent with recommendations of the
20 National Association of Insurance Commissioners.

21 (d) Tobacco use, except that the rate may not vary by more than 1.5 to 1.

22 **(5) ANNUAL AND LIFETIME LIMITS.** A short-term, limited duration plan may not
23 establish any of the following:

24 (a) Lifetime limits on the dollar value of benefits for an enrollee or a dependent
25 of an enrollee under the plan.

1 (b) Limits on the dollar value of benefits for an enrollee or a dependent of an
2 enrollee under the plan for the initial or cumulative duration of the plan.

3 **SECTION 2990.** 632.76 (2) (a) and (ac) 1. and 2. of the statutes are amended to
4 read:

5 632.76 (2) (a) No claim for loss incurred or disability commencing after 2 years
6 from the date of issue of the policy may be reduced or denied on the ground that a
7 disease or physical condition existed prior to the effective date of coverage, unless the
8 condition was excluded from coverage by name or specific description by a provision
9 effective on the date of loss. This paragraph does not apply to a group health benefit
10 plan, as defined in s. 632.745 (9), which is subject to s. 632.746, a disability insurance
11 policy, as defined in s. 632.895 (1) (a), or a self-insured health plan, as defined in s.
12 632.85 (1) (c).

13 (ac) 1. ~~Notwithstanding par. (a), no~~ No claim or loss incurred or disability
14 commencing ~~after 12 months from the date of issue of~~ under an individual disability
15 insurance policy, as defined in s. 632.895 (1) (a), may be reduced or denied on the
16 ground that a disease or physical condition existed prior to the effective date of
17 coverage, ~~unless the condition was excluded from coverage by name or specific~~
18 ~~description by a provision effective on the date of the loss.~~

19 2. ~~Except as provided in subd. 3., an~~ An individual disability insurance policy,
20 as defined in s. 632.895 (1) (a), other than a short-term policy subject to s. 632.7495
21 (4) and (5), may not define a preexisting condition more restrictively than a condition
22 that was present before the date of enrollment for the coverage, whether physical or
23 mental, regardless of the cause of the condition, ~~for which~~ and regardless of whether
24 medical advice, diagnosis, care, or treatment was recommended or received ~~within~~
25 ~~12 months before the effective date of coverage.~~

1 **SECTION 2991.** 632.76 (2) (ac) 3. (intro.) of the statutes is amended to read:

2 632.76 (2) (ac) 3. (intro.) Except as the commissioner provides by rule under
3 s. 632.7495 (5), all of the following apply to an individual disability insurance policy
4 that is a short-term, limited duration policy subject to s. 632.7495 (4) and (5):

5 **SECTION 2992.** 632.76 (2) (ac) 3. b. of the statutes is amended to read:

6 632.76 (2) (ac) 3. b. The policy shall ~~reduce the length of time during which a~~
7 ~~may not impose any~~ preexisting condition exclusion ~~may be imposed by the~~
8 ~~aggregate of the insured's consecutive periods of coverage under the insurer's~~
9 ~~individual disability insurance policies that are short-term policies subject to s.~~
10 ~~632.7495 (4) and (5). For purposes of this subd. 3. b., coverage periods are consecutive~~
11 ~~if there are no more than 63 days between the coverage periods.~~

12 **SECTION 2993.** 632.795 (4) (a) of the statutes is amended to read:

13 632.795 (4) (a) An insurer subject to sub. (2) shall provide coverage under the
14 same policy form and for the same premium as it originally offered in the most recent
15 enrollment period, subject only to the medical underwriting used in that enrollment
16 period. Unless otherwise prescribed by rule, the insurer may apply deductibles,
17 ~~preexisting condition limitations~~, waiting periods, or other limits only to the extent
18 that they would have been applicable had coverage been extended at the time of the
19 most recent enrollment period and with credit for the satisfaction or partial
20 satisfaction of similar provisions under the liquidated insurer's policy or plan. The
21 insurer may exclude coverage of claims that are payable by a solvent insurer under
22 insolvency coverage required by the commissioner or by the insurance regulator of
23 another jurisdiction. Coverage shall be effective on the date that the liquidated
24 insurer's coverage terminates.

25 **SECTION 2994.** 632.796 of the statutes is created to read:

1 **632.796 Drug cost report. (1) DEFINITION.** In this section, “disability
2 insurance policy” has the meaning given in s. 632.895 (1) (a).

3 **(2) REPORT REQUIRED.** Annually, at the time the insurer files its rate request
4 with the commissioner, each insurer that offers a disability insurance policy that
5 covers prescription drugs shall submit to the commissioner a report that identifies
6 the 25 prescription drugs that are the highest cost to the insurer and the 25
7 prescription drugs that have the highest cost increases over the 12 months before the
8 submission of the report.

9 **SECTION 2995.** 632.862 of the statutes is created to read:

10 **632.862 Application of prescription drug payments. (1) DEFINITIONS.** In
11 this section:

12 (a) “Brand name” has the meaning given in s. 450.12 (1) (a).

13 (b) “Brand name drug” means any of the following:

14 1. A prescription drug that contains a brand name and that has no generic
15 equivalent.

16 2. A prescription drug that contains a brand name and has a generic equivalent
17 but for which the enrollee has received prior authorization from the insurer offering
18 the disability insurance policy or the self-insured health plan or authorization from
19 a physician to obtain the prescription drug under the policy or plan.

20 (c) “Disability insurance policy” has the meaning given in s. 632.895 (1) (a).

21 (d) “Prescription drug” has the meaning given in s. 450.01 (20)

22 (e) “Self-insured health plan” has the meaning given in s. 632.85 (1) (c).

23 **(2) APPLICATION OF DISCOUNTS.** A disability insurance policy that offers a
24 prescription drug benefit or a self-insured health plan shall apply to any calculation
25 of an out-of-pocket maximum and to any deductible of the policy or plan for an

1 enrollee the amount that any discount provided by the manufacturer of a brand
2 name drug reduces the cost sharing amount charged to an enrollee for that brand
3 name drug.

4 **SECTION 2996.** 632.863 of the statutes is created to read:

5 **632.863 Pharmaceutical representatives. (1) DEFINITIONS.** In this section:

6 (a) “Health care professional” means a physician or other health care
7 practitioner who is licensed to provide health care services or to prescribe
8 pharmaceutical or biologic products.

9 (b) “Pharmaceutical” means a medication that may legally be dispensed only
10 with a valid prescription from a health care professional.

11 (c) “Pharmaceutical representative” means an individual who markets or
12 promotes pharmaceuticals to health care professionals on behalf of a pharmaceutical
13 manufacturer for compensation.

14 (d) “Wholesale acquisition cost” means the most recently reported
15 manufacturer list or catalog price for a brand-name drug or generic drug available
16 to wholesalers or direct purchasers in the United States, before application of
17 discounts, rebates, or reductions in price.

18 **(2) LICENSURE.** (a) No individual may act as a pharmaceutical representative
19 in this state without obtaining a pharmaceutical representative license. In order to
20 obtain a license, an individual shall apply to the commissioner, on a form prescribed
21 by the commissioner. A license issued under this paragraph shall be renewed on an
22 annual basis. The application to obtain or renew a license shall include all of the
23 following information:

24 1. The applicant’s full name, residence address and telephone number, and
25 business address and telephone number.

1 2. A description of the type of work in which the applicant will engage.

2 3. The fee under s. 601.31 (1) (nv).

3 4. An attestation that the applicant meets the professional education
4 requirements under sub. (3).

5 5. Proof that the applicant has paid any assessed penalties and fees.

6 6. Any other information required by the commissioner.

7 (b) The pharmaceutical representative shall report, in writing, to the
8 commissioner any change to the information submitted on the application under par.
9 (a) or any material change to the pharmaceutical representative's business
10 operations or to any information provided under this section. The report shall be
11 made no later than 4 business days after the change or material change occurs.

12 (c) A pharmaceutical representative shall display his or her license during each
13 visit with a health care professional.

14 **(3) PROFESSIONAL EDUCATION REQUIREMENTS.** (a) In order to become initially
15 licensed under sub. (2) (a), a pharmaceutical representative shall complete a
16 professional education course as determined by the commissioner. A pharmaceutical
17 representative shall, upon request, provide the commissioner with proof of the
18 coursework's completion.

19 (b) In order to renew a license under sub. (2) (a), a pharmaceutical
20 representative shall complete a minimum of 5 hours of continuing professional
21 education courses. A pharmaceutical representative shall, upon request, provide the
22 commissioner with proof of the coursework's completion.

23 (c) The professional education coursework required under pars. (a) and (b) shall
24 include training in ethical standards, whistleblower protections, laws and rules

1 applicable to pharmaceutical marketing, and other areas that the commissioner may
2 identify by rule.

3 (d) The commissioner shall regularly designate courses that fulfill the
4 requirements under this subsection and publish a list of the designated courses.

5 (e) The professional education coursework required under this subsection may
6 not be provided by the employer of a pharmaceutical representative or be funded, in
7 any way, by the pharmaceutical industry or a 3rd party funded by the
8 pharmaceutical industry. A provider of a course designated under par. (d) shall
9 disclose any conflict of interest.

10 **(4) DISCLOSURE TO COMMISSIONER.** (a) No later than June 1 of each year, a
11 pharmaceutical representative shall provide to the commissioner, in the manner
12 prescribed by the commissioner, all of the following information from the previous
13 calendar year:

14 1. The total number of times the pharmaceutical representative contacted
15 health care professionals in this state and the specialties of the health care
16 professionals contacted.

17 2. For each contact with a health care professional in this state, the location and
18 duration of the contact, the pharmaceuticals for which the pharmaceutical
19 representative provides information, and the value of any item, including a product
20 sample, compensation, material, or gift, provided to the health care professional.

21 (b) The commissioner shall publish the information provided under par. (a) on
22 the commissioner's Internet site in a manner in which individual health care
23 professionals are not identifiable by name or other identifiers.

24 **(5) DISCLOSURE TO HEALTH CARE PROFESSIONALS.** During each contact with a
25 health care professional, a pharmaceutical representative shall disclose the

1 wholesale acquisition cost of any pharmaceutical for which the pharmaceutical
2 representative provides information and the names of at least 3 generic prescription
3 drugs from the same therapeutic class, or if 3 are not available, as many as are
4 available for prescriptive use.

5 **(6) ETHICAL STANDARDS.** The commissioner shall promulgate a rule that
6 contains ethical standards for pharmaceutical representatives and shall publish the
7 ethical standards on the commissioner's Internet site. In addition to the ethical
8 standards contained in the rule, a pharmaceutical representative may not do any of
9 the following:

10 (a) Engage in deceptive or misleading marketing of a pharmaceutical,
11 including the knowing concealment, suppression, omission, misleading
12 representation, or misstatement of a material fact.

13 (b) Use a title or designation that could reasonably lead a licensed health care
14 professional, or an employee or representative of a licensed health care professional,
15 to believe that the pharmaceutical representative is licensed to practice medicine,
16 nursing, dentistry, optometry, pharmacy, or other similar health occupation in this
17 state unless the pharmaceutical representative holds a license to practice.

18 (c) Attend a patient examination without the patient's consent.

19 **(7) ENFORCEMENT.** (a) Any individual violating this section shall be fined not
20 less than \$1,000 nor more than \$3,000 for each offense. Each day the violation
21 continues shall constitute a separate offense.

22 (b) The commissioner may suspend or revoke the license of a pharmaceutical
23 representative who violates this section. A suspended or revoked license may not be
24 reinstated until all violations related to the suspension or revocation have been
25 remedied and all assessed penalties and fees have been paid. An individual whose

1 pharmaceutical representative license is revoked for any cause may not be issued a
2 license under sub. (2) (a) until at least 2 years after the date of revocation.

3 (c) A health care professional who meets with a pharmaceutical representative
4 who does not display his or her license or share the information required under sub.
5 (5) may report the pharmaceutical representative to the commissioner for further
6 action.

7 **(8) RULES.** The commissioner may promulgate rules to implement this section.

8 **SECTION 2997.** 632.864 of the statutes is created to read:

9 **632.864 Pharmacy services administrative organizations. (1)**

10 **DEFINITIONS.** In this section:

11 (a) “Administrative service” means any of the following:

- 12 1. Assisting with claims.
- 13 2. Assisting with audits.
- 14 3. Providing centralized payment.
- 15 4. Performing certification in a specialized care program.
- 16 5. Providing compliance support.
- 17 6. Setting flat fees for generic drugs.
- 18 7. Assisting with store layout.
- 19 8. Managing inventory.
- 20 9. Providing marketing support.
- 21 10. Providing management and analysis of payment and drug dispensing data.
- 22 11. Providing resources for retail cash cards.

23 (b) “Independent pharmacy” means a pharmacy operating in this state that is
24 licensed under s. 450.06 or 450.065 and is under common ownership with no more
25 than 2 other pharmacies.

1 (c) “Pharmacy benefit manager” has the meaning given in s. 632.865 (1) (c).

2 (d) “Pharmacy services administrative organization” means an entity
3 operating in this state that does all of the following:

4 1. Contracts with an independent pharmacy to conduct business on the
5 pharmacy’s behalf with a 3rd-party payer.

6 2. Provides at least one administrative service to an independent pharmacy
7 and negotiates and enters into a contract with a 3rd-party payer or pharmacy benefit
8 manager on behalf of the pharmacy.

9 (e) “Third-party payer” means an entity, including a plan sponsor, health
10 maintenance organization, or insurer, operating in this state that pays or insures
11 health, medical, or prescription drug expenses on behalf of beneficiaries.

12 **(2) LICENSURE.** (a) A person may not operate as a pharmacy services
13 administrative organization in this state without a pharmacy services
14 administrative organization license. In order to obtain a license, a person shall apply
15 to the commissioner in the form and manner prescribed by the commissioner. The
16 application shall include all of the following:

17 1. The name, address, telephone number, and federal employer identification
18 number of the applicant.

19 2. The name, business address, and telephone number of a contact person for
20 the applicant.

21 3. The fee under s. 601.31 (1) (nw).

22 4. Evidence of financial responsibility of at least \$1,000,000.

23 5. Any other information required by the commissioner.

24 (b) The term of a license issued under par. (a) shall be 2 years from the date of
25 issuance.

1 **(3) DISCLOSURE TO THE COMMISSIONER.** (a) A pharmacy services administrative
2 organization shall disclose to the commissioner the extent of any ownership or
3 control of the pharmacy services administrative organization by an entity that does
4 any of the following:

5 1. Provides pharmacy services.

6 2. Provides prescription drug or device services.

7 3. Manufactures, sells, or distributes prescription drugs, biologicals, or medical
8 devices.

9 (b) A pharmacy services administrative organization shall notify the
10 commissioner in writing within 5 days of any material change in its ownership or
11 control relating to an entity described in par. (a).

12 **(4) RULES.** The commissioner may promulgate rules to implement this section.

13 **SECTION 2998.** 632.865 (2m) of the statutes is created to read:

14 **632.865 (2m) FIDUCIARY DUTY AND DISCLOSURES TO HEALTH BENEFIT PLAN**
15 **SPONSORS.** (a) A pharmacy benefit manager owes a fiduciary duty to the health
16 benefit plan sponsor to act according to the health benefit plan sponsor's instructions
17 and in the best interests of the health benefit plan sponsor.

18 (b) A pharmacy benefit manager shall annually provide, no later than the date
19 and using the method prescribed by the commissioner by rule, the health benefit plan
20 sponsor all of the following information from the previous calendar year:

21 1. The indirect profit received by the pharmacy benefit manager from owning
22 any interest in a pharmacy or service provider.

23 2. Any payment made by the pharmacy benefit manager to a consultant or
24 broker who works on behalf of the health benefit plan sponsor.

1 3. From the amounts received from all drug manufacturers, the amounts
2 retained by the pharmacy benefit manager, and not passed through to the health
3 benefit plan sponsor, that are related to the health benefit plan sponsor's claims or
4 bona fide service fees.

5 4. The amounts, including pharmacy access and audit recovery fees, received
6 from all pharmacies that are in the pharmacy benefit manager's network or have a
7 contract to be in the network and, from these amounts, the amount retained by the
8 pharmacy benefit manager and not passed through to the health benefit plan
9 sponsor.

10 **SECTION 2999.** 632.8655 of the statutes is created to read:

11 **632.8655 Hospital drug cost reporting. (1) DEFINITIONS.** In this section:

12 (a) "Brand-name drug" means a prescription drug approved under 21 USC 355

13 (b) or 42 USC 262.

14 (b) "Covered hospital" means an entity described in 42 USC 256b (a) (4) (L) to
15 (N) that participates in the federal drug pricing program under 42 USC 256b.

16 (c) "Generic drug" means a prescription drug approved under 21 USC 355 (j).

17 (d) "Margin" means, for a covered hospital, the difference between the net cost
18 of a brand-name drug or generic drug covered under the federal drug pricing
19 program under 42 USC 256b and the net payment by the covered hospital for that
20 brand-name drug or generic drug.

21 (e) "Net payment" means the amount paid for a brand-name drug or generic
22 drug after all discounts and rebates have been applied.

23 **(2) HOSPITAL MARGIN SPENDING.** By March 1 annually, each covered hospital
24 operating in this state shall report to the commissioner the per unit margin for each
25 drug covered under the federal drug pricing program under 42 USC 256b dispensed

1 in the previous year multiplied by the number of units dispensed at that margin and
2 how the margin revenue was used.

3 (3) PUBLIC REPORTING. The commissioner shall publicly post covered hospital
4 documentation of how each hospital spends the margin revenue. The commissioner
5 shall analyze data collected under this section and publish annually a report
6 including an analysis on hospital-specific margins and how that revenue is spent or
7 allocated on a hospital-specific basis. The commissioner shall keep any trade secret
8 or proprietary information confidential.

9 SECTION 3000. 632.8665 of the statutes is created to read:

10 **632.8665 Prescription drug cost reporting.** (1) DEFINITIONS. In this
11 section:

12 (a) "Brand-name drug" means a prescription drug approved under 21 USC 355
13 (b) or 42 USC 262.

14 (b) "Generic drug" means a prescription drug approved under 21 USC 355 (j).

15 (c) "Manufacturer" has the meaning given in s. 450.01 (12). "Manufacturer"
16 does not include an entity that is engaged only in the dispensing, as defined in s.
17 450.01 (7), of a brand-name drug or generic drug.

18 (d) "Manufacturer-sponsored assistance program" means a program offered by
19 a manufacturer or an intermediary under contract with a manufacturer through
20 which a brand-name drug or generic drug is provided to a patient at no charge or at
21 a discount.

22 (e) "Pharmacy benefit manager" has the meaning given in s. 632.865 (1) (c).

23 (f) "Pharmacy services administrative organization" means an entity that
24 provides contracting and other administrative services to a pharmacy to assist the

1 pharmacy in interactions with a 3rd-party payer, pharmacy benefit manager,
2 wholesale drug distributor, or other entity.

3 (g) "Wholesale acquisition cost" means the most recently reported
4 manufacturer list or catalog price for a brand-name drug or generic drug available
5 to wholesalers or direct purchasers in the United States, before application of
6 discounts, rebates, or reductions in price.

7 **(2) PRICE INCREASE OR INTRODUCTION NOTICE; JUSTIFICATION REPORT.** (a) A
8 manufacturer shall notify the commissioner if it is increasing the wholesale
9 acquisition cost of a brand-name drug on the market in this state by more than 10
10 percent or by more than \$10,000 during any 12-month period or if it intends to
11 introduce to market in this state a brand-name drug that has an annual wholesale
12 acquisition cost of \$30,000 or more.

13 (b) A manufacturer shall notify the commissioner if it is increasing the
14 wholesale acquisition cost of a generic drug by more than 25 percent or by more than
15 \$300 during any 12-month period or if it intends to introduce to market a generic
16 drug that has an annual wholesale acquisition cost of \$3,000 or more.

17 (c) The manufacturer shall provide the notice under par. (a) or (b) in writing
18 at least 30 days before the planned effective date of the cost increase or drug
19 introduction with a justification that includes all documents and research related to
20 the manufacturer's selection of the cost increase or introduction price and a
21 description of life cycle management, market competition and context, and
22 estimated value or cost-effectiveness of the product.

23 **(3) NET PRICES PAID BY PHARMACY BENEFIT MANAGERS.** By March 1 annually, the
24 manufacturer shall report to the commissioner the value of price concessions,

1 expressed as a percentage of the wholesale acquisition cost, provided to each
2 pharmacy benefit manager for each drug sold in this state.

3 (4) REBATES AND PRICE CONCESSIONS. By March 1 annually, each pharmacy
4 benefit manager shall report to the commissioner the amount received from
5 manufacturers as drug rebates and the value of price concessions, expressed as a
6 percentage of the wholesale acquisition cost, provided by manufacturers for each
7 drug.

8 (5) MANUFACTURER-SPONSORED ASSISTANCE PROGRAMS. By March 1 annually,
9 each manufacturer shall provide the commissioner with a description of each
10 manufacturer-sponsored patient assistance program in effect during the previous
11 year that includes all of the following:

12 (a) The terms of the programs.

13 (b) The number of prescriptions provided to state residents under the program.

14 (c) The total market value of assistance provided to residents of this state under
15 the program.

16 (6) PHARMACY SERVICES ADMINISTRATIVE ORGANIZATIONS. By March 1 annually,
17 each pharmacy services administrative organization shall report to the
18 commissioner all of the following information:

19 (a) The negotiated reimbursement rate of the 25 prescription drugs with the
20 highest reimbursement rates during the previous year.

21 (b) The 25 prescription drugs with the highest year-to-year change in
22 reimbursement rate for the previous year.

23 (c) The schedule of fees charged by the organization to pharmacies.

24 (7) CERTIFICATION AND PENALTIES FOR NONCOMPLIANCE. Each manufacturer and
25 pharmacy services administrative organization that is required to report under this

1 section shall certify each report as accurate under the penalty of perjury. A
2 manufacturer or pharmacy services administrative organization that fails to submit
3 a report required under this section is subject to a forfeiture of no more than \$10,000
4 each day the report is overdue.

5 (8) HEARING AND PUBLIC REPORTING. (a) The commissioner shall publicly post
6 manufacturer price justification documents. The commissioner shall keep any trade
7 secret or proprietary information confidential.

8 (b) The commissioner shall analyze data collected under this section and
9 publish annually a report on emerging trends in prescription prices and price
10 increases and shall annually conduct a public hearing based on the analysis under
11 this paragraph. The report under this paragraph shall include analysis of
12 manufacturer prices and price increases and analysis of how pharmacy benefit
13 manager discounts and net costs compare to retail prices paid by patients.

14 **SECTION 3001.** 632.868 of the statutes is created to read:

15 **632.868 Insulin safety net programs. (1) DEFINITIONS.** In this section:

16 (a) “Manufacturer” means a person engaged in the manufacturing of insulin
17 that is self-administered on an outpatient basis.

18 (b) “Navigator” has the meaning given in s. 628.90 (3).

19 (c) “Patient assistance program” means a program established by a
20 manufacturer under sub. (3) (a).

21 (d) “Pharmacy” means an entity licensed under s. 450.06 or 450.065.

22 (e) “Urgent need of insulin” means having less than a 7-day supply of insulin
23 readily available for use and needing insulin in order to avoid the likelihood of
24 suffering a significant health consequence.

1 (f) “Urgent need safety net program” means a program established by a
2 manufacturer under sub. (2) (a).

3 (2) URGENT NEED SAFETY NET PROGRAM. (a) *Establishment of program.* No later
4 than July 1, 2022, each manufacturer shall establish an urgent need safety net
5 program to make insulin available in accordance with this subsection to individuals
6 who meet the eligibility requirements under par. (b).

7 (b) *Eligible individual.* An individual shall be eligible to receive insulin under
8 an urgent need safety net program if all of the following conditions are met:

9 1. The individual is in urgent need of insulin.

10 2. The individual is a resident of this state.

11 3. The individual is not receiving public assistance under ch. 49.

12 4. The individual is not enrolled in prescription drug coverage through an
13 individual or group health plan that limits the total cost sharing amount, including
14 copayments, deductibles, and coinsurance, that an enrollee is required to pay for a
15 30-day supply of insulin to no more than \$75, regardless of the type or amount of
16 insulin prescribed.

17 5. The individual has not received insulin under an urgent need safety net
18 program within the previous 12 months, except as allowed under par. (d).

19 (c) *Provision of insulin under an urgent need safety net program.* 1. In order
20 to receive insulin under an urgent need safety net program, an individual who meets
21 the eligibility requirements under par. (b) shall provide a pharmacy with all of the
22 following:

23 a. A completed application, on a form prescribed by the commissioner that shall
24 include an attestation by the individual, or the individual’s parent or legal guardian

1 if the individual is under the age of 18, that the individual meets all of the eligibility
2 requirements under par. (b).

3 b. A valid insulin prescription.

4 c. A valid Wisconsin driver's license or state identification card. If the
5 individual is under the age of 18, the individual's parent or legal guardian shall meet
6 this requirement.

7 2. Upon receipt of the information described in subd. 1. a. to c., the pharmacist
8 shall dispense a 30-day supply of the prescribed insulin to the individual. The
9 pharmacy shall also provide the individual with the information sheet described in
10 sub. (8) (b) 2. and the list of navigators described in sub. (8) (c). The pharmacy may
11 collect a copayment, not to exceed \$35, from the individual to cover the pharmacy's
12 costs of processing and dispensing the insulin. The pharmacy shall notify the health
13 care practitioner who issued the prescription no later than 72 hours after the insulin
14 is dispensed.

15 3. A pharmacy that dispenses insulin under subd. 2. may submit to the
16 manufacturer, or the manufacturer's vendor, a claim for payment that is in
17 accordance with the national council for prescription drug programs' standards for
18 electronic claims processing, except that no claim may be submitted if the
19 manufacturer agrees to send the pharmacy a replacement of the same insulin in the
20 amount dispensed. If the pharmacy submits an electronic claim, the manufacturer
21 or vendor shall reimburse the pharmacy in an amount that covers the pharmacy's
22 acquisition cost.

23 4. A pharmacy that dispenses insulin under subd. 2. shall retain a copy of the
24 application form described in subd. 1. a.

1 (d) *Eligibility of certain individuals.* An individual who has applied for public
2 assistance under ch. 49 but for whom a determination of eligibility has not been made
3 or whose coverage has not become effective or an individual who has an appeal
4 pending under sub. (3) c. 4. may access insulin under this subsection if the individual
5 is in urgent need of insulin. To access a 30-day supply of insulin, the individual shall
6 attest to the pharmacy that the individual is described in this paragraph and comply
7 with par. (c) 1.

8 **(3) PATIENT ASSISTANCE PROGRAM.** (a) *Establishment of program.* No later than
9 July 1, 2022, each manufacturer shall establish a patient assistance program to
10 make insulin available in accordance with this subsection to individuals who meet
11 the eligibility requirements under par. (b). Under the program, the manufacturer
12 shall do all of the following:

13 1. Provide the commissioner with information regarding the program,
14 including contact information for individuals to call for assistance in accessing the
15 program.

16 2. Provide a hotline for individuals to call or access between 8 a.m. and 10 p.m.
17 on weekdays and between 10 a.m. and 6 p.m. on Saturdays.

18 3. List the eligibility requirements under par. (b) on the manufacturer's
19 Internet site.

20 4. Maintain the privacy of all information received from an individual applying
21 for or participating in the program and not sell, share, or disseminate the
22 information unless required under this section or authorized, in writing, by the
23 individual.

24 (b) *Eligible individual.* An individual shall be eligible to receive insulin under
25 a patient assistance program if all of the following conditions are met:

- 1 1. The individual is a resident of this state.
- 2 2. The individual, or the individual's parent or legal guardian if the individual
3 is under the age of 18, has a valid Wisconsin driver's license or state identification
4 card.
- 5 3. The individual has a valid insulin prescription.
- 6 4. The family income of the individual does not exceed 400 percent of the
7 poverty line as defined and revised annually under 42 USC 9902 (2) for a family the
8 size of the individual's family,
- 9 5. The individual is not receiving public assistance under ch. 49.
- 10 6. The individual is not eligible to receive health care through a federally
11 funded program or receive prescription drug benefits through the U.S. department
12 of veterans affairs, except that this subdivision does not apply to an individual who
13 is enrolled in a policy under Part D of Medicare under 42 USC 1395w-101 et seq. if
14 the individual has spent at least \$1,000 on prescription drugs in the current calendar
15 year.
- 16 7. The individual is not enrolled in prescription drug coverage through an
17 individual or group health plan that limits the total cost sharing amount, including
18 copayments, deductibles, and coinsurance, that an enrollee is required to pay for a
19 30-day supply of insulin to no more than \$75, regardless of the type or amount of
20 insulin needed.
- 21 (c) *Application for patient assistance program.* 1. An individual may apply to
22 participate in a patient assistance program by filing an application with the
23 manufacturer who established the program, the individual's health care practitioner
24 if the practitioner participates in the program, or a navigator included on the list
25 under sub. (8) (c). A health care practitioner or navigator shall immediately submit

1 the application to the manufacturer. Upon receipt of an application, the
2 manufacturer shall determine the individual's eligibility under par. (b) and, except
3 as provided in subd. 2., notify the individual of the determination no later than 10
4 days after receipt of the application.

5 2. If necessary to determine the individual's eligibility under par. (b), the
6 manufacturer may request additional information from an individual who has filed
7 an application under subd. 1. no later than 5 days after receipt of the application.
8 Upon receipt of the additional information, the manufacturer shall determine the
9 individual's eligibility under par. (b) and notify the individual of the determination
10 no later than 3 days after receipt of the requested information.

11 3. Except as provided in subd. 5., if the manufacturer determines under subd.
12 1. or 2. that the individual is eligible for the patient assistance program, the
13 manufacturer shall provide the individual with a statement of eligibility. The
14 statement of eligibility shall be valid for 12 months and may be renewed upon a
15 determination by the manufacturer that the individual continues to meet the
16 eligibility requirements of par. (b).

17 4. If the manufacturer determines under subd. 1. or 2. that the individual is not
18 eligible for the patient assistance program, the manufacturer shall provide the
19 reason for the determination in the notification under subd. 1. or 2. The individual
20 may appeal the determination by filing an appeal with the commissioner that shall
21 include all of the information provided to the manufacturer under subds. 1. and 2.
22 The commissioner shall establish procedures for deciding appeals under this
23 subdivision. The commissioner shall issue a decision no later than 10 days after the
24 appeal is filed, and the commissioner's decision shall be final. If the commissioner
25 determines that the individual meets the eligibility requirements under par. (b), the

1 manufacturer shall provide the individual with the statement of eligibility described
2 in subd. 3.

3 5. In the case of an individual who has prescription drug coverage through an
4 individual or group health plan, if the manufacturer determines under subd. 1. or 2.
5 that the individual is eligible for the patient assistance program but also determines
6 that the individual's insulin needs are better addressed through the use of the
7 manufacturer's copayment assistance program rather than the patient assistance
8 program, the manufacturer shall inform the individual of the determination and
9 provide the individual with the necessary coupons to submit to a pharmacy. The
10 individual may not be required to pay more than the copayment amount specified in
11 par. (d) 2.

12 (d) *Provision of insulin under a patient assistance program.* 1. Upon receipt
13 from an individual of the eligibility statement described in par. (c) 3. and a valid
14 insulin prescription, a pharmacy shall submit an order containing the name of the
15 insulin and daily dosage amount to the manufacturer. The pharmacy shall include
16 with the order the pharmacy's name, shipping address, office telephone number, fax
17 number, electronic mail address, and contact name, as well as any days or times
18 when deliveries are not accepted by the pharmacy.

19 2. Upon receipt of an order meeting the requirements under subd. 1., the
20 manufacturer shall send the pharmacy a 90-day supply of insulin, or lesser amount
21 if requested in the order, at no charge to the individual or pharmacy. The pharmacy
22 shall dispense the insulin to the individual associated with the order. The insulin
23 shall be dispensed at no charge to the individual, except that the pharmacy may
24 collect a copayment from the individual to cover the pharmacy's costs for processing
25 and dispensing in an amount not to exceed \$50 for each 90-day supply of insulin.

1 The pharmacy may not seek reimbursement from the manufacturer or a 3rd-party
2 payer.

3 3. The pharmacy may submit a reorder to the manufacturer if the individual's
4 eligibility statement described in par. (c) 3. has not expired. The reorder shall be
5 treated as an order for purposes of subd. 2.

6 4. Notwithstanding subds. 2. and 3., a manufacturer may send the insulin
7 directly to the individual if the manufacturer provides a mail-order service option,
8 in which case the pharmacy may not collect a copayment from the individual.

9 **(4) EXCEPTIONS.** (a) This section does not apply to a manufacturer who shows
10 to the commissioner's satisfaction that the manufacturer's annual gross revenue
11 from insulin sales in this state does not exceed \$2,000,000.

12 (b) A manufacturer may not be required to make an insulin product available
13 under sub. (2) or (3) if the wholesale acquisition cost of the insulin product does not
14 exceed \$8, as adjusted annually based on the U.S. consumer price index for all urban
15 consumers, U.S. city average, per milliliter or the applicable national council for
16 prescription drug programs' plan billing unit.

17 **(5) CONFIDENTIALITY.** All medical information solicited or obtained by any
18 person under this section shall be subject to the applicable provisions of state law
19 relating to confidentiality of medical information, including s. 610.70.

20 **(6) REIMBURSEMENT PROHIBITION.** No person, including a manufacturer,
21 pharmacy, pharmacist, or 3rd-party administrator, as part of participating in an
22 urgent need safety net program or patient assistance program may request or seek,
23 or cause another person to request or seek, any reimbursement or other
24 compensation for which payment may be made in whole or in part under a federal
25 health care program, as defined in 42 USC 1320a-7b (f).

1 **(7) REPORTS.** (a) Annually, no later than March 1, each manufacturer shall
2 report to the commissioner all of the following information for the previous calendar
3 year:

4 1. The number of individuals who received insulin under the manufacturer's
5 urgent need safety net program.

6 2. The number of individuals who sought assistance under the manufacturer's
7 patient assistance program and the number of individuals who were determined to
8 be ineligible under sub. (3) (c) 4.

9 3. The wholesale acquisition cost of the insulin provided by the manufacturer
10 through the urgent need safety net program and patient assistance program.

11 (b) Annually, no later than April 1, the commissioner shall submit to the
12 governor and the chief clerk of each house of the legislature, for distribution to the
13 legislature under s. 13.172 (2), a report on the urgent need safety net programs and
14 patient assistance programs that includes all of the following:

15 1. The information provided to the commissioner under par. (a).

16 2. The penalties assessed under sub. (9) during the previous calendar year,
17 including the name of the manufacturer and amount of the penalty.

18 **(8) ADDITIONAL RESPONSIBILITIES OF COMMISSIONER.** (a) *Application form.* The
19 commissioner shall make the application form described in sub. (2) (c) 1. a. available
20 on the office's Internet site and shall make the form available to pharmacies and
21 health care providers who prescribe or dispense insulin, hospital emergency
22 departments, urgent care clinics, and community health clinics.

23 (b) *Public outreach.* 1. The commissioner shall conduct public outreach to
24 create awareness of the urgent need safety net programs and patient assistance
25 programs.

1 2. The commissioner shall develop and make available on the office's Internet
2 site an information sheet that contains all of the following information:

3 a. A description of how to access insulin through an urgent need safety net
4 program.

5 b. A description of how to access insulin through a patient assistance program.

6 c. Information on how to contact a navigator for assistance in accessing insulin
7 through an urgent need safety net program or patient assistance program.

8 d. Information on how to contact the commissioner if a manufacturer
9 determines that an individual is not eligible for a patient assistance program.

10 e. A notification that an individual may contact the commissioner for more
11 information or assistance in accessing ongoing affordable insulin options.

12 (c) *Navigators*. The commissioner shall develop a training program to provide
13 navigators with information and the resources necessary to assist individuals in
14 accessing appropriate long-term insulin options. The commissioner shall compile
15 a list of navigators who have completed the training program and are available to
16 assist individuals in accessing affordable insulin coverage options. The list shall be
17 made available on the office's Internet site and to pharmacies and health care
18 practitioners who dispense and prescribe insulin.

19 (d) *Satisfaction surveys*. 1. The commissioner shall develop and conduct a
20 satisfaction survey of individuals who have accessed insulin through urgent need
21 safety net programs and patient assistance programs. The survey shall ask whether
22 the individual is still in need of a long-term solution for affordable insulin and shall
23 include questions about the individual's satisfaction with all of the following, if
24 applicable:

25 a. Accessibility to urgent-need insulin.

1 b. Adequacy of the information sheet and list of navigators received from the
2 pharmacy.

3 c. Helpfulness of a navigator.

4 d. Ease of access in applying for a patient assistance program and receiving
5 insulin from the pharmacy under the program.

6 2. The commissioner shall develop and conduct a satisfaction survey of
7 pharmacies that have dispensed insulin through urgent need safety net programs
8 and patient assistance programs. The survey shall include questions about the
9 pharmacy's satisfaction with all of the following, if applicable:

10 a. Timeliness of reimbursement from manufacturers for insulin dispensed by
11 the pharmacy under urgent need safety net programs.

12 b. Ease in submitting insulin orders to manufacturers.

13 c. Timeliness of receiving insulin orders from manufacturers.

14 3. The commissioner may contract with a nonprofit entity to develop and
15 conduct the surveys under subds. 1. and 2. and to evaluate the survey results.

16 4. No later than July 1, 2024, the commissioner shall submit to the governor
17 and the chief clerk of each house of the legislature, for distribution to the legislature
18 under s. 13.172 (2), a report on the results of the surveys under subds. 1. and 2.

19 **(9) PENALTY.** A manufacturer that fails to comply with this section may be
20 assessed a penalty of up to \$200,000 per month of noncompliance, with the maximum
21 penalty increasing to \$400,000 per month if the manufacturer continues to be in
22 noncompliance after 6 months and increasing to \$600,000 per month if the
23 manufacturer continues to be in noncompliance after one year.

24 **SECTION 3002.** 632.869 of the statutes is created to read:

632.869 Reimbursement to federal drug pricing program participants.

(1) In this section:

(a) “Covered entity” means an entity described in 42 USC 256b (a) (4) (A), (D), (E), (J), or (N) that participates in the federal drug pricing program under 42 USC 256b, a pharmacy of the entity, or a pharmacy contracted with the entity to dispense drugs purchased through the federal drug pricing program under 42 USC 256b.

(b) “Pharmacy benefit manager” has the meaning given in s. 632.865 (1) (c).

(2) Any person, including a pharmacy benefit manager and 3rd-party payer, may not do any of the following:

(a) Reimburse a covered entity for a drug that is subject to an agreement under 42 USC 256b at a rate lower than that paid for the same drug to pharmacies that are not covered entities and are similar in prescription volume to the covered entity.

(b) Assess a covered entity any fee, charge back, or other adjustment on the basis of the covered entity’s participation in the federal drug pricing program under 42 USC 256b.

SECTION 3003. 632.87 (4) of the statutes is amended to read:

632.87 (4) No policy, plan or contract may exclude coverage for diagnosis and treatment of a condition or complaint by a licensed dentist or dental therapist within the scope of the dentist’s or dental therapist’s license, if the policy, plan or contract covers diagnosis and treatment of the condition or complaint by another health care provider, as defined in s. 146.81 (1) (a) to (p).

SECTION 3004. 632.871 of the statutes is created to read:

632.871 Telehealth services. (1) DEFINITIONS. In this section:

(a) “Disability insurance policy” has the meaning given in s. 632.895 (1) (a).

(b) “Self-insured health plan” has the meaning given in s. 632.85 (1) (c).

1 (c) “Telehealth” means a practice of health care delivery, diagnosis,
2 consultation, treatment, or transfer of medically relevant data by means of audio,
3 video, or data communications that are used either during a patient visit or a
4 consultation or are used to transfer medically relevant data about a patient.
5 “Telehealth” does not include communications delivered solely by audio-only
6 telephone, facsimile machine, or e-mail unless specified otherwise by rule.

7 (2) COVERAGE DENIAL PROHIBITED. No disability insurance policy or self-insured
8 health plan may deny coverage for a treatment or service provided through
9 telehealth on the basis that the treatment or service is provided through telehealth
10 if that treatment or service is covered by the policy or plan when provided in person.
11 A disability insurance policy or self-insured health plan may limit coverage of
12 treatments or services provided through telehealth to those treatments or services
13 that are medically necessary.

14 (3) CERTAIN LIMITATIONS ON TELEHEALTH PROHIBITED. A disability insurance
15 policy or self-insured health plan may not subject a treatment or service provided
16 through telehealth for which coverage is required under sub. (2) to any of the
17 following:

18 (a) Any greater deductible, copayment, or coinsurance amount than would be
19 applicable if the treatment or service is provided in person.

20 (b) Any policy or calendar year or lifetime benefit limit or other maximum
21 limitation that is not imposed on other treatments or services covered by the plan
22 that are not provided through telehealth.

23 (c) Prior authorization requirements that are not required for the same
24 treatment or service when provided in person.

25 (d) Unique location requirements.

1 **(4) DISCLOSURE OF COVERAGE OF CERTAIN TELEHEALTH SERVICES.** A disability
2 insurance policy or self-insured health plan that covers a telehealth treatment or
3 service that has no equivalent in-person treatment or service, such as remote patient
4 monitoring, shall specify in policy or plan materials the coverage of that telehealth
5 treatment or service.

6 **SECTION 3005.** 632.895 (6) (title) of the statutes is amended to read:

7 632.895 **(6)** (title) EQUIPMENT AND SUPPLIES FOR TREATMENT OF DIABETES; INSULIN.

8 **SECTION 3006.** 632.895 (6) of the statutes is renumbered 632.895 (6) (a) and
9 amended to read:

10 632.895 **(6)** (a) Every disability insurance policy ~~which~~ that provides coverage
11 of expenses incurred for treatment of diabetes shall provide coverage for expenses
12 incurred by the installation and use of an insulin infusion pump, coverage for all
13 other equipment and supplies, including insulin or any other prescription
14 medication, used in the treatment of diabetes, and coverage of diabetic
15 self-management education programs. Coverage Except as provided in par. (b),
16 coverage required under this subsection shall be subject to the same exclusions,
17 limitations, deductibles, and coinsurance provisions of the policy as other covered
18 expenses, except that insulin infusion pump coverage may be limited to the purchase
19 of one pump per year and the insurer may require the insured to use a pump for 30
20 days before purchase.

21 **SECTION 3007.** 632.895 (6) (b) of the statutes is created to read:

22 632.895 **(6)** (b) 1. In this paragraph:

23 a. “Cost sharing” means the total of any deductible, copayment, or coinsurance
24 amounts imposed on a person covered under a policy or plan.

25 b. “Self-insured health plan” has the meaning given in s. 632.85 (1) (c).

1 2. Every disability insurance policy and self-insured health plan that covers
2 insulin and imposes cost sharing on prescription drugs may not impose cost sharing
3 on insulin in an amount that exceeds \$50 for a one-month supply of insulin.

4 3. Nothing in this paragraph prohibits a disability insurance policy or
5 self-insured health plan from imposing cost sharing on insulin in an amount less
6 than the amount specified under subd. 2. Nothing in this paragraph requires a
7 disability insurance policy or self-insured health plan to impose any cost sharing on
8 insulin.

9 **SECTION 3008.** 632.895 (8) (d) of the statutes is amended to read:

10 632.895 (8) (d) Coverage is required under this subsection despite whether the
11 woman shows any symptoms of breast cancer. Except as provided in pars. (b), (c), and
12 (e), coverage under this subsection may only be subject to exclusions and limitations,
13 including ~~deductibles, copayments and~~ restrictions on excessive charges, that are
14 applied to other radiological examinations covered under the disability insurance
15 policy. Coverage under this subsection may not be subject to any deductibles,
16 copayments, or coinsurance.

17 **SECTION 3009.** 632.895 (13m) of the statutes is created to read:

18 632.895 (13m) PREVENTIVE SERVICES. (a) In this section, “self-insured health
19 plan” has the meaning given in s. 632.85 (1) (c).

20 (b) Every disability insurance policy, except any disability insurance policy that
21 is described in s. 632.745 (11) (b) 1. to 12., and every self-insured health plan shall
22 provide coverage for all of the following preventive services:

23 1. Mammography in accordance with sub. (8).

24 2. Genetic breast cancer screening and counseling and preventive medication
25 for adult women at high risk for breast cancer.

1 3. Papanicolaou test for cancer screening for women 21 years of age or older
2 with an intact cervix.

3 4. Human papillomavirus testing for women who have attained the age of 30
4 years but have not attained the age of 66 years.

5 5. Colorectal cancer screening in accordance with sub. (16m).

6 6. Annual tomography for lung cancer screening for adults who have attained
7 the age of 55 years but have not attained the age of 80 years and who have health
8 histories demonstrating a risk for lung cancer.

9 7. Skin cancer screening for individuals who have attained the age of 10 years
10 but have not attained the age of 22 years.

11 8. Counseling for skin cancer prevention for adults who have attained the age
12 of 18 years but have not attained the age of 25 years.

13 9. Abdominal aortic aneurysm screening for men who have attained the age of
14 65 years but have not attained the age of 75 years and who have ever smoked.

15 10. Hypertension screening for adults and blood pressure testing for adults, for
16 children under the age of 3 years who are at high risk for hypertension, and for
17 children 3 years of age or older.

18 11. Lipid disorder screening for minors 2 years of age or older, adults 20 years
19 of age or older at high risk for lipid disorders, and all men 35 years of age or older.

20 12. Aspirin therapy for cardiovascular health for adults who have attained the
21 age of 55 years but have not attained the age of 80 years and for men who have
22 attained the age of 45 years but have not attained the age of 55 years.

23 13. Behavioral counseling for cardiovascular health for adults who are
24 overweight or obese and who have risk factors for cardiovascular disease.

25 14. Type II diabetes screening for adults with elevated blood pressure.

1 15. Depression screening for minors 11 years of age or older and for adults when
2 follow-up supports are available.

3 16. Hepatitis B screening for minors at high risk for infection and adults at high
4 risk for infection.

5 17. Hepatitis C screening for adults at high risk for infection and onetime
6 hepatitis C screening for adults born in any year from 1945 to 1965.

7 18. Obesity screening and management for all minors and adults with a body
8 mass index indicating obesity, counseling and behavioral interventions for obese
9 minors who are 6 years of age or older, and referral for intervention for obesity for
10 adults with a body mass index of 30 kilograms per square meter or higher.

11 19. Osteoporosis screening for all women 65 years of age or older and for women
12 at high risk for osteoporosis under the age of 65 years.

13 20. Immunizations in accordance with sub. (14).

14 21. Anemia screening for individuals 6 months of age or older and iron
15 supplements for individuals at high risk for anemia and who have attained the age
16 of 6 months but have not attained the age of 12 months.

17 22. Fluoride varnish for prevention of tooth decay for minors at the age of
18 eruption of their primary teeth.

19 23. Fluoride supplements for prevention of tooth decay for minors 6 months of
20 age or older who do not have fluoride in their water source.

21 24. Gonorrhea prophylaxis treatment for newborns.

22 25. Health history and physical exams for prenatal visits and for minors.

23 26. Length and weight measurements for newborns and height and weight
24 measurements for minors.

1 27. Head circumference and weight-for-length measurements for newborns
2 and minors who have not attained the age of 3 years.

3 28. Body mass index for minors 2 years of age or older.

4 29. Blood pressure measurements for minors 3 years of age or older and a blood
5 pressure risk assessment at birth.

6 30. Risk assessment and referral for oral health issues for minors who have
7 attained the age of 6 months but have not attained the age of 7 years.

8 31. Blood screening for newborns and minors who have not attained the age of
9 2 months.

10 32. Screening for critical congenital health defects for newborns.

11 33. Lead screenings in accordance with sub. (10).

12 34. Metabolic and hemoglobin screening and screening for phenylketonuria,
13 sickle cell anemia, and congenital hypothyroidism for minors including newborns.

14 35. Tuberculin skin test based on risk assessment for minors one month of age
15 or older.

16 36. Tobacco counseling and cessation interventions for individuals who are 5
17 years of age or older.

18 37. Vision and hearing screening and assessment for minors including
19 newborns.

20 38. Sexually transmitted infection and human immunodeficiency virus
21 counseling for sexually active minors.

22 39. Risk assessment for sexually transmitted infection for minors who are 10
23 years of age or older and screening for sexually transmitted infection for minors who
24 are 16 years of age or older.

25 40. Alcohol misuse screening and counseling for minors 11 years of age or older.

- 1 41. Autism screening for minors who have attained the age of 18 months but
- 2 have not attained the age of 25 months.
- 3 42. Developmental screening and surveillance for minors including newborns.
- 4 43. Psychosocial and behavioral assessment for minors including newborns.
- 5 44. Alcohol misuse screening and counseling for pregnant adults and a risk
- 6 assessment for all adults.
- 7 45. Fall prevention and counseling and preventive medication for fall
- 8 prevention for community-dwelling adults 65 years of age or older.
- 9 46. Screening and counseling for intimate partner violence for adult women.
- 10 47. Well-woman visits for women who have attained the age of 18 years but
- 11 have not attained the age of 65 years and well-woman visits for recommended
- 12 preventive services, preconception care, and prenatal care.
- 13 48. Counseling on, consultations with a trained provider on, and equipment
- 14 rental for breastfeeding for pregnant and lactating women.
- 15 49. Folic acid supplement for adult women with reproductive capacity.
- 16 50. Iron deficiency anemia screening for pregnant and lactating women.
- 17 51. Preeclampsia preventive medicine for pregnant adult women at high risk
- 18 for preeclampsia.
- 19 52. Low-dose aspirin after 12 weeks of gestation for pregnant women at high
- 20 risk for miscarriage, preeclampsia, or clotting disorders.
- 21 53. Screenings for hepatitis B and bacteriuria for pregnant women.
- 22 54. Screening for gonorrhea for pregnant and sexually active females 24 years
- 23 of age or younger and females older than 24 years of age who are at risk for infection.

1 55. Screening for chlamydia for pregnant and sexually active females 24 years
2 of age and younger and females older than 24 years of age who are at risk for
3 infection.

4 56. Screening for syphilis for pregnant women and adults who are at high risk
5 for infection.

6 57. Human immunodeficiency virus screening for adults who have attained the
7 age of 15 years but have not attained the age of 66 years and individuals at high risk
8 of infection who are younger than 15 years of age or older than 65 years of age.

9 58. All contraceptives and services in accordance with sub. (17).

10 59. Any services not already specified under this paragraph having an A or B
11 rating in current recommendations from the U.S. preventive services task force.

12 60. Any preventive services not already specified under this paragraph that are
13 recommended by the federal health resources and services administration's Bright
14 Futures project.

15 61. Any immunizations, not already specified under sub. (14), that are
16 recommended and determined to be for routine use by the federal advisory
17 committee on immunization practices.

18 (c) Subject to par. (d), no disability insurance policy and no self-insured health
19 plan may subject the coverage of any of the preventive services under par. (b) to any
20 deductibles, copayments, or coinsurance under the policy or plan.

21 (d) 1. If an office visit and a preventive service specified under par. (b) are billed
22 separately by the health care provider, the disability insurance policy or self-insured
23 health plan may apply deductibles to and impose copayments or coinsurance on the
24 office visit but not on the preventive service.

1 2. If the primary reason for an office visit is not to obtain a preventive service,
2 the disability insurance policy or self-insured health plan may apply deductibles to
3 and impose copayments or coinsurance on the office visit.

4 3. Except as otherwise provided in this subdivision, if a preventive service
5 specified under par. (b) is provided by a health care provider that is outside the
6 disability insurance policy's or self-insured health plan's network of providers, the
7 policy or plan may apply deductibles to and impose copayments or coinsurance on the
8 office visit and the preventive service. If a preventive service specified under par. (b)
9 is provided by a health care provider that is outside the disability insurance policy's
10 or self-insured health plan's network of providers because there is no available
11 health care provider in the policy's or plan's network of providers that provides the
12 preventive service, the policy or plan may not apply deductibles to or impose
13 copayments or coinsurance on the preventive service.

14 4. If multiple well-woman visits described under par. (b) 47. are required to
15 fulfill all necessary preventive services and are in accordance with clinical
16 recommendations, the disability insurance policy or self-insured health plan may
17 not apply a deductible to or impose a copayment or coinsurance on any of those
18 well-woman visits.

19 **SECTION 3010.** 632.895 (14) (a) 1. i. and j. of the statutes are amended to read:

20 632.895 (14) (a) 1. i. Hepatitis A and B.

21 j. Varicella and herpes zoster.

22 **SECTION 3011.** 632.895 (14) (a) 1. k. to o. of the statutes are created to read:

23 632.895 (14) (a) 1. k. Human papillomavirus.

24 L. Meningococcal meningitis.

25 m. Pneumococcal pneumonia.

1 n. Influenza.

2 o. Rotavirus.

3 **SECTION 3012.** 632.895 (14) (b) of the statutes is amended to read:

4 632.895 (14) (b) Except as provided in par. (d), every disability insurance policy,
5 and every self-insured health plan of the state or a county, city, town, village, or
6 school district, ~~that provides coverage for a dependent of the insured~~ shall provide
7 coverage of appropriate and necessary immunizations, ~~from birth to the age of 6~~
8 years, for an insured or plan participant, including a dependent who is a child of the
9 insured or plan participant.

10 **SECTION 3013.** 632.895 (14) (c) of the statutes is amended to read:

11 632.895 (14) (c) The coverage required under par. (b) may not be subject to any
12 deductibles, copayments, or coinsurance under the policy or plan. ~~This paragraph~~
13 ~~applies to a defined network plan, as defined in s. 609.01 (1b), only with respect to~~
14 ~~appropriate and necessary immunizations provided by providers participating, as~~
15 ~~defined in s. 609.01 (3m), in the plan.~~

16 **SECTION 3014.** 632.895 (14) (d) 3. of the statutes is amended to read:

17 632.895 (14) (d) 3. A health care plan offered by a limited service health
18 organization, as defined in s. 609.01 (3), ~~or by a preferred provider plan, as defined~~
19 ~~in s. 609.01 (4), that is not a defined network plan, as defined in s. 609.01 (1b).~~

20 **SECTION 3015.** 632.895 (14m) of the statutes is created to read:

21 632.895 (14m) **ESSENTIAL HEALTH BENEFITS.** (a) In this subsection,
22 “self-insured health plan” has the meaning given in s. 632.85 (1) (c).

23 (b) On a date specified by the commissioner, by rule, every disability insurance
24 policy, except as provided in par. (g), and every self-insured health plan shall provide

1 coverage for essential health benefits as determined by the commissioner, by rule,
2 subject to par. (c).

3 (c) In determining the essential health benefits for which coverage is required
4 under par. (b), the commissioner shall do all of the following:

5 1. Include benefits, items, and services in, at least, all of the following
6 categories:

7 a. Ambulatory patient services.

8 b. Emergency services.

9 c. Hospitalization.

10 d. Maternity and newborn care.

11 e. Mental health and substance use disorder services, including behavioral
12 health treatment.

13 f. Prescription drugs.

14 g. Rehabilitative and habilitative services and devices.

15 h. Laboratory services.

16 i. Preventive and wellness services and chronic disease management.

17 j. Pediatric services, including oral and vision care.

18 2. Conduct a survey of employer-sponsored coverage to determine benefits
19 typically covered by employers and ensure that the scope of essential health benefits
20 for which coverage is required under this subsection is equal to the scope of benefits
21 covered under a typical disability insurance policy offered by an employer to its
22 employees.

23 3. Ensure that essential health benefits reflect a balance among the categories
24 described in subd. 1. such that benefits are not unduly weighted toward one category.

1 4. Ensure that essential health benefit coverage is provided with no or limited
2 cost-sharing requirements.

3 5. Require that disability insurance policies and self-insured health plans do
4 not make coverage decisions, determine reimbursement rates, establish incentive
5 programs, or design benefits in ways that discriminate against individuals because
6 of their age, disability, or expected length of life.

7 6. Establish essential health benefits in a way that takes into account the
8 health care needs of diverse segments of the population, including women, children,
9 persons with disabilities, and other groups.

10 7. Ensure that essential health benefits established under this subsection are
11 not subject to a coverage denial based on an insured's or plan participant's age,
12 expected length of life, present or predicted disability, degree of dependency on
13 medical care, or quality of life.

14 8. Require that disability insurance policies and self-insured health plans
15 cover emergency department services that are essential health benefits without
16 imposing any requirement to obtain prior authorization for those services and
17 without limiting coverage for services provided by an emergency services provider
18 that is not in the provider network of a policy or plan in a way that is more restrictive
19 than requirements or limitations that apply to emergency services provided by a
20 provider that is in the provider network of the policy or plan.

21 9. Require a disability insurance policy or self-insured health plan to apply to
22 emergency department services that are essential health benefits provided by an
23 emergency department provider that is not in the provider network of the policy or
24 plan the same copayment amount or coinsurance rate that applies if those services
25 are provided by a provider that is in the provider network of the policy or plan.

1 (d) The commissioner shall periodically update, by rule, the essential health
2 benefits under this subsection to address any gaps in access to coverage.

3 (e) If an essential health benefit is also subject to mandated coverage elsewhere
4 under this section and the coverage requirements are not identical, the disability
5 insurance policy or self-insured health plan shall provide coverage under whichever
6 subsection provides the insured or plan participant with more comprehensive
7 coverage of the medical condition, item, or service.

8 (f) Nothing in this subsection or rules promulgated under this subsection
9 prohibits a disability insurance policy or a self-insured health plan from providing
10 benefits in excess of the essential health benefit coverage required under this
11 subsection.

12 (g) This subsection does not apply to any disability insurance policy that is
13 described in s. 632.745 (11) (b) 1. to 12.

14 **SECTION 3016.** 632.895 (16m) (b) of the statutes is amended to read:

15 632.895 (16m) (b) The coverage required under this subsection may be subject
16 to any limitations, or exclusions, ~~or cost-sharing provisions~~ that apply generally
17 under the disability insurance policy or self-insured health plan. The coverage
18 required under this subsection may not be subject to any deductibles, copayments,
19 or coinsurance.

20 **SECTION 3017.** 632.895 (17) (b) 2. of the statutes is amended to read:

21 632.895 (17) (b) 2. Outpatient consultations, examinations, procedures, and
22 medical services that are necessary to prescribe, administer, maintain, or remove a
23 contraceptive, ~~if covered for any other drug benefits under the policy or plan~~
24 sterilization procedures, and patient education and counseling for all females with
25 reproductive capacity.

1 **SECTION 3018.** 632.895 (17) (c) of the statutes is amended to read:

2 632.895 (17) (c) Coverage under par. (b) may be subject only to the exclusions,
3 and limitations, or cost-sharing provisions that apply generally to the coverage of
4 outpatient health care services, preventive treatments and services, or prescription
5 drugs and devices that is provided under the policy or self-insured health plan. A
6 disability insurance policy or self-insured health plan may not apply a deductible or
7 impose a copayment or coinsurance to at least one of each type of contraceptive
8 method approved by the federal food and drug administration for which coverage is
9 required under this subsection. The disability insurance policy or self-insured
10 health plan may apply reasonable medical management to a method of contraception
11 to limit coverage under this subsection that is provided without being subject to a
12 deductible, copayment, or coinsurance to prescription drugs without a brand name.
13 The disability insurance policy or self-insured health plan may apply a deductible
14 or impose a copayment or coinsurance for coverage of a contraceptive that is
15 prescribed for a medical need if the services for the medical need would otherwise be
16 subject to a deductible, copayment, or coinsurance.

17 **SECTION 3019.** 632.897 (11) (a) of the statutes is amended to read:

18 632.897 (11) (a) Notwithstanding subs. (2) to (10), the commissioner may
19 promulgate rules establishing standards requiring insurers to provide continuation
20 of coverage for any individual covered at any time under a group policy who is a
21 terminated insured or an eligible individual under any federal program that
22 provides for a federal premium subsidy for individuals covered under continuation
23 of coverage under a group policy, including rules governing election or extension of
24 election periods, notice, rates, premiums, premium payment, application of

1 ~~preexisting condition exclusions~~, election of alternative coverage, and status as an
2 eligible individual, as defined in s. 149.10 (2t), 2011 stats.

3 **SECTION 3020.** 700.19 (2) of the statutes is amended to read:

4 700.19 (2) ~~HUSBAND AND WIFE~~ SPOUSES. If persons named as owners in a
5 document of title, transferees in an instrument of transfer, or buyers in a bill of sale
6 are described in the document, instrument, or bill of sale as ~~husband and wife~~
7 married to each other, or are in fact ~~husband and wife~~ married to each other, they are
8 joint tenants, unless the intent to create a tenancy in common is expressed in the
9 document, instrument, or bill of sale. This subsection applies to property acquired
10 before January 1, 1986, and, if ch. 766 does not apply when the property is acquired,
11 to property acquired on or after January 1, 1986.

12 **SECTION 3021.** 704.07 (2) (bm) 1. of the statutes is repealed.

13 **SECTION 3022.** 704.07 (2) (bm) 3. of the statutes is amended to read:

14 704.07 (2) (bm) 3. The violation presents a ~~significant~~ threat to the prospective
15 tenant's health or safety.

16 **SECTION 3023.** 704.17 (3m) of the statutes is repealed.

17 **SECTION 3024.** 704.17 (5) (a) of the statutes is renumbered 704.17 (5) and
18 amended to read:

19 704.17 (5) ~~CONTRARY PROVISION IN THE LEASE. Except as provided in par. (b),~~
20 ~~provisions~~ Provisions in the lease or rental agreement for termination contrary to
21 this section are invalid except in leases for more than one year.

22 **SECTION 3025.** 704.17 (5) (b) of the statutes is repealed.

23 **SECTION 3026.** 704.19 (2) (b) 2. of the statutes is amended to read:

24 704.19 (2) (b) 2. Notwithstanding subd. 1., nothing in this section prevents
25 termination of a tenancy before the end of a rental period because of an imminent

1 threat of serious physical harm, as provided in s. 704.16, or for ~~criminal activity or~~
2 ~~drug-related criminal activity~~, nonpayment of rent, or breach of any other condition
3 of the tenancy, as provided in s. 704.17.

4 **SECTION 3027.** 705.01 (4) of the statutes is amended to read:

5 705.01 (4) "Joint account" means an account, other than a marital account,
6 payable on request to one or more of 2 or more parties whether or not mention is made
7 of any right of survivorship. "Joint account" also means any account established with
8 the right of survivorship on or after January 1, 1986, by 2 parties who claim to be
9 ~~husband and wife~~ married to each other, which is payable on request to either or both
10 of the parties.

11 **SECTION 3028.** 705.01 (4m) of the statutes is amended to read:

12 705.01 (4m) "Marital account" means an account established without the right
13 of survivorship on or after January 1, 1986, by 2 parties who claim to be ~~husband and~~
14 ~~wife~~ married to each other, which is payable on request to either or both of the parties
15 and which is designated as a marital account. An account established by those
16 parties with the right of survivorship under s. 766.58 (3) (f) or 766.60 is a joint
17 account.

18 **SECTION 3029.** 706.09 (1) (e) of the statutes is amended to read:

19 706.09 (1) (e) *Marital interests.* Homestead of the spouse of any transferor of
20 an interest in real estate, if the recorded conveyance purporting to transfer the
21 homestead states that the person executing it is single, unmarried, or widowed a
22 surviving spouse or fails to indicate the marital status of the transferor, and if the
23 conveyance has, in either case, appeared of record for 5 years. This paragraph does
24 not apply to the interest of a married person who is described of record as a holder
25 in joint tenancy or of marital property with that transferor.

1 **SECTION 3030.** 753.06 (4) (a) of the statutes is amended to read:
2 753.06 (4) (a) Calumet County. The circuit has ~~one branch~~ 2 branches.

3 **SECTION 3031.** 753.06 (7) (e) of the statutes is amended to read:
4 753.06 (7) (e) Jackson County. The circuit has ~~one branch~~ 2 branches.

5 **SECTION 3032.** 753.06 (9) (g) of the statutes is amended to read:
6 753.06 (9) (g) Marathon County. The circuit has ~~5~~ 6 branches.

7 **SECTION 3033.** 753.06 (10) (f) of the statutes is amended to read:
8 753.06 (10) (f) Dunn County. The circuit has ~~2~~ 3 branches.

9 **SECTION 3034.** 757.69 (1) (j) of the statutes is amended to read:
10 757.69 (1) (j) Hold hearings, make findings and issue temporary restraining
11 orders under s. 813.122 ~~or~~, 813.123, or 813.124.

12 **SECTION 3035.** 757.69 (1m) (g) of the statutes is amended to read:
13 757.69 (1m) (g) Make any dispositional order under s. 938.34 (4d), ~~(4h)~~, or (4m).

14 **SECTION 3036.** 757.69 (1m) (g) of the statutes, as affected by 2021 Wisconsin
15 Act (this act), is amended to read:

16 757.69 (1m) (g) Make any dispositional order under s. 938.34 ~~(4d)~~ ~~or~~ (4m).

17 **SECTION 3037.** 765.001 (2) of the statutes is amended to read:

18 765.001 (2) INTENT. It is the intent of chs. 765 to 768 to promote the stability
19 and best interests of marriage and the family. It is the intent of the legislature to
20 recognize the valuable contributions of both spouses during the marriage and at
21 termination of the marriage by dissolution or death. Marriage is the institution that
22 is the foundation of the family and of society. Its stability is basic to morality and
23 civilization, and of vital interest to society and the state. The consequences of the
24 marriage contract are more significant to society than those of other contracts, and
25 the public interest must be taken into account always. The seriousness of marriage

1 makes adequate premarital counseling and education for family living highly
2 desirable and courses thereon are urged upon all persons contemplating marriage.
3 The impairment or dissolution of the marriage relation generally results in injury
4 to the public wholly apart from the effect upon the parties immediately concerned.
5 Under the laws of this state, marriage is a legal relationship between 2 equal
6 persons, ~~a husband and wife~~, who owe to each other mutual responsibility and
7 support. Each spouse has an equal obligation in accordance with his or her ability
8 to contribute money or services or both which are necessary for the adequate support
9 and maintenance of his or her minor children and of the other spouse. No spouse may
10 be presumed primarily liable for support expenses under this subsection.

11 **SECTION 3038.** 765.01 of the statutes is amended to read:

12 **765.01 A civil contract.** Marriage, so far as its validity at law is concerned,
13 is a civil contract, to which the consent of the parties capable in law of contracting
14 is essential, and which creates the legal status of ~~husband and wife~~ spouse to each
15 other.

16 **SECTION 3039.** 765.02 (3) of the statutes is created to read:

17 765.02 (3) Marriage may be contracted between persons of the same sex or
18 different sexes.

19 **SECTION 3040.** 765.03 (1) of the statutes is amended to read:

20 765.03 (1) No marriage shall be contracted while either of the parties has a
21 ~~husband or wife~~ spouse living, nor between persons who are nearer of kin than 2nd
22 cousins except that marriage may be contracted between first cousins ~~where the~~
23 ~~female has attained the age of 55 years or where~~ if either party, at the time of
24 application for a marriage license, submits an affidavit signed by a physician stating
25 that either party is permanently sterile or that the 2 parties are otherwise

1 permanently biologically incapable of producing a child together. Relationship
2 under this section shall be computed by the rule of the civil law, whether the parties
3 to the marriage are of the half or of the whole blood. A marriage may not be
4 contracted if either party has such want of understanding as renders him or her
5 incapable of assenting to marriage.

6 **SECTION 3041.** 765.16 (1m) (intro.) of the statutes is amended to read:

7 765.16 **(1m)** (intro.) Marriage may be validly solemnized and contracted in this
8 state only after a marriage license has been issued therefor, and only by the mutual
9 declarations of the 2 parties to be joined in marriage that ~~they take each~~ takes the
10 other as ~~husband and wife~~ his or her spouse, made before an authorized officiating
11 person and in the presence of at least 2 competent adult witnesses other than the
12 officiating person. The following are authorized to be officiating persons:

13 **SECTION 3042.** 765.16 (1m) (c) of the statutes is amended to read:

14 765.16 **(1m)** (c) The 2 parties themselves, by mutual declarations that ~~they~~
15 ~~take each~~ takes the other as ~~husband and wife~~ his or her spouse, in accordance with
16 the customs, rules, and regulations of any religious society, denomination, or sect to
17 which either of the parties may belong.

18 **SECTION 3043.** 765.23 of the statutes is amended to read:

19 **765.23 Immaterial irregularities otherwise.** No marriage hereafter
20 contracted shall be void either by reason of the marriage license having been issued
21 by a county clerk not having jurisdiction to issue the same; or by reason of any
22 informality or irregularity of form in the application for the marriage license or in
23 the marriage license itself, or the incompetency of the witnesses to such marriage;
24 or because the marriage may have been solemnized in a county other than the county
25 prescribed in s. 765.12, or more than 30 days after the date of the marriage license,

1 if the marriage is in other respects lawful and is consummated with the full belief
2 on the part of the persons so married, or either of them, that they have been lawfully
3 joined in marriage. Where a marriage has been celebrated in one of the forms
4 provided for in s. 765.16 (1m), and the parties thereto have immediately thereafter
5 assumed the habit and repute of ~~husband and wife~~ a married couple, and having
6 continued the same uninterruptedly thereafter for the period of one year, or until the
7 death of either of them, it shall be deemed that a marriage license has been issued
8 as required by ss. 765.05 to 765.24 and 767.803.

9 **SECTION 3044.** 765.24 of the statutes is amended to read:

10 **765.24 Removal of impediments to subsequent marriage.** If a person
11 during the lifetime of a ~~husband or wife~~ spouse with whom the marriage is in force,
12 enters into a subsequent marriage contract in accordance with s. 765.16, and the
13 parties thereto live together thereafter as ~~husband and wife~~ a married couple, and
14 such subsequent marriage contract was entered into by one of the parties in good
15 faith, in the full belief that the former ~~husband or wife~~ spouse was dead, or that the
16 former marriage had been annulled, or dissolved by a divorce, or without knowledge
17 of such former marriage, ~~they~~ the parties shall, after the impediment to their
18 marriage has been removed by the death or divorce of the other party to such former
19 marriage, if they continue to live together as ~~husband and wife~~ a married couple in
20 good faith on the part of one of them, be held to have been legally married from and
21 after the removal of such impediment and ~~the issue of~~ any children born during such
22 subsequent marriage shall be considered as the marital issue children of both
23 ~~parents~~ parties.

24 **SECTION 3045.** 765.30 (3) (a) of the statutes is amended to read:

1 Signature Date

2 Print Name Here:

3 Address:

4 Signature Date

5 Print Name Here:

6 Address:

7 [NOTE: Each spouse should retain a copy of the agreement for himself or
8 herself.]

9 **SECTION 3047.** 766.588 (9) (form) 13. of the statutes is amended to read:

10 766.588 (9) (form) 13. IF AFTER ENTERING INTO THIS AGREEMENT ONE
11 OR BOTH OF YOU ESTABLISH A DOMICILE OUTSIDE THIS STATE, YOU ARE
12 URGED TO SEEK LEGAL ADVICE CONCERNING THE CONTINUED
13 EFFECTIVENESS OF THIS AGREEMENT.

14 STATUTORY TERMINABLE MARITAL

15 PROPERTY CLASSIFICATION AGREEMENT

16 (Pursuant to Section 766.588, Wisconsin Statutes)

17 This agreement is entered into by and (~~husband and wife~~ who are
18 married) (who intend to marry) (strike one). The parties hereby classify all of the
19 property owned by them when this agreement becomes effective, and property
20 acquired during the term of this agreement, as marital property.

21 One spouse may terminate this agreement at any time by giving signed notice
22 of termination to the other spouse. Notice of termination by a spouse is given upon
23 personal delivery or when sent by certified mail to the other spouse's last-known
24 address. The agreement terminates 30 days after such notice is given.

1 STATE OF WISCONSIN)

2) ss.

3 County)

4 Personally came before me this day of, (year) the above named to
5 me known to be the person who executed the foregoing instrument and acknowledge
6 the same.

7 *....

8 Notary Public, County, Wisconsin.

9 My Commission is permanent.

10 (If not, state expiration date:, (year))

11 (Signatures may be authenticated or
12 acknowledged. Both are not necessary.)

13 *Names of persons signing in any capacity should be
14 typed or printed below their signatures.

15 Signature of Other Spouse:

16 Date:

17 Print Name Here:

18 Residence Address:

19 (Make Sure Your Signature is Authenticated or Acknowledged Below.)

20 AUTHENTICATION

21 Signature authenticated this day of, (year)

22 *....

23 TITLE: MEMBER STATE BAR OF WISCONSIN

24 (If not, authorized by s. 706.06, Wis. Stats.)

25 ACKNOWLEDGMENT

1 STATE OF WISCONSIN)

2) ss.

3 County)

4 Personally came before me this day of, (year) the above named to
5 me known to be the person who executed the foregoing instrument and acknowledge
6 the same.

7 *....

8 Notary Public, County, Wisconsin.

9 My Commission is permanent.

10 (If not, state expiration date:, (year))

11 (Signatures may be authenticated or
12 acknowledged. Both are not necessary.)

13 *Names of persons signing in any capacity should be
14 typed or printed below their signatures.

15 TERMINATION OF STATUTORY TERMINABLE

16 MARITAL PROPERTY CLASSIFICATION AGREEMENT

17 I UNDERSTAND THAT:

18 1. THIS TERMINATION TAKES EFFECT 30 DAYS AFTER MY SPOUSE IS
19 NOTIFIED OF THE TERMINATION, AS PROVIDED UNDER SECTION 766.588
20 (4) OF THE WISCONSIN STATUTES.

21 2. THIS TERMINATION IS PROSPECTIVE; IT DOES NOT AFFECT THE
22 CLASSIFICATION OF PROPERTY ACQUIRED BEFORE THE TERMINATION
23 BECOMES EFFECTIVE. PROPERTY ACQUIRED AFTER THE TERMINATION
24 BECOMES EFFECTIVE IS CLASSIFIED AS PROVIDED UNDER THE MARITAL
25 PROPERTY LAW.

- 1 EL. Limited liability company interests.
- 2 F. Trust interests
- 3 G. Livestock, farm products, crops
- 4 H. Automobiles and other vehicles
- 5 I. Jewelry and personal effects
- 6 J. Household furnishings
- 7 K. Life insurance and annuities:
 - 8 1. Face value
 - 9 2. Cash surrender value
- 10 L. Retirement benefits (include value):
 - 11 1. Pension plans
 - 12 2. Profit sharing plans
 - 13 3. HR-10 KEOGH plans
 - 14 4. IRAs
 - 15 5. Deferred compensation plans
- 16 M. Other assets not listed elsewhere
- 17 II. OBLIGATIONS (TOTAL OUTSTANDING BALANCE):
 - 18 A. Mortgages and liens
 - 19 B. Credit cards
 - 20 C. Other obligations to financial institutions
 - 21 D. Alimony, maintenance and child support (per
22 month)
 - 23 E. Other obligations (such as other obligations
24 to individuals, guarantees, contingent
25 liabilities)

1 III. ANNUAL COMPENSATION FOR SERVICES:

2 (for example, wages and income from
3 self-employment; also include social security,
4 disability and similar income here)

5 (IF YOU NEED ADDITIONAL SPACE,
6 ADD ADDITIONAL SHEETS)

7 **SECTION 3048.** 766.589 (10) (form) 14. of the statutes is amended to read:

8 766.589 (10) (form) 14. IF AFTER ENTERING INTO THIS AGREEMENT
9 ONE OR BOTH OF YOU ESTABLISH A DOMICILE OUTSIDE THIS STATE, YOU
10 ARE URGED TO SEEK LEGAL ADVICE CONCERNING THE CONTINUED
11 EFFECTIVENESS OF THIS AGREEMENT.

12 STATUTORY TERMINABLE INDIVIDUAL

13 PROPERTY CLASSIFICATION AGREEMENT

14 (Pursuant to Section 766.589, Wisconsin Statutes)

15 This agreement is entered into by and (~~husband and wife~~ who are
16 married) (who intend to marry) (strike one). The parties hereby classify the marital
17 property owned by them when this agreement becomes effective, and property
18 acquired during the term of this agreement ~~which~~ that would otherwise have been
19 marital property, as the individual property of the owning spouse. The parties agree
20 that ownership of such property shall be determined by the name in which the
21 property is held and, if property is not held by either or both spouses, ownership shall
22 be determined as if the parties were unmarried persons when the property was
23 acquired.

24 Upon the death of either spouse the surviving spouse may, except as otherwise
25 provided in a subsequent marital property agreement, and regardless of whether

1 this agreement has terminated, elect against the property of the decedent spouse as
2 provided in section 766.589 (7) of the Wisconsin Statutes.

3 One spouse may terminate this agreement at any time by giving signed notice
4 of termination to the other spouse. Notice of termination by a spouse is given upon
5 personal delivery or when sent by certified mail to the other spouse's last-known
6 address. The agreement terminates 30 days after such notice is given.

7 The parties (have) (have not) (strike one) completed Schedule "A", "Financial
8 Disclosure", attached to this agreement. If Schedule "A" has not been completed, the
9 duration of this agreement is 3 years after both parties have signed the agreement.
10 If Schedule "A" has been completed, the duration of this agreement is not limited to
11 3 years after it is signed.

12 IF THE DURATION OF THIS AGREEMENT IS NOT TO BE LIMITED TO 3
13 YEARS, MAKE SURE THAT SCHEDULE "A", "FINANCIAL DISCLOSURE", IS
14 COMPLETED AND THAT YOU HAVE REVIEWED THE SCHEDULE BEFORE
15 SIGNING THE AGREEMENT. IF YOU AND YOUR SPOUSE HAVE PREVIOUSLY
16 ENTERED INTO A STATUTORY TERMINABLE INDIVIDUAL PROPERTY
17 CLASSIFICATION AGREEMENT WITH EACH OTHER WHICH WAS
18 EFFECTIVE DURING YOUR PRESENT MARRIAGE AND YOU AND YOUR
19 SPOUSE DID NOT COMPLETE SCHEDULE "A", YOU MAY NOT EXECUTE THIS
20 AGREEMENT IF YOU DO NOT COMPLETE SCHEDULE "A".

21 Signature of One Spouse:

22 Date:

23 Print Name Here:

24 Residence Address:

25 (Make Sure Your Signature is Authenticated or Acknowledged Below.)

1 AUTHENTICATION

2 Signature authenticated this day of, (year)

3 *....

4 TITLE: MEMBER STATE BAR OF WISCONSIN

5 (If not, authorized by s. 706.06, Wis. Stats.)

6 ACKNOWLEDGMENT

7 STATE OF WISCONSIN)

8) ss.

9 County)

10 Personally came before me this day of, (year) the above named to
11 me known to be the person who executed the foregoing instrument and acknowledge
12 the same.

13 *....

14 Notary Public, County, Wisconsin.

15 My Commission is permanent.

16 (If not, state expiration date:, (year))

17 (Signatures may be authenticated or
18 acknowledged. Both are not necessary.)

19 *Names of persons signing in any capacity should be
20 typed or printed below their signatures.

21 Signature of Other Spouse:

22 Date:

23 Print Name Here:

24 Residence Address:

25 (Make Sure Your Signature is Authenticated or Acknowledged Below.)

1 AUTHENTICATION

2 Signature authenticated this day of, (year)

3 *....

4 TITLE: MEMBER STATE BAR OF WISCONSIN

5 (If not, authorized by s. 706.06, Wis. Stats.)

6 ACKNOWLEDGMENT

7 STATE OF WISCONSIN)

8) ss.

9 County)

10 Personally came before me this day of, (year) the above named to
11 me known to be the person who executed the foregoing instrument and acknowledge
12 the same.

13 *....

14 Notary Public, County, Wisconsin.

15 My Commission is permanent.

16 (If not, state expiration date:, (year))

17 (Signatures may be authenticated or
18 acknowledged. Both are not necessary.)

19 *Names of persons signing in any capacity should
20 be typed or printed below their signatures.

21 TERMINATION OF

22 STATUTORY TERMINABLE INDIVIDUAL

23 PROPERTY CLASSIFICATION AGREEMENT

24 I UNDERSTAND THAT:

- 1 I. ASSETS:
- 2 A. Real estate (gross value)
- 3 B. Stocks, bonds and mutual funds
- 4 C. Accounts at and certificates and other
- 5 instruments issued by financial institutions
- 6 D. Mortgages, land contracts, promissory notes
- 7 and cash
- 8 E. Partnership interests
- 9 EL. Limited liability company interests
- 10 F. Trust interests
- 11 G. Livestock, farm products, crops
- 12 H. Automobiles and other vehicles
- 13 I. Jewelry and personal effects
- 14 J. Household furnishings
- 15 K. Life insurance and annuities:
- 16 1. Face value
- 17 2. Cash surrender value
- 18 L. Retirement benefits (include value):
- 19 1. Pension plans
- 20 2. Profit sharing plans
- 21 3. HR-10 KEOGH plans
- 22 4. IRAs
- 23 5. Deferred compensation plans
- 24 M. Other assets not listed elsewhere
- 25 II. OBLIGATIONS (TOTAL OUTSTANDING BALANCE):

1 stipulation of both parties that they desire to attempt a reconciliation, enter an order
2 suspending any and all orders and proceedings for such period, not exceeding 90
3 days, as the court determines advisable to permit the parties to attempt a
4 reconciliation without prejudice to their respective rights. During the suspension
5 period, the parties may resume living together as ~~husband and wife~~ a married couple
6 and their acts and conduct do not constitute an admission that the marriage is not
7 irretrievably broken or a waiver of the ground that the parties have voluntarily lived
8 apart continuously for 12 months or more immediately prior to the commencement
9 of the action. Suspension may be revoked upon the motion of either party by an order
10 of the court. If the parties become reconciled, the court shall dismiss the action. If
11 the parties are not reconciled after the period of suspension, the action shall proceed
12 as though no reconciliation period was attempted.

13 **SECTION 3052.** 767.80 (1) (intro.) of the statutes is amended to read:

14 767.80 (1) WHO MAY BRING ACTION OR FILE MOTION. (intro.) The following persons
15 may bring an action or file a motion, including an action or motion for declaratory
16 judgment, for the purpose of determining the paternity of a child, or for the purpose
17 of rebutting the presumption of ~~paternity~~ parentage under s. 891.405, 891.407, or
18 891.41 (1):

19 **SECTION 3053.** 767.80 (1) (c) of the statutes is amended to read:

20 767.80 (1) (c) Unless s. 767.804 (1) or 767.805 (1) applies, a ~~male person~~
21 presumed to be the child's ~~father~~ parent under s. 891.405, 891.407, or 891.41 (1).

22 **SECTION 3054.** 767.80 (2) of the statutes is amended to read:

23 767.80 (2) CERTAIN AGREEMENTS NOT A BAR TO ACTION. Regardless of its terms,
24 an agreement made after July 1, 1981, other than an agreement approved by the
25 court between an alleged or presumed ~~father~~ parent and the mother or child, does

1 not bar an action under this section. Whenever the court approves an agreement in
2 which one of the parties agrees not to commence an action under this section, the
3 court shall first determine whether or not the agreement is in the best interest of the
4 child. The court shall not approve any provision waiving the right to bring an action
5 under this section if this provision is contrary to the best interests of the child.

6 **SECTION 3055.** 767.803 of the statutes is amended to read:

7 **767.803 Determination of marital children.** If the ~~father and mother~~
8 natural parents of a nonmarital child enter into a lawful marriage or a marriage
9 which appears and they believe is lawful, except where the parental rights of the
10 ~~mother parent who gave birth~~ were terminated before either of these circumstances,
11 the child becomes a marital child, is entitled to a change in birth record under s. 69.15
12 (3) (b), and shall enjoy all of the rights and privileges of a marital child as if he or she
13 had been born during the marriage of the parents. This section applies to all cases
14 before, on, or after its effective date, but no estate already vested shall be divested
15 by this section and ss. 765.05 to 765.24 and 852.05. The children of all marriages
16 declared void under the law are nevertheless marital children.

17 **SECTION 3056.** 767.804 (1) (a) 4. of the statutes is amended to read:

18 767.804 (1) (a) 4. No other male person is presumed to be the father natural
19 parent under s. 891.405 or 891.41 (1).

20 **SECTION 3057.** 767.805 (title), (1), (1m), (2) and (3) (title) and (a) of the statutes
21 are amended to read:

22 **767.805 (title) Voluntary acknowledgment of paternity parentage. (1)**
23 **CONCLUSIVE DETERMINATION OF PATERNITY PARENTAGE.** A statement acknowledging
24 paternity parentage that is on file with the state registrar under s. 69.15 (3) (b) 3.
25 after the last day on which a person may timely rescind the statement, as specified

1 in s. 69.15 (3m), is a conclusive determination, which shall be of the same effect as
2 a judgment, of ~~paternity~~ parentage.

3 **(1m)** MINOR PARENT MAY NOT SIGN. A minor may not sign a statement
4 acknowledging ~~paternity~~ parentage.

5 **(2)** RESCISSION OF ACKNOWLEDGMENT. (a) A statement acknowledging ~~paternity~~
6 parentage that is filed with the state registrar under s. 69.15 (3) (b) 3. may be
7 rescinded as provided in s. 69.15 (3m) by a person who signed the statement as a
8 parent of the child who is the subject of the statement.

9 (b) If a statement acknowledging ~~paternity~~ parentage is timely rescinded as
10 provided in s. 69.15 (3m), a court may not enter an order specified in sub. (4) with
11 respect to the ~~male person~~ who signed the statement as the ~~father~~ parent of the child
12 unless the ~~male person~~ is adjudicated the child's ~~father~~ parent using the procedures
13 set forth in this subchapter, except for this section.

14 **(3)** (title) ACTIONS WHEN ~~PATERNITY~~ PARENTAGE ACKNOWLEDGED. (a) Unless the
15 statement acknowledging ~~paternity~~ parentage has been rescinded, an action
16 affecting the family concerning custody, child support or physical placement rights
17 may be brought with respect to persons who, with respect to a child, jointly signed
18 and filed with the state registrar under s. 69.15 (3) (b) 3. as parents of the child a
19 statement acknowledging ~~paternity~~ parentage.

20 **SECTION 3058.** 767.805 (4) (intro.) of the statutes is amended to read:

21 767.805 (4) **ORDERS WHEN ~~PATERNITY~~ PARENTAGE ACKNOWLEDGED.** (intro.) In an
22 action under sub. (3) (a), if the persons who signed and filed the statement
23 acknowledging ~~paternity as parents~~ parentage of the child had notice of the hearing,
24 the court shall make an order that contains all of the following provisions:

25 **SECTION 3059.** 767.805 (4) (d) of the statutes is amended to read:

1 767.805 (4) (d) 1. An order establishing the amount of the father's obligation
2 to pay or contribute to the reasonable expenses of the mother's pregnancy and the
3 child's ~~birth~~ childbirth by the parent who did not give birth. The amount established
4 may not exceed one-half of the total actual and reasonable pregnancy and birth
5 expenses. The order also shall specify the court's findings as to whether the father's
6 parent who did not give birth has an income that is at or below the poverty line
7 established under 42 USC 9902 (2), and shall specify whether periodic payments are
8 due on the obligation, based on the father's parent's ability to pay or contribute to
9 those expenses.

10 2. If the order does not require periodic payments because the father parent has
11 no present ability to pay or contribute to the expenses, the court may modify the
12 judgment or order at a later date to require periodic payments if the father parent
13 has the ability to pay at that time.

14 **SECTION 3060.** 767.805 (5) of the statutes is amended to read:

15 767.805 (5) VOIDING DETERMINATION. (a) A determination of paternity
16 parentage that arises under this section may be voided at any time upon a motion
17 or petition stating facts that show fraud, duress or a mistake of fact. Except for good
18 cause shown, any orders entered under sub. (4) shall remain in effect during the
19 pendency of a proceeding under this paragraph.

20 (b) If a court in a proceeding under par. (a) determines that the ~~male~~ person is
21 not the father parent of the child, the court shall vacate any order entered under sub.
22 (4) with respect to the ~~male~~ person. The court or the county child support agency
23 under s. 59.53 (5) shall notify the state registrar, in the manner provided in s. 69.15
24 (1) (b), to remove the ~~male's~~ person's name as the father parent of the child from the

1 child's birth record. No paternity action may thereafter be brought against the male
2 person with respect to the child.

3 **SECTION 3061.** 767.805 (6) (a) (intro.) of the statutes is amended to read:

4 767.805 (6) (a) (intro.) This section does not apply unless all of the following
5 apply to the statement acknowledging paternity parentage:

6 **SECTION 3062.** 767.855 of the statutes is amended to read:

7 **767.855 Dismissal if adjudication not in child's best interest.** Except as
8 provided in s. 767.863 (1m), at any time in an action to establish the paternity of a
9 child, upon the motion of a party or guardian ad litem or the child's mother if she is
10 not a party, the court or supplemental court commissioner under s. 757.675 (2) (g)
11 may, if the court or supplemental court commissioner determines that a judicial
12 determination of whether a male is the father of the child is not in the best interest
13 of the child, dismiss the action with respect to the male, regardless of whether genetic
14 tests have been performed or what the results of the tests, if performed, were.
15 Notwithstanding ss. 767.813 (5g) (form) 4., 767.84 (1) and (2), 767.863 (2), 767.865
16 (2), and 767.88 (4), if genetic tests have not yet been performed with respect to the
17 male, the court or supplemental court commissioner is not required to order those
18 genetic tests.

19 **SECTION 3063.** 767.863 (1m) of the statutes is amended to read:

20 767.863 (1m) PATERNITY ALLEGATION BY MALE PERSON OTHER THAN HUSBAND
21 SPOUSE; WHEN DETERMINATION NOT IN BEST INTEREST OF CHILD. In an action to establish
22 the paternity of a child who was born to a woman while she was married, if a male
23 person other than the woman's husband spouse alleges that he, not the husband
24 woman's spouse, is the child's father biological parent, a party, or the woman if she
25 is not a party, may allege that a judicial determination that a male person other than

1 the ~~husband~~ woman's spouse is the ~~father~~ biological parent is not in the best interest
2 of the child. If the court or a supplemental court commissioner under s. 757.675 (2)
3 (g) determines that a judicial determination of whether a ~~male~~ person other than the
4 ~~husband~~ woman's spouse is the ~~father~~ biological parent is not in the best interest of
5 the child, no genetic tests may be ordered and the action shall be dismissed.

6 **SECTION 3064.** 767.87 (1m) (intro.) of the statutes is amended to read:

7 767.87 (1m) BIRTH RECORD REQUIRED. (intro.) If the child was born in this state,
8 the petitioner shall present a certified copy of the child's birth record or a printed copy
9 of the record from the birth database of the state registrar to the court, so that the
10 court is aware of whether a name has been inserted on the birth record as the ~~father~~
11 parent of the child other than the mother, at the earliest possible of the following:

12 **SECTION 3065.** 767.87 (8) of the statutes is amended to read:

13 767.87 (8) BURDEN OF PROOF. The party bringing an action for the purpose of
14 determining paternity or for the purpose of declaring the nonexistence of paternity
15 presumed under s. 891.405, 891.407, or the nonexistence of parentage presumed
16 under s. 891.405 or 891.41 (1) shall have the burden of proving the issues involved
17 by clear and satisfactory preponderance of the evidence.

18 **SECTION 3066.** 767.87 (9) of the statutes is amended to read:

19 767.87 (9) ARTIFICIAL INSEMINATION; NATURAL ~~FATHER~~ PARENT. ~~Where~~ If a child
20 is conceived by artificial insemination, the ~~husband~~ spouse of the mother of the child
21 at the time of the conception of the child is the natural ~~father~~ parent of the child, as
22 provided in s. 891.40.

23 **SECTION 3067.** 767.883 (1) of the statutes is amended to read:

24 767.883 (1) TWO PARTS. The trial shall be divided into 2 parts, the first part
25 dealing with the determination of ~~paternity~~ parentage and the 2nd part dealing with

1 child support, legal custody, periods of physical placement, and related issues. The
2 main issue at the first part shall be whether the alleged or presumed ~~father~~ parent
3 is or is not the ~~father~~ parent of the mother's child, but if the child was born to the
4 mother while she was the lawful ~~wife~~ spouse of a specified ~~male~~ person, the prior
5 issue of whether the ~~husband~~ mother's spouse was not the ~~father~~ parent of the child
6 shall be determined first, as provided under s. 891.39. The first part of the trial shall
7 be by jury only if the defendant verbally requests a jury trial either at the initial
8 appearance or pretrial hearing or requests a jury trial in writing prior to the pretrial
9 hearing. The court may direct and, if requested by either party before the
10 introduction of any testimony in the party's behalf, shall direct the jury to find a
11 special verdict as to any of the issues specified in this section, except that the court
12 shall make all of the findings enumerated in s. 767.89 (2) to (4). If the mother is dead,
13 becomes insane, cannot be found within the jurisdiction, or fails to commence or
14 pursue the action, the proceeding does not abate if any of the persons under s. 767.80
15 (1) makes a motion to continue. The testimony of the mother taken at the pretrial
16 hearing may in any such case be read in evidence if it is competent, relevant, and
17 material. The issues of child support, custody, and visitation, and related issues shall
18 be determined by the court either immediately after the first part of the trial or at
19 a later hearing before the court.

20 **SECTION 3068.** 769.316 (9) of the statutes is amended to read:

21 769.316 (9) The defense of immunity based on the relationship ~~of husband and~~
22 ~~wife~~ between spouses or parent and child does not apply in a proceeding under this
23 chapter.

24 **SECTION 3069.** 769.401 (2) (a) of the statutes is amended to read:

25 769.401 (2) (a) A parent or presumed father ~~parent~~ of the child.

1 **SECTION 3070.** 769.401 (2) (g) of the statutes is repealed.

2 **SECTION 3071.** 801.02 (1) of the statutes is amended to read:

3 801.02 (1) ~~A~~ Except as provided in s. 20.9315 (5) (b), a civil action in which a
4 personal judgment is sought is commenced as to any defendant when a summons and
5 a complaint naming the person as defendant are filed with the court, provided service
6 of an authenticated copy of the summons and of the complaint is made upon the
7 defendant under this chapter within 90 days after filing.

8 **SECTION 3072.** 801.50 (5sb) of the statutes is created to read:

9 801.50 (5sb) Venue of an action under s. 813.124 shall be in the county in which
10 the cause of action arose or where the petitioner or the respondent resides.

11 **SECTION 3073.** 803.09 (1) of the statutes is amended to read:

12 803.09 (1) ~~Upon~~ Except as provided in s. 20.9315, upon timely motion anyone
13 shall be permitted to intervene in an action when the movant claims an interest
14 relating to the property or transaction which is the subject of the action and the
15 movant is so situated that the disposition of the action may as a practical matter
16 impair or impede the movant's ability to protect that interest, unless the movant's
17 interest is adequately represented by existing parties.

18 **SECTION 3074.** 803.09 (2) of the statutes is amended to read:

19 803.09 (2) ~~Upon~~ Except as provided in s. 20.9315, upon timely motion anyone
20 may be permitted to intervene in an action when a movant's claim or defense and the
21 main action have a question of law or fact in common. When a party to an action
22 relies for ground of claim or defense upon any statute or executive order or rule
23 administered by a federal or state governmental officer or agency or upon any
24 regulation, order, rule, requirement or agreement issued or made pursuant to the
25 statute or executive order, the officer or agency upon timely motion may be permitted

1 to intervene in the action. In exercising its discretion the court shall consider
2 whether the intervention will unduly delay or prejudice the adjudication of the rights
3 of the original parties.

4 **SECTION 3075.** 803.09 (2m) of the statutes is repealed.

5 **SECTION 3076.** 804.01 (2) (intro.) of the statutes is amended to read:

6 804.01 (2) SCOPE OF DISCOVERY. (intro.) ~~Unless~~ Except as provided in s. 20.9315
7 (9), and unless otherwise limited by order of the court in accordance with the
8 provisions of this chapter, the scope of discovery is as follows:

9 **SECTION 3077.** 805.04 (1) of the statutes is amended to read:

10 805.04 (1) BY PLAINTIFF; BY STIPULATION. ~~An~~ Except as provided in sub. (2p), an
11 action may be dismissed by the plaintiff without order of court by serving and filing
12 a notice of dismissal at any time before service by an adverse party of responsive
13 pleading or motion or by the filing of a stipulation of dismissal signed by all parties
14 who have appeared in the action. Unless otherwise stated in the notice of dismissal
15 or stipulation, the dismissal is not on the merits, except that a notice of dismissal
16 operates as an adjudication on the merits when filed by a plaintiff who has once
17 dismissed in any court an action based on or including the same claim.

18 **SECTION 3078.** 805.04 (2p) of the statutes is created to read:

19 805.04 (2p) FALSE CLAIMS. An action filed under s. 20.9315 may be dismissed
20 only by order of the court. In determining whether to dismiss the action filed under
21 s. 20.9315, the court shall take into account the best interests of the parties and the
22 purposes of s. 20.9315.

23 **SECTION 3079.** 806.04 (11) of the statutes is amended to read:

24 806.04 (11) PARTIES. When declaratory relief is sought, all persons shall be
25 made parties who have or claim any interest which would be affected by the

1 declaration, and no declaration may prejudice the right of persons not parties to the
2 proceeding. In any proceeding which involves the validity of a municipal ordinance
3 or franchise, the municipality shall be made a party, and shall be entitled to be heard.
4 If a statute, ordinance, or franchise is alleged to be unconstitutional, ~~or to be in~~
5 ~~violation of or preempted by federal law, or if the construction or validity of a statute~~
6 ~~is otherwise challenged,~~ the attorney general shall also be served with a copy of the
7 proceeding and be entitled to be heard. ~~If a statute is alleged to be unconstitutional,~~
8 ~~or to be in violation of or preempted by federal law, or if the construction or validity~~
9 ~~of a statute is otherwise challenged, the speaker of the assembly, the president of the~~
10 ~~senate, and the senate majority leader shall also be served with a copy of the~~
11 ~~proceeding, and the assembly, the senate, and the state legislature are entitled to be~~
12 ~~heard. If the assembly, the senate, or the joint committee on legislative organization~~
13 ~~intervenes as provided under s. 803.09 (2m), the assembly shall represent the~~
14 ~~assembly, the senate shall represent the senate, and the joint committee on~~
15 ~~legislative organization shall represent the legislature. In any proceeding under this~~
16 ~~section in which the constitutionality, construction, or application of any provision~~
17 ~~of ch. 227, or of any statute allowing a legislative committee to suspend, or to delay~~
18 ~~or prevent the adoption of, a rule as defined in s. 227.01 (13) is placed in issue by the~~
19 ~~parties, the joint committee for review of administrative rules shall be served with~~
20 ~~a copy of the petition and, with the approval of the joint committee on legislative~~
21 ~~organization, shall be made a party and be entitled to be heard. In any proceeding~~
22 ~~under this section in which the constitutionality, construction, or application of any~~
23 ~~provision of ch. 13, 20, 111, 227, or 230 or subch. I, III, or IV of ch. 16 or s. 753.075,~~
24 ~~or of any statute allowing a legislative committee to suspend, or to delay or prevent~~
25 ~~the adoption of, a rule as defined in s. 227.01 (13) is placed in issue by the parties,~~

1 the joint committee on legislative organization shall be served with a copy of the
2 petition and the joint committee on legislative organization, the senate committee
3 on organization, or the assembly committee on organization may intervene as a party
4 to the proceedings and be heard.

5 **SECTION 3080.** 808.075 (4) (g) 3. of the statutes is amended to read:

6 808.075 (4) (g) 3. Imposition of sentence upon revocation of probation under s.
7 973.10 (2) ~~(a)~~ (bm) 2. a.

8 **SECTION 3081.** 809.13 of the statutes is amended to read:

9 **809.13 Rule (Intervention).** A person who is not a party to an appeal may
10 file in the court of appeals a petition to intervene in the appeal. A party may file a
11 response to the petition within 11 days after service of the petition. The court may
12 grant the petition upon a showing that the petitioner's interest meets the
13 requirements of s. 803.09 (1), or (2), ~~or (2m)~~.

14 **SECTION 3082.** 813.06 of the statutes is amended to read:

15 **813.06 Security for damages.** In proceedings under s. 767.225 the court or
16 judge may, and in all other proceedings except proceedings under ss. 813.12, 813.122,
17 813.124, 813.125 and 823.113 the court or judge shall, require a bond of the party
18 seeking an injunction, with sureties, to the effect that he or she will pay to the party
19 enjoined such damages, not exceeding an amount to be specified, as he or she may
20 sustain by reason of the injunction if the court finally decides that the party was not
21 entitled thereto. Copies of such bond, affidavit or other pleading shall be served upon
22 the party enjoined and the officer serving the same shall, within 8 days after such
23 service, file his or her return in the office of the clerk of the court.

24 **SECTION 3083.** 813.124 of the statutes is created to read:

1 **813.124 Extreme risk protection injunctions. (1) DEFINITIONS.** In this
2 section:

3 (a) “Family or household member” means any of the following:

4 1. A person related by blood, adoption, or marriage to the respondent.

5 2. A person with whom the respondent has or had a dating relationship, as
6 defined in s. 813.12 (1) (ag), or with whom the respondent has a child in common.

7 3. A person who resides with, or within the 6 months before filing a petition,
8 had resided with, the respondent.

9 4. A domestic partner under ch. 770 of the respondent.

10 5. A person who is acting or has acted as the respondent’s legal guardian or who
11 is or was a foster parent or other physical custodian described in s. 48.62 (2) of the
12 respondent.

13 6. A person for whom the respondent is acting or has acted as a legal guardian
14 or for whom the respondent is or was the foster parent or other physical custodian
15 described in s. 48.62 (2).

16 (b) “Firearms dealer” has the meaning given in s. 175.35 (1) (ar).

17 (c) “Law enforcement officer” has the meaning given in s. 165.85 (2) (c).

18 **(2) COMMENCEMENT OF ACTION AND RESPONSE.** (a) No action under this section
19 may be commenced by complaint and summons. An action under this section may
20 be commenced only by a petition described under sub. (4) (a). The action commences
21 with the sheriff serving the petition on the respondent if a copy of the petition is filed
22 before service or promptly after service. If the petitioner files an affidavit with the
23 court stating that personal service by the sheriff under s. 801.11 (1) (a) or (b) was
24 unsuccessful because the respondent is avoiding service by concealment or
25 otherwise, the judge or circuit court commissioner shall inform the petitioner that

1 the petitioner may serve the respondent by publication of a summary of the petition
2 as a class 1 notice, under ch. 985, and by mailing or sending a facsimile if the
3 respondent's post-office address or facsimile number is known or can with due
4 diligence be ascertained. The mailing or sending of a facsimile may be omitted if the
5 post-office address or facsimile number cannot be ascertained with due diligence.
6 A summary of the petition published as a class 1 notice shall include the name of the
7 respondent and of the petitioner, notice of the temporary restraining order, and
8 notice of the date, time, and place of the hearing regarding the injunction. The court
9 shall inform the petitioner in writing that the petitioner should contact the sheriff
10 to verify the proof of service of the petition.

11 (b) Section 813.06 does not apply to an action under this section. The
12 respondent may respond to the petition either in writing before or at the injunction
13 hearing or orally at the injunction hearing.

14 (c) When the respondent is served with the petition under this subsection, the
15 respondent shall be provided notice of the requirements and penalties under s.
16 941.29.

17 **(2m) TWO-PART PROCEDURE.** Procedure for an action under this section is in 2
18 parts. First, if the petitioner requests a temporary restraining order, the court shall
19 issue or refuse to issue that order. Second, the court shall hold a hearing on whether
20 to issue an injunction, which is the final relief, under sub. (3). If the court issues a
21 temporary restraining order, the order shall set forth the date for the hearing on an
22 injunction. If the court does not issue a temporary restraining order, the date for the
23 hearing shall be set upon motion by either party.

24 **(2t) TEMPORARY RESTRAINING ORDER.** (a) A judge or circuit court commissioner
25 shall issue a temporary restraining order prohibiting the respondent from

1 possessing a firearm and ordering the respondent to surrender all of the firearms in
2 the respondent's possession if the judge or circuit court commissioner finds
3 reasonable grounds that the respondent is substantially likely to injure the
4 respondent or another person if the respondent possesses a firearm.

5 (am) The order issued under par. (a) shall require one of the following:

6 1. If the respondent is present at the hearing, the respondent to immediately
7 surrender all firearms in the respondent's possession to the sheriff of the county in
8 which the action under this section was commenced or to the sheriff of the county in
9 which the respondent resides. The sheriff to whom the firearms are surrendered
10 may, at the request of the respondent, arrange for the transfer or sale of the firearms
11 to a firearms dealer.

12 2. One of the following:

13 a. If the respondent is not present at the hearing and the sheriff personally
14 serves the respondent with the order issued under par. (a), the sheriff to require the
15 respondent to immediately surrender all firearms in the respondent's possession.
16 The sheriff may, at the request of the respondent, arrange for the transfer or sale of
17 the firearms to a firearms dealer.

18 b. If the respondent is not present at the hearing and the sheriff does not
19 personally serve the respondent with the order issued under par. (a), the respondent
20 to, within 24 hours of service, surrender all firearms in the respondent's possession
21 to the sheriff or transfer or sell all firearms in the respondent's possession to a
22 firearms dealer. Within 48 hours of service, the respondent shall file with the court
23 that issued the order under par. (a) a receipt from the sheriff or firearms dealer
24 indicating that the respondent surrendered the firearms.

1 (an) 1. The court may schedule a hearing to surrender firearms for any reason
2 relevant to the surrender of firearms.

3 2. If the respondent does not comply with par. (am) or, if applicable, an order
4 issued at a hearing to surrender firearms, or a law enforcement officer has probable
5 cause to believe that the respondent possesses a firearm, the law enforcement officer
6 shall request a search warrant to seize the firearms and may use information
7 contained in the petition to establish probable cause.

8 (b) Notice need not be given to the respondent before issuing a temporary
9 restraining order under this subsection. A temporary restraining order may be
10 entered only against the respondent named in the petition.

11 (c) A temporary restraining order issued under this subsection is in effect until
12 a hearing is held on issuance of an injunction under sub. (3). A judge shall hold a
13 hearing on issuance of an injunction under sub. (3) within 14 days after the
14 temporary restraining order is issued, unless the time is extended once for up to 14
15 days upon the written consent of the parties or upon a finding that the respondent
16 has not been served with a copy of the temporary restraining order although the
17 petitioner has exercised due diligence. A judge may not extend the temporary
18 restraining order in lieu of ruling on the issuance of an injunction.

19 (d) The judge or circuit court commissioner shall advise the petitioner of the
20 right to serve the respondent the petition by published notice if with due diligence
21 the respondent cannot be served as provided under s. 801.11 (1) (a) or (b). The clerk
22 of the circuit court shall assist the petitioner with the preparation of the notice and
23 filing of the affidavit of printing.

24 **(3) INJUNCTION.** (a) A judge may grant an injunction prohibiting the respondent
25 from possessing a firearm and, if the respondent was not subject to a temporary

1 restraining order under sub. (2t), ordering the respondent to surrender all firearms
2 in the respondent's possession if all of the following occur:

3 1. The petitioner files a petition alleging the elements set forth under sub. (4)

4 (a).

5 2. The petitioner serves upon the respondent a copy or summary of the petition
6 and notice of the time for hearing on the issuance of the injunction, or the respondent
7 serves upon the petitioner notice of the time for hearing on the issuance of the
8 injunction.

9 3. The judge finds by clear and convincing evidence that the respondent is
10 substantially likely to injure himself or herself or another person if the respondent
11 possesses a firearm.

12 (b) The judge may enter an injunction only against the respondent named in
13 the petition.

14 (c) 1. Unless a judge vacates the injunction under par. (d), an injunction under
15 this subsection is effective for a period determined by the judge that is no longer than
16 one year.

17 2. When an injunction expires, the court shall extend the injunction, upon
18 petition, for up to one year if the judge finds by clear and convincing evidence that
19 the respondent is still substantially likely to injure himself or herself or another
20 person if the respondent possesses a firearm.

21 (d) A respondent who is subject to an injunction issued under this subsection
22 may request in writing a judge to vacate the injunction one time during any
23 injunction period. If a respondent files a request under this paragraph, the
24 petitioner shall be notified of the request before the judge considers the request. The
25 judge shall vacate the injunction if the respondent demonstrates by clear and

1 convincing evidence that the respondent is no longer substantially likely to injure
2 himself or herself or another person if the respondent possesses a firearm.

3 (e) An injunction issued under this subsection shall inform the respondent
4 named in the petition of the requirements and penalties under s. 941.29.

5 **(4) PETITION.** (a) The petition shall allege facts sufficient to show the following:

6 1. The name of the petitioner and, unless the petitioner is a law enforcement
7 officer, how the petitioner is a family or household member of the respondent.

8 2. The name of the respondent.

9 3. That the respondent is substantially likely to injure himself or herself or
10 another person if the respondent possesses a firearm.

11 4. If the petitioner knows, the number, types, and locations of any firearms that
12 the respondent possesses.

13 (b) The clerk of the circuit court shall provide simplified forms to help a person
14 file a petition.

15 (c) Only the following persons may file a petition under this section:

16 1. A law enforcement officer.

17 2. A family or household member of the respondent.

18 **(5) ENFORCEMENT ASSISTANCE.** (a) 1. If an injunction is issued, extended, or
19 vacated under sub. (3), the clerk of the circuit court shall notify the department of
20 justice of the action and shall provide the department of justice with information
21 concerning the period during which the injunction is in effect or the date on which
22 the injunction is vacated and with information necessary to identify the respondent
23 for purposes of responding to a request under s. 165.63 or for purposes of a firearms
24 restrictions record search under s. 175.35 (2g) (c) or a background check under s.
25 175.60 (9g) (a).

1 2. Except as provided in subd. 3., the department of justice may disclose
2 information that it receives under subd. 1. only to respond to a request under s.
3 165.63 or as part of a firearms restrictions record search under s. 175.35 (2g) (c) or
4 a background check under s. 175.60 (9g) (a).

5 3. The department of justice shall disclose any information that it receives
6 under subd. 1. to a law enforcement agency when the information is needed for law
7 enforcement purposes.

8 (b) Within one business day after an injunction is issued, extended, or vacated
9 under this section, the clerk of the circuit court shall send a copy of the injunction,
10 or of the order extending or vacating an injunction, to the sheriff or to any other local
11 law enforcement agency which is the central repository for injunctions and which has
12 jurisdiction over the petitioner's premises.

13 (c) No later than 24 hours after receiving the information under par. (b), the
14 sheriff or other appropriate local law enforcement agency under par. (b) shall enter
15 the information concerning an injunction issued, extended, or vacated under this
16 section into the transaction information for management of enforcement system.
17 The sheriff or other appropriate local law enforcement agency shall also make
18 available to other law enforcement agencies, through a verification system,
19 information on the existence and status of any injunction issued under this section.
20 The information need not be maintained after the injunction is no longer in effect.

21 (d) 1. The court may schedule a hearing to surrender firearms for any reason
22 relevant to the surrender of firearms.

23 2. If the respondent does not comply with an order issued at a hearing to
24 surrender firearms, or a law enforcement officer has probable cause to believe that
25 the respondent possesses a firearm, the law enforcement officer shall request a

1 search warrant to seize the firearms and may use information contained in the
2 petition to establish probable cause.

3 **(6) PENALTY FOR FALSE SWEARING.** Whoever files a petition under this section for
4 an injunction knowing the information in the petition to be false is subject to
5 prosecution for false swearing under s. 946.32 (1), a Class H felony.

6 **(7) RETURN OF FIREARMS AND FORM.** (a) A firearm surrendered under this section
7 may not be returned to the respondent until the respondent completes a petition for
8 the return of firearms under par. (c) and a judge or circuit court commissioner
9 determines all of the following:

10 1. That the temporary restraining order or injunction has been vacated or has
11 expired and not been extended.

12 2. That the person is not prohibited from possessing a firearm under any state
13 or federal law or by the order of any federal court or state court, other than an order
14 from which the judge or circuit court commissioner is competent to grant relief. The
15 judge or commissioner shall use the information provided under s. 165.63 to aid in
16 making the determination under this subdivision.

17 (b) If a respondent surrenders under this section a firearm that is owned by a
18 person other than the respondent, the person who owns the firearm may apply for
19 its return to the circuit court for the county in which the person to whom the firearm
20 was surrendered is located. The court shall order such notice as it considers
21 adequate to be given to all persons who have or may have an interest in the firearm
22 and shall hold a hearing to hear all claims to its true ownership. If the right to
23 possession is proved to the court's satisfaction, it shall order the firearm returned.
24 If the court returns a firearm under this paragraph, the court shall inform the person
25 to whom the firearm is returned of the requirements and penalties under s. 941.2905.

1 (c) The director of state courts shall develop a petition for the return of firearms
2 form that is substantially the same as the form under s. 813.1285 (5) (b).

3 **(8) NOTICE OF FULL FAITH AND CREDIT.** An order or injunction issued under sub.
4 (2t) or (3) shall include a statement that the order or injunction may be accorded full
5 faith and credit in every civil or criminal court of the United States, civil or criminal
6 courts of any other state, and Indian tribal courts to the extent that such courts may
7 have personal jurisdiction over nontribal members.

8 **SECTION 3084.** 813.126 (1) of the statutes is amended to read:

9 813.126 **(1) TIME LIMITS.** If a party seeks to have the judge conduct a hearing
10 de novo under s. 757.69 (8) of a determination, order, or ruling entered by a court
11 commissioner in an action under s. 813.12, 813.122, 813.123, 813.124, or 813.125,
12 including a denial of a request for a temporary restraining order, the motion
13 requesting the hearing must be filed with the court within 30 days after the circuit
14 court commissioner issued the determination, order, or ruling. The court shall hold
15 the de novo hearing within 30 days after the motion requesting the hearing is filed
16 with the court unless the court finds good cause for an extension. Any determination,
17 order, or ruling entered by a court commissioner in an action under s. 813.12,
18 813.122, 813.123, 813.124, or 813.125 remains in effect until the judge in the de novo
19 hearing issues his or her final determination, order, or ruling.

20 **SECTION 3085.** 813.127 of the statutes is amended to read:

21 **813.127 Combined actions; domestic abuse, child abuse, extreme risk**
22 **protection, and harassment.** A petitioner may combine in one action 2 or more
23 petitions under one or more of the provisions in ss. 813.12, 813.122, 813.124, and
24 813.125 if the respondent is the same person in each petition. In any such action,
25 there is only one fee applicable under s. 814.61 (1) (a). In any such action, the

1 hearings for different types of temporary restraining orders or injunctions may be
2 combined.

3 **SECTION 3086.** 813.128 (2g) (b) of the statutes is amended to read:

4 813.128 (2g) (b) A foreign protection order or modification of the foreign
5 protection order that meets the requirements under this section has the same effect
6 as an order issued under s. 813.12, 813.122, 813.123, 813.124, or 813.125, except that
7 the foreign protection order or modification shall be enforced according to its own
8 terms.

9 **SECTION 3087.** 814.04 (intro.) of the statutes is amended to read:

10 **814.04 Items of costs.** (intro.) Except as provided in ss. 93.20, 100.195 (5m)
11 (b), 100.30 (5m), 106.50 (6) (i) and (6m) (a), 111.397 (2) (a), 115.80 (9), 767.553 (4) (d),
12 769.313, 802.05, 814.245, 895.035 (4), 895.044, 895.443 (3), 895.444 (2), 895.445 (3),
13 895.446 (3), 895.506, 943.212 (2) (b), 943.245 (2) (d), 943.51 (2) (b), and 995.10 (3),
14 when allowed costs shall be as follows:

15 **SECTION 3088.** 815.20 (1) of the statutes is amended to read:

16 815.20 (1) An exempt homestead as defined in s. 990.01 (14) selected by a
17 resident owner and occupied by him or her shall be exempt from execution, from the
18 lien of every judgment, and from liability for the debts of the owner to the amount
19 of \$75,000, except mortgages, laborers', mechanics', and purchase money liens, and
20 taxes, and except as otherwise provided. The exemption shall not be impaired by
21 temporary removal with the intention to reoccupy the premises as a homestead nor
22 by the sale of the homestead, but shall extend to the proceeds derived from the sale
23 to an amount not exceeding \$75,000, while held, with the intention to procure
24 another homestead with the proceeds, for 2 years. The exemption extends to land
25 owned by ~~husband and wife~~ spouses jointly or in common or as marital property, and

1 each spouse may claim a homestead exemption of not more than \$75,000. The
2 exemption extends to the interest therein of tenants in common, having a homestead
3 thereon with the consent of the cotenants, and to any estate less than a fee.

4 **SECTION 3089.** 822.40 (4) of the statutes is amended to read:

5 822.40 (4) A privilege against disclosure of communications between spouses
6 and a defense of immunity based on the relationship of ~~husband and wife~~ between
7 spouses or parent and child may not be invoked in a proceeding under this
8 subchapter.

9 **SECTION 3090.** 851.30 (2) (a) of the statutes is amended to read:

10 851.30 (2) (a) An individual who obtains or consents to a final decree or
11 judgment of divorce from the decedent or an annulment of their marriage, if the
12 decree or judgment is not recognized as valid in this state, unless they subsequently
13 participate in a marriage ceremony purporting to marry each other or they
14 subsequently hold themselves out as ~~husband and wife~~ married to each other.

15 **SECTION 3091.** 852.01 (1) (f) 1. of the statutes is amended to read:

16 852.01 (1) (f) 1. One-half to the ~~maternal~~ grandparents on one side equally if
17 both survive, or to the surviving ~~maternal~~ grandparent on that side; if both ~~maternal~~
18 grandparents on that side are deceased, to the issue of the ~~maternal~~ grandparents
19 on that side or either of them, per stirpes.

20 **SECTION 3092.** 852.01 (1) (f) 2. of the statutes is amended to read:

21 852.01 (1) (f) 2. One-half to the ~~paternal~~ relations on the other side in the same
22 manner as to the ~~maternal~~ relations under subd. 1.

23 **SECTION 3093.** 852.01 (1) (f) 3. of the statutes is amended to read:

1 852.01 (1) (f) 3. If either ~~the maternal side or the paternal~~ side has no surviving
2 grandparent or issue of a grandparent, the entire estate to the decedent's relatives
3 on the other side.

4 **SECTION 3094.** 854.03 (3) of the statutes is amended to read:

5 854.03 (3) MARITAL PROPERTY. Except as provided in subs. (4) and (5), if ~~a~~
6 ~~husband and wife~~ 2 spouses die leaving marital property and it is not established
7 that one survived the other by at least 120 hours, 50 percent of the marital property
8 shall be distributed as if it were ~~the husband's~~ the first spouse's individual property
9 and the ~~husband~~ 2nd spouse had survived, and 50 percent of the marital property
10 shall be distributed as if it were the ~~wife's~~ 2nd spouse's individual property and the
11 ~~wife~~ first spouse had survived.

12 **SECTION 3095.** 891.39 (title) of the statutes is amended to read:

13 **891.39 (title) Presumption as to whether a child is marital or**
14 **nonmarital; self-erimination self-incrimination; birth certificates.**

15 **SECTION 3096.** 891.39 (1) (a) of the statutes is amended to read:

16 891.39 (1) (a) Whenever it is established in an action or proceeding that a child
17 was born to a woman while she was ~~the lawful wife of~~ legally married to a specified
18 ~~man~~ person, any party asserting in such action or proceeding that the ~~husband was~~
19 spouse is not the ~~father~~ parent of the child shall have the burden of proving that
20 assertion by a clear and satisfactory preponderance of the evidence. In all such
21 actions or proceedings the ~~husband and the wife~~ spouses are competent to testify as
22 witnesses to the facts. The court or judge in such cases shall appoint a guardian ad
23 litem to appear for and represent the child whose ~~paternity~~ parentage is questioned.
24 Results of a genetic test, as defined in s. 767.001 (1m), showing that a ~~man~~ person
25 other than the ~~husband~~ mother's spouse is not excluded as the father of the child and

1 that the statistical probability of the ~~man's~~ person's parentage is 99.0 percent or
2 higher constitute a clear and satisfactory preponderance of the evidence of the
3 assertion under this paragraph, even if the ~~husband~~ mother's spouse is unavailable
4 to submit to genetic tests, as defined in s. 767.001 (1m).

5 **SECTION 3097.** 891.39 (1) (b) of the statutes is amended to read:

6 891.39 (1) (b) In actions affecting the family, in which the question of ~~paternity~~
7 parentage is raised, and in paternity proceedings, the court, upon being satisfied that
8 the parties to the action are unable to adequately compensate any such guardian ad
9 litem for the guardian ad litem's services and expenses, shall then make an order
10 specifying the guardian ad litem's compensation and expenses, which compensation
11 and expenses shall be paid as provided in s. 967.06. If the court orders a county to
12 pay the compensation of the guardian ad litem, the amount ordered may not exceed
13 the compensation paid to private attorneys under s. 977.08 (4m) (b).

14 **SECTION 3098.** 891.39 (3) of the statutes is amended to read:

15 891.39 (3) If any court under this section adjudges a child to be a nonmarital
16 child, the clerk of court shall report the facts to the state registrar, who shall issue
17 a new birth record showing the correct facts as found by the court, and shall dispose
18 of the original, with the court's report attached under s. 69.15 (3). If the ~~husband~~
19 mother's spouse is a party to the action and the court makes a finding as to whether
20 or not the ~~husband~~ mother's spouse is the ~~father~~ parent of the child, such finding
21 shall be conclusive in all other courts of this state.

22 **SECTION 3099.** 891.40 (1) of the statutes is renumbered 891.40 (1) (a) and
23 amended to read:

24 891.40 (1) (a) If, ~~under the supervision of a licensed physician and with the~~
25 spouse's consent of her husband, a ~~wife~~ person is inseminated artificially as provided

1 in par. (b) with semen donated by a man person who is not her husband the spouse
2 of the person being inseminated, the husband spouse of the mother inseminated
3 person at the time of the conception of the child shall be the natural father parent
4 of a child conceived. The husband's spouse's consent must be in writing and signed
5 by him or her and his wife. The by the inseminated person.

6 (c) 1. If the artificial insemination under par. (a) takes place under the
7 supervision of a licensed physician, the physician shall certify their the signatures
8 on the consent and the date of the insemination, and shall file the husband's spouse's
9 consent with the department of health services, where it shall be kept. If the
10 artificial insemination under par. (a) does not take place under the supervision of a
11 licensed physician, the spouses shall file the signed consent, which shall include the
12 date of the insemination, with the department of health services.

13 2. The department of health services shall keep a consent filed under subd. 1.
14 confidential and in a sealed file except as provided in s. 46.03 (7) (bm). However,

15 3. Notwithstanding subd. 1., the physician's or spouses' failure to file the
16 consent form does not affect the legal status of father natural parent and child.

17 (d) All papers and records pertaining to the artificial insemination under par.
18 (a), whether part of the permanent record of a court or of a file held by the a
19 supervising physician or sperm bank or elsewhere, may be inspected only upon an
20 order of the court for good cause shown.

21 **SECTION 3100.** 891.40 (1) (b) of the statutes is created to read:

22 891.40 (1) (b) The artificial insemination under par. (a) must satisfy any of the
23 following:

24 1. The artificial insemination takes place under the supervision of a licensed
25 physician.

1 2. The semen used for the insemination is obtained from a sperm bank.

2 **SECTION 3101.** 891.40 (2) of the statutes is amended to read:

3 891.40 (2) The donor of semen provided to a licensed physician or obtained from
4 a sperm bank for use in the artificial insemination of a woman other than the donor's
5 wife spouse is not the natural father parent of a child conceived, bears no liability for
6 the support of the child, and has no parental rights with regard to the child.

7 **SECTION 3102.** 891.40 (3) of the statutes is created to read:

8 891.40 (3) This section applies with respect to children conceived before, on,
9 or after the effective date of this subsection [LRB inserts date], as a result of
10 artificial insemination.

11 **SECTION 3103.** 891.405 of the statutes is amended to read:

12 **891.405 Presumption of paternity parentage based on**
13 **acknowledgment.** A ~~man~~ person is presumed to be the natural father parent of a
14 child if ~~he~~ the person and the ~~mother~~ person who gave birth have acknowledged
15 paternity parentage under s. 69.15 (3) (b) 1. or 3. and no other ~~man~~ person is
16 presumed to be the ~~father~~ natural parent under s. 891.41 (1).

17 **SECTION 3104.** 891.407 of the statutes is amended to read:

18 **891.407 Presumption of paternity based on genetic test results.** A man
19 is presumed to be the natural father of a child if the man has been conclusively
20 determined from genetic test results to be the father under s. 767.804 and no other
21 ~~man~~ person is presumed to be the ~~father~~ natural parent under s. 891.405 or 891.41
22 (1).

23 **SECTION 3105.** 891.41 (title) of the statutes is amended to read:

24 **891.41 (title) Presumption of paternity parentage based on marriage of**
25 **the parties.**

1 **SECTION 3106.** 891.41 (1) (intro.) of the statutes is amended to read:

2 891.41 (1) (intro.) A ~~man~~ person is presumed to be the natural father parent
3 of a child if any of the following applies:

4 **SECTION 3107.** 891.41 (1) (a) of the statutes is amended to read:

5 891.41 (1) (a) ~~He~~ The person and the child's established natural ~~mother~~ parent
6 are or have been married to each other and the child is conceived or born after
7 marriage and before the granting of a decree of legal separation, annulment, or
8 divorce between the parties.

9 **SECTION 3108.** 891.41 (1) (b) of the statutes is renumbered 891.41 (1) (b) (intro.)
10 and amended to read:

11 891.41 (1) (b) (intro.) ~~He~~ The person and the child's established natural ~~mother~~
12 parent were married to each other after the child was born but ~~he~~ the person and the
13 child's established natural ~~mother~~ parent had a relationship with one another
14 during the period of time within which the child was conceived and ~~no other man~~ all
15 of the following apply:

16 1. No person has been adjudicated to be the father ~~or~~.

17 2. No other person is presumed to be the father parent of the child under par.

18 (a).

19 **SECTION 3109.** 891.41 (2) of the statutes is amended to read:

20 891.41 (2) In a legal action or proceeding, a presumption under sub. (1) is
21 rebutted by results of a genetic test, as defined in s. 767.001 (1m), that show that a
22 ~~man~~ person other than the ~~man~~ person presumed to be the father parent under sub.
23 (1) is not excluded as the father of the child and that the statistical probability of the
24 ~~man's~~ person's parentage is 99.0 percent or higher, even if the ~~man~~ person presumed

1 to be the ~~father~~ natural parent under sub. (1) is unavailable to submit to genetic
2 tests, as defined in s. 767.001 (1m).

3 **SECTION 3110.** 891.41 (3) of the statutes is created to read:

4 891.41 (3) This section applies with respect to children born before, on, or after
5 the effective date of this subsection [LRB inserts date].

6 **SECTION 3111.** Subchapter VIII (title) of chapter 893 [precedes 893.80] of the
7 statutes is amended to read:

8 **CHAPTER 893**

9 **SUBCHAPTER VIII**

10 **CLAIMS AGAINST GOVERNMENTAL**

11 **BODIES, OFFICERS AND EMPLOYEES;**

12 **STATUTORY CHALLENGES**

13 **SECTION 3112.** 893.825 of the statutes is repealed.

14 **SECTION 3113.** 893.9815 of the statutes is created to read:

15 **893.9815 False claims.** An action or claim under s. 20.9315 shall be
16 commenced within 10 years after the cause of the action or claim accrues or be
17 barred.

18 **SECTION 3114.** 895.440 of the statutes is created to read:

19 **895.440 Unnecessarily summoning officer; action for. (1)** A person may
20 bring a civil cause of action for damages against another person who, with the intent
21 to do any of the following, knowingly causes a law enforcement officer to arrive at a
22 location to contact the person:

23 (a) Infringe upon a right of the person under the Wisconsin Constitution or the
24 U.S. Constitution.

25 (b) Unlawfully discriminate against the person.

1 (c) Cause the person to feel harassed, humiliated, or embarrassed.

2 (d) Cause the person to be expelled from a place in which the person is lawfully
3 located.

4 (e) Damage the person's reputation or standing within the community.

5 (f) Damage the person's financial, economic, consumer, or business prospects
6 or interests.

7 **(2)** The burden of proof in a civil action under sub. (1) rests with the plaintiff
8 to prove his or her case by a preponderance of the credible evidence.

9 **(3)** If the plaintiff prevails in a civil action under sub. (1), he or she may recover
10 the greater of special and general damages, including damages for emotional
11 distress, or an amount equal to \$250 from each defendant found liable; punitive
12 damages; and costs, including all reasonable attorney fees and other costs of the
13 investigation and litigation that were reasonably incurred.

14 **SECTION 3115.** 895.48 (1m) (a) (intro.) of the statutes is amended to read:

15 895.48 **(1m)** (a) (intro.) Except as provided in par. (b), any physician, physician
16 assistant, podiatrist, or athletic trainer licensed under ch. 448, chiropractor licensed
17 under ch. 446, dentist or dental therapist licensed under ch. 447, emergency medical
18 services practitioner licensed under s. 256.15, emergency medical responder
19 certified under s. 256.15 (8), registered nurse licensed under ch. 441, or a massage
20 therapist or bodywork therapist licensed under ch. 460 who renders voluntary health
21 care to a participant in an athletic event or contest sponsored by a nonprofit
22 corporation, as defined in s. 66.0129 (6) (b), a private school, as defined in s. 115.001
23 (3r), a tribal school, as defined in s. 115.001 (15m), a public agency, as defined in s.
24 46.856 (1) (b), or a school, as defined in s. 609.655 (1) (c), is immune from civil liability

1 for his or her acts or omissions in rendering that care if all of the following conditions
2 exist:

3 **SECTION 3116.** 895.48 (1m) (a) 2. of the statutes is amended to read:

4 895.48 **(1m)** (a) 2. The physician, podiatrist, athletic trainer, chiropractor,
5 dentist, dental therapist, emergency medical services practitioner, as defined in s.
6 256.01 (5), emergency medical responder, as defined in s. 256.01 (4p), physician
7 assistant, registered nurse, massage therapist or bodywork therapist does not
8 receive compensation for the health care, other than reimbursement for expenses.

9 **SECTION 3117.** 895.483 (4) of the statutes is amended to read:

10 895.483 **(4)** ~~A regional structural collapse team~~ An urban search and rescue
11 task force, a member of such a ~~team~~ task force, and a local agency, as defined in s.
12 323.70 (1) (b), that contracts with the division of emergency management in the
13 department of military affairs for the provision of ~~a regional structural collapse team~~
14 emergency services, are immune from civil liability for acts or omissions related to
15 carrying out responsibilities under a contract under s. 323.72 (1).

16 **SECTION 3118.** 895.537 of the statutes is created to read:

17 **895.537 Liability exemption; sexual assault evidence collection. (1)** In
18 this section:

19 (a) “Health care professional” has the meaning given in s. 154.01 (3).

20 (b) “Sexual assault forensic examination” has the meaning given in s. 165.775
21 (1) (d).

22 **(2)** Any health care professional conducting a sexual assault forensic
23 examination pursuant to informed consent or a court order is immune from any civil
24 or criminal liability for the act, except for civil liability for negligence in the
25 performance of the act.

1 **(3)** Any employer of the health care professional under sub. (2) or any health
2 care facility where the sexual assault forensic examination is conducted by that
3 health care professional has the same immunity from liability under sub (2).

4 **SECTION 3119.** 905.05 (title) of the statutes is amended to read:

5 **905.05** (title) ~~Husband-wife~~ **Spousal and domestic partner privilege.**

6 **SECTION 3120.** 911.01 (4) (c) of the statutes is amended to read:

7 911.01 **(4)** (c) *Miscellaneous proceedings.* Proceedings for extradition or
8 rendition; sentencing, granting or revoking probation, modification of a bifurcated
9 sentence under s. 302.113 (9g), or adjustment of a bifurcated sentence under s.
10 973.01 (5m), 973.195 (1r) or 973.198; issuance of subpoenas or warrants under s.
11 968.375, arrest warrants, criminal summonses, and search warrants; hearings
12 under s. 980.09 (2); proceedings under s. 971.14 (1r) (c); proceedings with respect to
13 pretrial release under ch. 969 except where habeas corpus is utilized with respect to
14 release on bail or as otherwise provided in ch. 969; or proceedings under s. 165.76 (6)
15 to compel provision of a biological specimen for deoxyribonucleic acid analysis.

16 **SECTION 3121.** 938.02 (1) of the statutes is amended to read:

17 938.02 **(1)** “Adult” means a person who is 18 years of age or older, ~~except that~~
18 ~~for purposes of investigating or prosecuting a person who is alleged to have violated~~
19 ~~any state or federal criminal law or any civil law or municipal ordinance, “adult”~~
20 ~~means a person who has attained 17 years of age.~~

21 **SECTION 3122.** 938.02 (3m) of the statutes is amended to read:

22 938.02 **(3m)** “Delinquent” means a juvenile who is ~~10~~ 12 years of age or older
23 who has violated any state or federal criminal law, except as provided in ss. 938.17,
24 938.18 and 938.183, or who has committed a contempt of court, as defined in s. 785.01
25 (1), as specified in s. 938.355 (6g).

1 **SECTION 3123.** 938.02 (4) of the statutes is amended to read:

2 938.02 (4) “Department” means the department of children and families,
3 except that with respect to a juvenile who is under the supervision of the department
4 of corrections under ~~s. 938.183, 938.34 (2), (4h), (4m), (4n), or (7g), or 938.357 (3) or~~
5 ~~(4) a court order under this chapter,~~ “department” means the department of
6 corrections.

7 **SECTION 3124.** 938.02 (4) of the statutes, as affected by 2019 Wisconsin Act 8
8 and 2021 Wisconsin Act (this act), is repealed and recreated to read:

9 938.02 (4) “Department” means the department of children and families except
10 that with respect to a juvenile who is under the supervision of the department of
11 corrections under a court order under this chapter, “department” means the
12 department of corrections.

13 **SECTION 3125.** 938.02 (10m) of the statutes is amended to read:

14 938.02 (10m) “Juvenile,” when used without further qualification, means a
15 person who is less than 18 years of age, ~~except that for purposes of investigating or~~
16 ~~prosecuting a person who is alleged to have violated a state or federal criminal law~~
17 ~~or any civil law or municipal ordinance, “juvenile” does not include a person who has~~
18 ~~attained 17 years of age.~~

19 **SECTION 3126.** 938.02 (10p) of the statutes is amended to read:

20 938.02 (10p) “Juvenile correctional facility” means a correctional institution
21 operated or contracted for by the department of corrections or operated by the
22 department of health services for holding in secure custody persons adjudged
23 delinquent. “Juvenile correctional facility” includes the Mendota juvenile treatment
24 center ~~under s. 46.057 and a facility authorized under s. 938.533 (3) (b), 938.538 (4)~~

1 ~~(b), or 938.539 (5)~~ and a secured residential care center for children and youth
2 operated by the department of corrections.

3 **SECTION 3127.** 938.02 (12d) of the statutes is created to read:

4 938.02 (12d) “Mendota juvenile treatment center” means the center
5 established and operated by the department of health services under s. 46.057.

6 **SECTION 3128.** 938.02 (13) of the statutes is amended to read:

7 938.02 (13) “Parent” means a ~~biological~~ natural parent, ~~a husband who has~~
8 ~~consented to the artificial insemination of his wife under s. 891.40,~~ or a parent by
9 adoption. If the juvenile is a nonmarital child who is not adopted or whose parents
10 do not subsequently intermarry under s. 767.803, “parent” includes a person
11 conclusively determined from genetic test results to be the father under s. 767.804
12 or a person acknowledged under s. 767.805 or a substantially similar law of another
13 state or adjudicated to be the ~~biological father~~ natural parent. “Parent” does not
14 include any person whose parental rights have been terminated. For purposes of the
15 application of s. 938.028 and the federal Indian Child Welfare Act, 25 USC 1901 to
16 1963, “parent” means a ~~biological~~ natural parent of an Indian child, an Indian
17 ~~husband~~ spouse who has consented to the artificial insemination of his ~~wife~~ or her
18 spouse under s. 891.40, or an Indian person who has lawfully adopted an Indian
19 juvenile, including an adoption under tribal law or custom, and includes, in the case
20 of a nonmarital Indian child who is not adopted or whose parents do not subsequently
21 intermarry under s. 767.803, a person conclusively determined from genetic test
22 results to be the father under s. 767.804, a person acknowledged under s. 767.805,
23 a substantially similar law of another state, or tribal law or custom to be the
24 ~~biological father~~ natural parent, or a person adjudicated to be the ~~biological father~~

1 natural parent, but does not include any person whose parental rights have been
2 terminated.

3 **SECTION 3129.** 938.02 (14m) of the statutes is created to read:

4 938.02 (14m) “Qualified individual” has the meaning given under 42 USC 675a
5 (c) (1) (D).

6 **SECTION 3130.** 938.02 (15g) of the statutes is amended to read:

7 938.02 (15g) “Secured residential care center for children and youth” means
8 a facility that complies with the requirements of ss. 301.37 and 938.48 (16) (b)
9 operated by the department of corrections, by an Indian tribe or a county under ss.
10 46.20, 59.53 (8m), and 938.22 (1) (a), or by a child welfare agency that is licensed
11 under s. 48.66 (1) (b) to hold in secure custody persons adjudged delinquent.

12 **SECTION 3131.** 938.02 (17r) of the statutes is created to read:

13 938.02 (17r) “Status offense” means an offense committed by a juvenile that
14 would not be an offense if committed by an adult.

15 **SECTION 3132.** 938.02 (17t) of the statutes is created to read:

16 938.02 (17t) “Standardized assessment” means an assessment, using a tool
17 determined by the department, of the strengths and needs of a juvenile to determine
18 appropriateness of a placement in a residential care center for children and youth,
19 group home, or shelter care facility certified under s. 48.675.

20 **SECTION 3133.** 938.02 (19) of the statutes is repealed.

21 **SECTION 3134.** 938.02 (19r) of the statutes is repealed.

22 **SECTION 3135.** 938.02 (20) of the statutes is repealed.

23 **SECTION 3136.** 938.06 (5) (a) 1. of the statutes is amended to read:

24 938.06 (5) (a) 1. Use placement in a juvenile detention facility or juvenile
25 portion of the county jail as a disposition under s. 938.34 (3) (f), ~~as a sanction under~~

1 ~~s. 938.355 (6m) (a) 1g.~~, or as a place of short-term detention under s. 938.355 (6d) (a)
2 1. or 2. or (b) 1. or 2. or 938.534 (1) (b) 1. or 2.

3 **SECTION 3137.** 938.06 (5) (b) of the statutes is amended to read:

4 938.06 (5) (b) The use by the court of a disposition under s. 938.34 (3) (f) or (6)
5 (am), ~~a sanction under s. 938.355 (6m) (a) 1g.~~, or short-term detention under s.
6 938.355 (6d) (a) 1. or 2. or (b) 1. or 2. or 938.534 (1) (b) 1. or 2. is subject to any
7 resolution adopted under par. (a).

8 **SECTION 3138.** 938.069 (1) (intro.) of the statutes is amended to read:

9 938.069 (1) DUTIES. (intro.) ~~The staff of the department of corrections shall~~
10 ~~provide community supervision services for juveniles as provided in s. 938.533.~~
11 Subject to sub. (2), the staff of the department of corrections, the court, a county
12 department, or a licensed child welfare agency designated by the court to carry out
13 the objectives of this chapter shall:

14 **SECTION 3139.** 938.12 (1) of the statutes is amended to read:

15 938.12 (1) IN GENERAL. The court has exclusive jurisdiction, except as provided
16 in ss. 938.17, 938.18, and 938.183, over any juvenile ~~10~~ 12 years of age or older who
17 is alleged to be delinquent.

18 **SECTION 3140.** 938.12 (2) of the statutes is amended to read:

19 938.12 (2) ~~SEVENTEEN-YEAR-OLDS~~ JUVENILES WHO BECOME ADULTS. If a petition
20 alleging that a juvenile is delinquent is filed before the juvenile ~~is 17 years of age~~
21 becomes an adult, but the juvenile becomes 17 years of age an adult before admitting
22 the facts of the petition at the plea hearing or, if the juvenile denies the facts, before
23 an adjudication, the court retains jurisdiction over the case.

24 **SECTION 3141.** 938.13 (12) of the statutes is amended to read:

1 938.13 **(12)** DELINQUENT ACT BEFORE AGE ~~10~~ 12. The juvenile is under ~~10~~ 12 years
2 of age and has committed a delinquent act.

3 **SECTION 3142.** 938.18 (1) (a) of the statutes is amended to read:

4 938.18 **(1)** (a) The juvenile is alleged to have ~~violated~~ attempted or committed
5 a violation of s. 940.01 on or after the juvenile's 14th birthday or to have committed
6 a violation of s. ~~940.02~~, 940.03, 940.05, 940.06, 940.225 (1) or (2), 940.305, 940.31,
7 943.10 (2), 943.32 (2), or 943.87 ~~or 961.41~~ (1) on or after the juvenile's 14th birthday.

8 **SECTION 3143.** 938.18 (1) (bm) of the statutes is created to read:

9 938.18 **(1)** (bm) 1. The juvenile has been adjudicated delinquent and is alleged
10 to have committed a violation of s. 940.20 (1) or 946.43 while placed in a juvenile
11 correctional facility, a juvenile detention facility, or a secured residential care center
12 for children and youth on or after the juvenile's 14th birthday.

13 2. The juvenile has been adjudicated delinquent and is alleged to have
14 committed a violation of s. 940.20 (2m) on or after the juvenile's 14th birthday.

15 **SECTION 3144.** 938.18 (1) (c) of the statutes is amended to read:

16 938.18 **(1)** (c) The juvenile is alleged to have violated any state criminal law
17 that would be a felony if committed by an adult on or after the juvenile's 15th 16th
18 birthday.

19 **SECTION 3145.** 938.18 (2) of the statutes is amended to read:

20 938.18 **(2)** PETITION. The petition for waiver of jurisdiction may be filed by the
21 district attorney or the juvenile or may be initiated by the court and shall contain a
22 brief statement of the facts supporting the request for waiver. The petition for waiver
23 of jurisdiction shall be accompanied by or filed after the filing of a petition alleging
24 delinquency and shall be filed prior to the plea hearing, except that if the juvenile
25 denies the facts of the petition and becomes ~~17 years of age~~ an adult before an

1 adjudication, the petition for waiver of jurisdiction may be filed at any time prior to
2 the adjudication. If the court initiates the petition for waiver of jurisdiction, the
3 judge shall disqualify himself or herself from any future proceedings on the case.

4 **SECTION 3146.** 938.183 (1) (intro.) of the statutes is amended to read:

5 938.183 (1) JUVENILES UNDER ADULT COURT JURISDICTION. (intro.)

6 Notwithstanding ss. 938.12 (1) and 938.18, but subject to sub. (1d), courts of criminal
7 jurisdiction have exclusive original jurisdiction over all of the following:

8 **SECTION 3147.** 938.183 (1) (am) of the statutes is amended to read:

9 938.183 (1) (am) A juvenile who is alleged to have attempted or committed a
10 violation of s. 940.01 or to have committed a violation of s. 940.02 or 940.05 on or after
11 the juvenile's ~~10th~~ 12th birthday.

12 **SECTION 3148.** 938.183 (1d) of the statutes is created to read:

13 938.183 (1d) NONAPPLICABILITY. A court of criminal jurisdiction does not have
14 exclusive original jurisdiction over a juvenile as provided in sub. (1) with respect to
15 any violation committed on or after the effective date of this subsection [LRB
16 inserts date]. A juvenile who is alleged to have committed a violation described in
17 sub. (1) on or after the effective date of this subsection [LRB inserts date], is
18 subject to the jurisdiction of the court assigned to exercise jurisdiction under this
19 chapter as provided in s. 938.12.

20 **SECTION 3149.** 938.183 (3) of the statutes is amended to read:

21 938.183 (3) PLACEMENT IN STATE PRISON; PAROLE. ~~When~~ Subject to s. 973.013
22 (3m), when a juvenile who is subject to a criminal penalty under sub. (1m) or s.
23 938.183 (2), 2003 stats., ~~attains the age of 17 years~~ becomes an adult, the department
24 of corrections may place the juvenile in a state prison named in s. 302.01, except that
25 that department may not place any person under the age of 18 years in the

1 correctional institution authorized in s. 301.16 (1n). A juvenile who is subject to a
2 criminal penalty under sub. (1m) or under s. 938.183 (2), 2003 stats., for an act
3 committed before December 31, 1999, is eligible for parole under s. 304.06.

4 **SECTION 3150.** 938.184 of the statutes is created to read:

5 **938.184 Extended juvenile jurisdiction. (1) EXTENDED JUVENILE COURT**
6 **JURISDICTION; CONDITIONS FOR.** A petition requesting extended juvenile jurisdiction
7 may be granted if the court finds, after hearing, and by clear and convincing
8 evidence, that all of the following conditions are met:

9 (a) The juvenile qualifies for waiver of juvenile court jurisdiction under s.
10 938.18.

11 (b) If adjudged delinquent, the juvenile qualifies for a correctional placement
12 under s. 938.34 (4m).

13 (c) If adjudged delinquent, a disposition under s. 938.34 (4m) is insufficient to
14 protect public safety or for rehabilitation of the juvenile.

15 **(2) PETITION.** A district attorney or a juvenile may file a petition requesting
16 extended juvenile jurisdiction under this section or the court may initiate a hearing
17 under this section on its own motion. The petition shall contain a brief statement of
18 the facts supporting the request for extended juvenile jurisdiction and shall be
19 accompanied by or filed after the filing of a petition alleging delinquency but prior
20 to the plea hearing.

21 **(3) AGENCY REPORT.** The court may designate an agency, as defined in s. 938.38
22 (1) (a), to submit a report evaluating the juvenile's eligibility for jurisdiction under
23 this section. The agency shall file the report with the court, and the court shall cause
24 copies of the report to be given to the juvenile; any parent, guardian, or legal
25 custodian of the juvenile; and the juvenile's counsel at least 3 days before the hearing.

1 The court may rely on facts stated in the report in making its findings with respect
2 to the criteria under sub. (1) (a) and (b).

3 (4) RIGHTS OF JUVENILE. The juvenile shall be represented by counsel. Written
4 notice of the time, place, and purpose of the hearing shall be given to the juvenile;
5 any parent, guardian, or legal custodian; and the juvenile's counsel at least 3 days
6 prior to the hearing. The notice shall contain a statement of the requirements of s.
7 938.29 (2) with regard to substitution of the judge. If parents entitled to notice have
8 the same address, notice to one constitutes notice to the other. Counsel for the
9 juvenile shall have access to the social records and other reports under s. 938.293.

10 (5) DECISION ON PETITION. A hearing on a petition under this section shall be
11 to the court. If the court determines on the record that the juvenile qualifies for
12 extended juvenile jurisdiction based on the criteria in sub. (1), the court shall grant
13 the petition and maintain jurisdiction of the juvenile.

14 (6) EFFECT OF EXTENDED JUVENILE JURISDICTION. If a juvenile is subject to
15 extended juvenile jurisdiction, all of the following apply:

16 (a) The juvenile has a right to a jury in the hearing under s. 938.31.

17 (b) The court may impose any disposition available under s. 938.34.

18 (c) If the court imposes a disposition under s. 938.34 (4p), the court maintains
19 jurisdiction over the individual until the termination of the order under that
20 subsection, as provided under s. 938.355 (4) (b) 5.

21 **SECTION 3151.** 938.19 (1) (d) 6. of the statutes is amended to read:

22 938.19 (1) (d) 6. The juvenile has violated a condition of court-ordered
23 supervision, ~~community supervision,~~ or aftercare supervision; ~~a condition of the~~
24 ~~juvenile's placement in a Type 2 juvenile correctional facility or a Type 2 residential~~

1 ~~care center for children and youth~~; or a condition of the juvenile's participation in the
2 intensive supervision program under s. 938.534.

3 **SECTION 3152.** 938.20 (2) (cm) of the statutes is amended to read:

4 938.20 (2) (cm) If the juvenile has violated a condition of ~~community~~
5 ~~supervision or aftercare supervision, a condition of the juvenile's placement in a Type~~
6 ~~2 juvenile correctional facility or a Type 2 residential care center for children and~~
7 ~~youth~~, or a condition of the juvenile's participation in the intensive supervision
8 program under s. 938.534, the person who took the juvenile into custody may release
9 the juvenile to the department of corrections or county department, whichever has
10 supervision over the juvenile.

11 **SECTION 3153.** 938.20 (7) (c) 1m. of the statutes is amended to read:

12 938.20 (7) (c) 1m. In the case of a juvenile who has violated a condition of
13 ~~community supervision or aftercare supervision, a condition of the juvenile's~~
14 ~~placement in a Type 2 juvenile correctional facility or a Type 2 residential care center~~
15 ~~for children and youth~~, or a condition of the juvenile's participation in the intensive
16 supervision program under s. 938.534, to the department of corrections or county
17 department, whichever has supervision of the juvenile.

18 **SECTION 3154.** 938.20 (8) (c) of the statutes is amended to read:

19 938.20 (8) (c) If a juvenile who has violated a condition of ~~community~~
20 ~~supervision or aftercare supervision, a condition of the juvenile's placement in a Type~~
21 ~~2 juvenile correctional facility or a Type 2 residential care center for children and~~
22 ~~youth~~, or a condition of the juvenile's participation in the intensive supervision
23 program under s. 938.534 is held in custody, the intake worker shall also notify the
24 department of corrections or county department, whichever has supervision over the
25 juvenile, of the reasons for holding the juvenile in custody, of the juvenile's

1 whereabouts, and of the time and place of the detention hearing required under s.
2 938.21.

3 **SECTION 3155.** 938.205 (1) (c) of the statutes is amended to read:

4 938.205 (1) (c) That the juvenile will run away or be taken away so as to be
5 unavailable for proceedings of the court or its officers, proceedings of the division of
6 hearings and appeals in the department of administration for revocation of
7 ~~community supervision or aftercare supervision, or action by the department of~~
8 ~~corrections or county department relating to a violation of a condition of the juvenile's~~
9 ~~placement in a Type 2 juvenile correctional facility or a Type 2 residential care center~~
10 ~~for children and youth or a condition of the juvenile's participation in the intensive~~
11 supervision program under s. 938.534.

12 **SECTION 3156.** 938.208 (1) (intro.) of the statutes is amended to read:

13 938.208 (1) DELINQUENT ACT AND RISK OF HARM OR RUNNING AWAY. (intro.)
14 Probable cause exists to believe that the juvenile has committed a delinquent act and
15 either presents a substantial risk of physical harm to another person or a substantial
16 risk of running away so as to be unavailable for a court hearing, a revocation of
17 ~~community supervision or aftercare supervision hearing, or action by the~~
18 ~~department of corrections or county department relating to a violation of a condition~~
19 ~~of the juvenile's placement in a Type 2 juvenile correctional facility or a Type 2~~
20 ~~residential care center for children and youth or a condition of the juvenile's~~
21 participation in the intensive supervision program under s. 938.534. For juveniles
22 who have been adjudged delinquent, the delinquent act referred to in this section
23 may be the act for which the juvenile was adjudged delinquent. If the intake worker
24 determines that any of the following conditions applies, the juvenile is considered to
25 present a substantial risk of physical harm to another person:

1 **SECTION 3157.** 938.208 (1) (b) of the statutes is amended to read:

2 938.208 (1) (b) Probable cause exists to believe that the juvenile possessed,
3 used or threatened to use a handgun, as defined in s. ~~175.35 (1) (b)~~ 941.237 (1) (d),
4 short-barreled rifle, as defined in s. 941.28 (1) (b), or short-barreled shotgun, as
5 defined in s. 941.28 (1) (c), while committing a delinquent act that would be a felony
6 under ch. 940 if committed by an adult.

7 **SECTION 3158.** 938.21 (1) (c) of the statutes is created to read:

8 938.21 (1) (c) If the juvenile is held in custody in a residential care center for
9 children and youth, group home, or shelter care facility certified under s. 48.675, the
10 qualified individual shall conduct a standardized assessment and the agency
11 primarily responsible for providing services under the custody order shall submit it
12 and the recommendation of the qualified individual who conducted the standardized
13 assessment, including all of the following, to the court and all persons who are
14 required to receive a copy of the petition or request under par. (b) no later than the
15 hearing or, if not available by that time, no later than 30 days after the date on which
16 the placement is made:

17 1. Whether the proposed placement will provide the juvenile with the most
18 effective and appropriate level of care in the least restrictive environment.

19 2. How the placement is consistent with the short-term and long-term goals
20 for the juvenile, as specified in the permanency plan.

21 3. The reasons why the juvenile's needs can or cannot be met by the juvenile's
22 family or in a foster home. A shortage or lack of foster homes is not an acceptable
23 reason for determining that the juvenile's needs cannot be met in a foster home.

1 4. The placement preference of the family permanency team under s. 938.38
2 (3m) and, if that preference is not the placement recommended by the qualified
3 individual, why that recommended placement is not preferred.

4 **SECTION 3159.** 938.21 (5) (b) 2g. of the statutes is created to read:

5 938.21 (5) (b) 2g. Except as provided in par. (cm), if the juvenile is held in
6 custody in a residential care center for children and youth, group home, or shelter
7 care facility certified under s. 48.675, a finding as to each of the following, the
8 answers to which do not affect whether the placement may be made, after
9 considering the standardized assessment and the recommendation submitted by the
10 qualified individual who conducted the standardized assessment under sub. (1) (c):

11 a. Whether the needs of the juvenile can be met through placement in a foster
12 home.

13 b. Whether placement of the juvenile in a residential care center for children
14 and youth, group home, or shelter care facility certified under s. 48.675 provides the
15 most effective and appropriate level of care for the juvenile in the least restrictive
16 environment.

17 c. Whether the placement is consistent with the short-term and long-term
18 goals for the juvenile, as identified in the permanency planning.

19 d. Whether the court approves or disapproves the placement.

20 **SECTION 3160.** 938.21 (5) (cm) of the statutes is created to read:

21 938.21 (5) (cm) If the results of the standardized assessment and
22 recommendation of the qualified individual who conducted the standardized
23 assessment are required under sub. (1) (c) but not available at the time of the order,
24 the court shall defer making the findings under par. (b) 2g. as provided in this

1 paragraph. No later than 60 days after the date on which the placement is made, the
2 court shall issue an order making the findings under par. (b) 2g.

3 **SECTION 3161.** 938.217 (1) (b) 2. of the statutes is amended to read:

4 938.217 (1) (b) 2. The notice shall contain the name and address of the new
5 placement, the reasons for the change in placement, whether the new placement is
6 certified under s. 48.675, and a statement describing why the new placement is
7 preferable to the present placement. The person sending the notice shall file the
8 notice with the court on the same day that the notice is sent.

9 **SECTION 3162.** 938.217 (1) (b) 3. and 4. of the statutes are created to read:

10 938.217 (1) (b) 3. If the proposed change in placement would place the juvenile
11 in a residential care center for children and youth, group home, or shelter care facility
12 certified under s. 48.675, the qualified individual shall conduct a standardized
13 assessment and the intake worker or agency primarily responsible for providing
14 services under a temporary physical custody order shall submit it and the
15 recommendation of the qualified individual who conducted the standardized
16 assessment, including all of the following, to the court and all persons who are
17 required to receive the notice under subd. 1. no later than the filing of that notice or,
18 if not available by that time, and except as provided under subd. 4., no later than 10
19 days after the notice is filed:

20 a. Whether the proposed placement will provide the juvenile with the most
21 effective and appropriate level of care in the least restrictive environment.

22 b. How the placement is consistent with the short-term and long-term goals
23 for the juvenile, as specified in the permanency plan.

1 c. The reasons why the juvenile's needs can or cannot be met by the juvenile's
2 family or in a foster home. A shortage or lack of foster homes is not an acceptable
3 reason for determining that the juvenile's needs cannot be met in a foster home.

4 d. The placement preference of the family permanency team under s. 938.38
5 (3m) and, if that preference is not the placement recommended by the qualified
6 individual, why that recommended placement is not preferred.

7 4. If, for good cause shown, the information required to be submitted under
8 subd. 3. is not available by the deadline under that subdivision, the intake worker
9 or agency primarily responsible for providing services under a temporary physical
10 custody order shall submit it no later than 30 days after the date on which the
11 placement is made.

12 **SECTION 3163.** 938.217 (2) of the statutes is renumbered 938.217 (2) (a).

13 **SECTION 3164.** 938.217 (2) (b) and (c) of the statutes are created to read:

14 938.217 (2) (b) 1. If the emergency change in placement under par. (a) results
15 in a juvenile being placed in a residential care center for children and youth, group
16 home, or shelter care facility certified under s. 48.675, the qualified individual shall
17 conduct a standardized assessment and the intake worker or agency primarily
18 responsible for providing services under a temporary physical custody order shall
19 submit it and the recommendation of the qualified individual who conducted the
20 standardized assessment, including the information specified under sub. (1) (b) 3.
21 with the notice under par. (a) or, if not available at that time, and except as provided
22 under subd. 2., no later than 10 days after the filing of that notice.

23 2. If, for good cause shown, the information required to be submitted under
24 subd. 1. is not available by the deadline under that subdivision, the intake worker
25 or agency primarily responsible for providing services under a temporary physical

1 custody order shall submit it no later than 30 days after the date on which the
2 placement was made.

3 (c) If the emergency change in placement under par. (a) results in a juvenile
4 being placed in a residential care center for children and youth, group home, or
5 shelter care facility certified under s. 48.675, the court shall, no later than 60 days
6 after the placement is made, issue an order making all of the findings required under
7 sub. (2v) (d) 1., the answers to which do not affect whether the placement may be
8 made, after considering the standardized assessment and the recommendation of
9 the qualified individual who conducted the standardized assessment.

10 **SECTION 3165.** 938.217 (2m) (b) 3. of the statutes is created to read:

11 938.217 (2m) (b) 3. If the change in placement results in a juvenile being placed
12 in a residential care center for children and youth, group home, or shelter care facility
13 certified under s. 48.675, the qualified individual shall conduct a standardized
14 assessment and the agency primarily responsible for providing services under the
15 temporary physical custody order shall submit it and the recommendation of the
16 qualified individual who conducted the standardized assessment, including the
17 information under sub. (1) (b) 3., to the court and to all persons who are required to
18 receive the notice under subd. 2., no later than the hearing or, if not available by that
19 time, no later than 30 days after the date on which the placement is made.

20 **SECTION 3166.** 938.217 (2v) (d) 1. and 2. of the statutes are created to read:

21 938.217 (2v) (d) 1. Except as provided in subd. 2., if the court changes the
22 placement to a residential care center for children and youth, group home, or shelter
23 care facility certified under s. 48.675, the change-in-placement order shall contain
24 a finding as to each of the following, the answers to which do not affect whether the
25 placement may be made, after considering the standardized assessment and the

1 recommendation of the qualified individual who conducted the standardized
2 assessment:

3 a. Whether the needs of the juvenile can be met through placement in a foster
4 home.

5 b. Whether placement of the juvenile in a residential care center for children
6 and youth, group home, or shelter care facility certified under s. 48.675 provides the
7 most effective and appropriate level of care for the juvenile in the least restrictive
8 environment.

9 c. Whether the placement is consistent with the short-term and long-term
10 goals for the juvenile, as specified in the permanency plan.

11 d. Whether the court approves or disapproves the placement.

12 2. If the results of the standardized assessment and recommendation of the
13 qualified individual who conducted the standardized assessment are not available
14 at the time of the order, the court shall defer making the findings under subd. 1. as
15 provided in this subdivision. No later than 60 days after the date on which the
16 placement was made, the court shall issue an order making the findings under subd.
17 1.

18 **SECTION 3167.** 938.22 (2) (d) of the statutes is repealed.

19 **SECTION 3168.** 938.23 (1m) (as) of the statutes is created to read:

20 938.23 (1m) (as) A juvenile subject to a dispositional order under s. 938.34 (4p)
21 is entitled to representation by counsel at the hearing under s. 938.369.

22 **SECTION 3169.** 938.245 (2g) of the statutes is amended to read:

23 938.245 (2g) GRAFFITI VIOLATION. If the deferred prosecution agreement is
24 based on an allegation that the juvenile violated s. 943.017 and the juvenile has
25 attained ~~10~~ 12 years of age, the agreement may require that the juvenile participate

1 for not less than 10 hours nor more than 100 hours in a supervised work program
2 under s. 938.34 (5g) or perform not less than 10 hours nor more than 100 hours of
3 other community service work, except that if the juvenile has not attained 14 years
4 of age the maximum number of hours is 40.

5 **SECTION 3170.** 938.255 (1) (intro.) of the statutes is amended to read:

6 938.255 (1) TITLE AND CONTENTS. (intro.) A petition initiating proceedings
7 under this chapter, other than a petition initiating proceedings under s. 938.12,
8 938.125, or 938.13 (12), shall be entitled, "In the interest of (juvenile's name), a
9 person under the age of 18". A petition initiating proceedings under s. 938.12,
10 938.125, or 938.13 (12) shall be entitled, "In the interest of (juvenile's name), a person
11 ~~under the age of 17". juvenile.~~" A petition initiating proceedings under this chapter
12 shall specify all of the following:

13 **SECTION 3171.** 938.299 (1) (a) of the statutes is amended to read:

14 938.299 (1) (a) ~~Except as provided in par. (ar), the~~ The general public shall be
15 excluded from hearings under this chapter unless a public fact-finding hearing is
16 demanded by a juvenile through his or her counsel. The court shall refuse to grant
17 the public hearing, however, if the victim of an alleged sexual assault objects or, in
18 a nondelinquency proceeding, if a parent or guardian objects. If a public hearing is
19 not held, only the parties, their counsel, witnesses, a representative of the news
20 media who wishes to attend the hearing for the purpose of reporting news without
21 revealing the identity of the juvenile involved and other persons requested by a party
22 and approved by the court may be present. Any other person the court finds to have
23 a proper interest in the case or in the work of the court, including a member of the
24 bar or a person engaged in the bona fide research, monitoring, or evaluation of

1 activities conducted under 42 USC 629h, as determined by the director of state
2 courts, may be admitted by the court.

3 **SECTION 3172.** 938.299 (1) (ar) of the statutes is repealed.

4 **SECTION 3173.** 938.299 (1) (av) of the statutes is amended to read:

5 938.299 (1) (av) If a public hearing is held under par. (a) ~~or (ar)~~, any person may
6 disclose to anyone any information obtained as a result of that hearing.

7 **SECTION 3174.** 938.299 (2) of the statutes is created to read:

8 938.299 (2) USE OF RESTRAINTS ON A JUVENILE. (a) Except as provided in par. (b),
9 instruments of restraint such as handcuffs, chains, irons, or straitjackets, cloth and
10 leather restraints, or other similar items may not be used on a juvenile during a court
11 proceeding under this chapter and shall be removed prior to the juvenile being
12 brought into the courtroom to appear before the court.

13 (b) A court may order a juvenile to be restrained during a court proceeding upon
14 request of the district attorney, corporation counsel, or other appropriate official
15 specified under s. 938.09 if the court finds all of the following:

- 16 1. That the use of restraints is necessary due to one of the following factors:
- 17 a. Instruments of restraint are necessary to prevent physical harm to the
18 juvenile or another person.
- 19 b. The juvenile has a history of disruptive courtroom behavior that has placed
20 others in potentially harmful situations or the juvenile presents a substantial risk
21 of inflicting physical harm on himself or herself or others as evidenced by recent
22 behavior.
- 23 c. There is a reasonable belief that the juvenile presents a substantial risk of
24 flight from the courtroom.

1 2. That there are no less restrictive alternatives to restraints that will prevent
2 flight or physical harm to the juvenile or another person, including the presence of
3 court personnel, law enforcement officers, or bailiffs.

4 (c) The court shall provide the juvenile's attorney an opportunity to be heard
5 before the court orders the use of restraints under par. (b). The court shall make
6 written findings of fact in support of any order to use restraints under par. (b).

7 (d) If the court orders a juvenile to be restrained under par. (b), the restraints
8 shall allow the juvenile limited movement of the hands to read and handle
9 documents and writings necessary to the hearing.

10 (e) No juvenile may be restrained during a court proceeding under this chapter
11 using fixed restraints attached to a wall, floor, or furniture.

12 **SECTION 3175.** 938.31 (2) of the statutes is amended to read:

13 938.31 (2) HEARING TO THE COURT, PROCEDURES. The Except as provided in s.
14 938.184 (6) (a), the hearing shall be to the court. If the hearing involves a child
15 victim, as defined in s. 938.02 (20m) (a) 1., or a child witness, as defined in s. 950.02
16 (5), the court may order that a deposition be taken by audiovisual means and allow
17 the use of a recorded deposition under s. 967.04 (7) to (10) and, with the district
18 attorney, shall comply with s. 971.105. At the conclusion of the hearing, the court
19 shall make a determination of the facts. If the court finds that the juvenile is not
20 within the jurisdiction of the court or the court finds that the facts alleged in the
21 petition or citation have not been proved, the court shall dismiss the petition or
22 citation with prejudice.

23 **SECTION 3176.** 938.32 (1) (br) of the statutes is created to read:

24 938.32 (1) (br) If the consent decree places a juvenile in a residential care center
25 for children and youth, group home, or shelter care facility certified under s. 48.675,

1 the qualified individual shall conduct a standardized assessment and the agency
2 primarily responsible for providing services to the juvenile shall submit it and the
3 recommendation of the qualified individual who completed the assessment,
4 including all of the following, to the court and to all persons who are parties to the
5 consent decree, no later than the time the consent decree is entered or, if not available
6 by that time, no later than 30 days after the date on which the placement is made:

7 1. Whether the proposed placement will provide the juvenile with the most
8 effective and appropriate level of care in the least restrictive environment.

9 2. How the placement is consistent with the short-term and long-term goals
10 for the juvenile, as specified in the permanency plan.

11 3. The reasons why the juvenile's needs can or cannot be met by the juvenile's
12 family or in a foster home. A shortage or lack of foster homes is not an acceptable
13 reason for determining that the juvenile's needs cannot be met in a foster home.

14 4. The placement preference of the family permanency team under s. 938.38
15 (3m) and, if that preference is not the placement recommended by the qualified
16 individual, why that recommended placement is not preferred.

17 **SECTION 3177.** 938.32 (1) (c) 1r. of the statutes is created to read:

18 938.32 (1) (c) 1r. Except as provided in par. (cd), if the juvenile is placed in a
19 residential care center for children and youth, group home, or shelter care facility
20 certified under s. 48.675, a finding as to each of the following, the answers to which
21 do not affect whether the placement may be made, after considering the
22 standardized assessment and the recommendation of the qualified individual who
23 conducted the standardized assessment under par. (br):

24 a. Whether the needs of the juvenile can be met through placement in a foster
25 home.

1 b. Whether placement of the juvenile in a residential care center for children
2 and youth, group home, or shelter care facility certified under s. 48.675 provides the
3 most effective and appropriate level of care for the juvenile in the least restrictive
4 environment.

5 c. Whether the placement is consistent with the short-term and long-term
6 goals for the juvenile, as specified in the permanency plan.

7 d. Whether the court approves or disapproves the placement.

8 **SECTION 3178.** 938.32 (1) (cd) of the statutes is created to read:

9 938.32 (1) (cd) If the results of the standardized assessment and
10 recommendation of the qualified individual who conducted the standardized
11 assessment are required but not available at the time of the order, the court shall
12 defer making the findings under par. (c) 1r. as provided in this paragraph. No later
13 than 60 days after the date on which the placement was made, the court shall issue
14 an order making the findings under par. (c) 1r.

15 **SECTION 3179.** 938.32 (1x) of the statutes is amended to read:

16 938.32 (1x) SUPERVISED WORK PROGRAM. If the petition alleges that the juvenile
17 violated s. 943.017 and the juvenile has attained ~~10~~ 12 years of age, the court may
18 require, as a condition of the consent decree, that the juvenile participate for not less
19 than 10 hours nor more than 100 hours in a supervised work program under s. 938.34
20 (5g) or perform not less than 10 hours nor more than 100 hours of other community
21 service work, except that if the juvenile has not attained 14 years of age the
22 maximum number of hours is a total of 40 under the consent decree.

23 **SECTION 3180.** 938.33 (3) (c) of the statutes is created to read:

24 938.33 (3) (c) A recommendation for the specific juvenile correctional facility
25 or secured residential care center for children and youth in which the juvenile should

1 be placed. An agency recommending placement of the juvenile under the supervision
2 of the department of corrections in a juvenile correctional facility shall, in
3 consultation with the department of corrections, base its recommendation on an
4 assessment of the juvenile's needs.

5 **SECTION 3181.** 938.33 (3r) of the statutes is repealed.

6 **SECTION 3182.** 938.33 (4) (cm) of the statutes is created to read:

7 938.33 (4) (cm) A statement indicating whether the recommended placement
8 is certified under s. 48.675.

9 **SECTION 3183.** 938.33 (4) (cr) of the statutes is created to read:

10 938.33 (4) (cr) 1. If the report recommends placement of a juvenile in a
11 residential care center for children and youth, group home, or shelter care facility
12 certified under s. 48.675, except as provided in subd. 2., the report shall contain the
13 results of the standardized assessment and the recommendation of the qualified
14 individual who conducted the standardized assessment, including all of the
15 following:

16 a. Whether the proposed placement will provide the juvenile with the most
17 effective and appropriate level of care in the least restrictive environment.

18 b. How the placement is consistent with the short-term and long-term goals
19 for the juvenile, as specified in the permanency plan.

20 c. The reasons why the juvenile's needs can or cannot be met by the juvenile's
21 family or in a foster home. A shortage or lack of foster homes is not an acceptable
22 reason for determining that the juvenile's needs cannot be met in a foster home.

23 d. The placement preference of the family permanency team under s. 938.38
24 (3m) and, if that preference is not the placement recommended by the qualified
25 individual, why that recommended placement is not preferred.

1 2. If the information under subd. 1. is not available at the time of the report,
2 the agency shall submit it by the date of the dispositional hearing or, if it is not
3 available on that date, no later than 30 days after the date on which the placement
4 was made.

5 **SECTION 3184.** 938.34 (intro.) of the statutes is amended to read:

6 **938.34 Disposition of juvenile adjudged delinquent.** (intro.) If the court
7 adjudges a juvenile delinquent, the court shall enter an order deciding one or more
8 of the dispositions of the case as provided in this section under a care and treatment
9 plan. A disposition under sub. (4m) must be combined with a disposition under sub.
10 (4n), and a disposition under sub. (4p) must be combined with a disposition under
11 subs. (4m) and (4n). In deciding the dispositions for a juvenile who is adjudicated
12 delinquent, the court shall consider the seriousness of the act for which the juvenile
13 is adjudicated delinquent and may consider any other delinquent act that is read into
14 the record and dismissed at the time of the adjudication. The dispositions under this
15 section are:

16 **SECTION 3185.** 938.34 (3) (f) 1. of the statutes is amended to read:

17 938.34 **(3)** (f) 1. The placement may be for any combination of single or
18 consecutive days totalling not more than ~~365 in a juvenile detention facility under~~
19 ~~s. 938.22 (2) (d) 1. and may be for no more than 30 consecutive days in any other~~
20 ~~juvenile detention facility~~ 30, including any placement under pars. (a) to (e). The
21 juvenile shall be given credit against the period of detention or nonsecure custody
22 imposed under this paragraph for all time spent in secure detention in connection
23 with the course of conduct for which the detention or nonsecure custody was imposed.

24 **SECTION 3186.** 938.34 (3g) of the statutes is amended to read:

1 938.34 **(3g)** ELECTRONIC MONITORING. Monitoring by an electronic monitoring
2 system for a juvenile subject to an order under sub. (2), (2r), (3) (a) to (e), ~~(4h)~~ or (4n)
3 who is placed in the community.

4 **SECTION 3187.** 938.34 (4d) of the statutes, as affected by 2021 Wisconsin Act
5 (this act), is repealed.

6 **SECTION 3188.** 938.34 (4d) (b) of the statutes is amended to read:

7 938.34 **(4d)** (b) The juvenile has been found to be a danger to the public and to
8 be in need of restrictive custodial treatment. If the court determines that any of the
9 conditions specified in sub. (4m) (b) 1., 2., or 3. applies, but that placement in ~~the~~
10 ~~serious juvenile offender program under sub. (4h) or in a juvenile correctional facility~~
11 under sub. (4m) would not be appropriate, that determination shall be prima facie
12 evidence that the juvenile is a danger to the public and in need of restrictive custodial
13 treatment under this subsection.

14 **SECTION 3189.** 938.34 (4h) of the statutes is repealed.

15 **SECTION 3190.** 938.34 (4m) (intro.) of the statutes, as affected by 2019
16 Wisconsin Act 8, section 33, is amended to read:

17 938.34 **(4m)** CORRECTIONAL PLACEMENT. (intro.) Place the juvenile under the
18 supervision of the department of corrections in a juvenile correctional facility or the
19 county department in a secured residential care center for children and youth
20 identified by the county department if all of the following apply:

21 **SECTION 3191.** 938.34 (4m) (b) (intro.) of the statutes is amended to read:

22 938.34 **(4m)** (b) (intro.) The juvenile has been found to be a danger to the public
23 and to be in need of restrictive custodial treatment. If the court determines that any
24 of the following conditions applies, ~~but that placement in the serious juvenile~~
25 ~~offender program under sub. (4h) is not appropriate~~, that determination shall be

1 prima facie evidence that the juvenile is a danger to the public and in need of
2 restrictive custodial treatment under this subsection:

3 **SECTION 3192.** 938.34 (4m) (b) 2. of the statutes is amended to read:

4 938.34 (4m) (b) 2. The juvenile has possessed, used or threatened to use a
5 handgun, as defined in s. ~~175.35 (1) (b)~~ 941.237 (1) (d), short-barreled rifle, as
6 defined in s. 941.28 (1) (b), or short-barreled shotgun, as defined in s. 941.28 (1) (c),
7 while committing a delinquent act that would be a felony under ch. 940 if committed
8 by an adult.

9 **SECTION 3193.** 938.34 (4m) (c) of the statutes is created to read:

10 938.34 (4m) (c) For a placement under the supervision of the department of
11 corrections, the placement is recommended in the report under s. 938.33. For a
12 placement under the supervision of a county department, the specific secured
13 residential care center for children and youth in which the juvenile is placed is
14 identified by the county department.

15 **SECTION 3194.** 938.34 (4n) (intro.) of the statutes, as affected by 2019
16 Wisconsin Act 8, is amended to read:

17 938.34 (4n) **AFTERCARE SUPERVISION.** (intro.) In the case of a juvenile who has
18 received a ~~correctional~~ placement under sub. (4m), designate one of the following to
19 provide aftercare supervision for the juvenile following the juvenile's release from a
20 secured residential care center for children and youth or ~~Type 1~~ juvenile correctional
21 facility:

22 **SECTION 3195.** 938.34 (4p) of the statutes is created to read:

23 938.34 (4p) **EXTENDED JUVENILE DISPOSITION.** In the case of a juvenile who has
24 received a correctional placement under sub. (4m) and is subject to extended juvenile
25 jurisdiction under s. 938.184, place the juvenile under the supervision of the

1 department of corrections in an extended juvenile disposition upon termination of
2 the order imposing the disposition under sub. (4m) if the court finds that a disposition
3 under sub. (4m) is insufficient to protect public safety or for rehabilitation,
4 considering the juvenile's risk, treatment needs, and age and the severity of the
5 offense. A disposition under this subsection shall be stayed pending the outcome of
6 the hearing under s. 938.369.

7 **SECTION 3196.** 938.34 (8) of the statutes is amended to read:

8 938.34 (8) FORFEITURE. Impose a forfeiture based upon a determination that
9 this disposition is in the best interest of the juvenile and the juvenile's rehabilitation.
10 The maximum forfeiture that the court may impose under this subsection for a
11 violation by a juvenile is the maximum amount of the fine that may be imposed on
12 an adult for committing that violation or, if the violation is applicable only to ~~a person~~
13 ~~under 18 years of age~~ juveniles, \$100. The order shall include a finding that the
14 juvenile alone is financially able to pay the forfeiture and shall allow up to 12 months
15 for payment. If the juvenile fails to pay the forfeiture, the court may vacate the
16 forfeiture and order other alternatives under this section; or the court may suspend
17 any license issued under ch. 29 for not less than 30 days nor more than 5 years, or
18 suspend the juvenile's operating privilege, as defined in s. 340.01 (40), for not more
19 than 2 years. If the court suspends any license under this subsection, the clerk of the
20 court shall immediately take possession of the suspended license if issued under ch.
21 29 or, if the license is issued under ch. 343, the court may take possession of, and if
22 possession is taken, shall destroy, the license. The court shall forward to the
23 department ~~which~~ that issued the license a notice of suspension stating that the
24 suspension is for failure to pay a forfeiture imposed by the court, together with any
25 license issued under ch. 29 of which the court takes possession. If the forfeiture is

1 paid during the period of suspension, the suspension shall be reduced to the time
2 period ~~which~~ that has already elapsed and the court shall immediately notify the
3 department, which shall then, if the license is issued under ch. 29, return the license
4 to the juvenile. Any recovery under this subsection shall be reduced by the amount
5 recovered as a forfeiture for the same act under s. 938.45 (1r) (b).

6 **SECTION 3197.** 938.341 of the statutes is amended to read:

7 **938.341 Delinquency adjudication; restriction on firearm possession.**

8 Whenever a court adjudicates a juvenile delinquent for an act that if committed by
9 an adult in this state would be a felony or for a violation under s. 175.33 (2), the court
10 shall inform the juvenile of the requirements and penalties under s. 941.29.

11 **SECTION 3198.** 938.343 (2) of the statutes is amended to read:

12 938.343 (2) FORFEITURE. Impose a forfeiture not to exceed the maximum
13 forfeiture that may be imposed on an adult for committing that violation or, if the
14 violation is only applicable to ~~a person under 18 years of age~~ juveniles, \$50. The
15 order shall include a finding that the juvenile alone is financially able to pay and
16 shall allow up to 12 months for the payment. If a juvenile fails to pay the forfeiture,
17 the court may suspend any license issued under ch. 29 or suspend the juvenile's
18 operating privilege, as defined in s. 340.01 (40), for not more than 2 years. The court
19 shall immediately take possession of the suspended license if issued under ch. 29 or,
20 if the license is issued under ch. 343, the court may take possession of, and if
21 possession is taken, shall destroy, the license. The court shall forward to the
22 department ~~which~~ that issued the license the notice of suspension stating that the
23 suspension is for failure to pay a forfeiture imposed by the court, together with any
24 license issued under ch. 29 of which the court takes possession. If the forfeiture is
25 paid during the period of suspension, the court shall immediately notify the

1 department, which shall, if the license is issued under ch. 29, return the license to
2 the person. Any recovery under this subsection shall be reduced by the amount
3 recovered as a forfeiture for the same act under s. 938.45 (1r) (b).

4 **SECTION 3199.** 938.344 (3) of the statutes is amended to read:

5 938.344 (3) PROSECUTION IN ADULT COURT. If the juvenile alleged to have
6 committed the violation is within 3 months of ~~his or her 17th birthday~~ becoming an
7 adult, the court assigned to exercise jurisdiction under this chapter and ch. 48 may,
8 at the request of the district attorney or on its own motion, dismiss the citation
9 without prejudice and refer the matter to the district attorney for prosecution under
10 s. 125.07 (4). The juvenile is entitled to a hearing only on the issue of his or her age.
11 This subsection does not apply to violations under s. 961.573 (2), 961.574 (2), or
12 961.575 (2) or a local ordinance that strictly conforms to one of those statutes.

13 **SECTION 3200.** 938.35 (1m) of the statutes is amended to read:

14 938.35 (1m) FUTURE CRIMINAL PROCEEDINGS BARRED. Disposition by the court
15 assigned to exercise jurisdiction under this chapter and ch. 48 of any allegation
16 under s. 938.12 or 938.13 (12) shall bar any future proceeding on the same matter
17 in criminal court when the juvenile ~~attains 17 years of age~~ becomes an adult. This
18 subsection does not affect proceedings in criminal court that have been transferred
19 under s. 938.18.

20 **SECTION 3201.** 938.355 (2) (b) 2. of the statutes is amended to read:

21 938.355 (2) (b) 2. If the juvenile is placed outside the home under s. 938.34 (3)
22 ~~or (4d)~~, the name of the place or facility, including transitional placements, where the
23 juvenile shall be cared for or treated, except that if the placement is a foster home
24 and the name and address of the foster parent is not available at the time of the order,
25 the name and address of the foster parent shall be furnished to the court and the

1 parent within 21 days after the order. If, after a hearing on the issue with due notice
2 to the parent or guardian, the court finds that disclosure of the identity of the foster
3 parent would result in imminent danger to the juvenile or the foster parent, the court
4 may order the name and address of the prospective foster parents withheld from the
5 parent or guardian.

6 **SECTION 3202.** 938.355 (2) (b) 2m. of the statutes is amended to read:

7 938.355 (2) (b) 2m. If the juvenile is placed outside the home under s. 938.34
8 (4m) under supervision of a county department, the name of the county department
9 that will provide supervision and determine placement for the juvenile.

10 **SECTION 3203.** 938.355 (2) (b) 6. of the statutes is amended to read:

11 938.355 (2) (b) 6. If the juvenile is placed outside the home, a finding that
12 continued placement of the juvenile in his or her home would be contrary to the
13 welfare of the juvenile or, if the juvenile has been adjudicated delinquent and is
14 placed outside the home under s. 938.34 (3) (a), (c), (cm), or (d) ~~or (4d)~~, a finding that
15 the juvenile's current residence will not safeguard the welfare of the juvenile or the
16 community due to the serious nature of the act for which the juvenile was adjudicated
17 delinquent. The court order shall also contain a finding as to whether the county
18 department or the agency primarily responsible for providing services under a court
19 order has made reasonable efforts to prevent the removal of the juvenile from the
20 home, while assuring that the juvenile's health and safety are the paramount
21 concerns, unless the court finds that any of the circumstances under sub. (2d) (b) 1.
22 to 4. applies, and, if a permanency plan has previously been prepared for the juvenile,
23 a finding as to whether the county department or agency has made reasonable efforts
24 to achieve the permanency goal of the juvenile's permanency plan, including, if
25 appropriate, through an out-of-state placement. The court shall make the findings

1 specified in this subdivision on a case-by-case basis based on circumstances specific
2 to the juvenile and shall document or reference the specific information on which
3 those findings are based in the court order. A court order that merely references this
4 subdivision without documenting or referencing that specific information in the
5 court order or an amended court order that retroactively corrects an earlier court
6 order that does not comply with this subdivision is not sufficient to comply with this
7 subdivision.

8 **SECTION 3204.** 938.355 (2) (b) 6d. of the statutes is created to read:

9 938.355 (2) (b) 6d. Except as provided in par. (cd), if the juvenile is placed in
10 a residential care center for children and youth, group home, or shelter care facility
11 certified under s. 48.675, a finding as to each of the following, the answers to which
12 do not affect whether the placement may be made, after considering the
13 standardized assessment and the recommendation of the qualified individual who
14 conducted the standardized assessment:

15 a. Whether the needs of the juvenile can be met through placement in a foster
16 home.

17 b. Whether placement of the juvenile in a residential care center for children
18 and youth, group home, or shelter care facility certified under s. 48.675 provides the
19 most effective and appropriate level of care for the juvenile in the least restrictive
20 environment.

21 c. Whether the placement is consistent with the short-term and long-term
22 goals for the juvenile, as specified in the permanency plan.

23 d. Whether the court approves or disapproves the placement.

24 **SECTION 3205.** 938.355 (2) (b) 6m. of the statutes is amended to read:

1 938.355 (2) (b) 6m. If the juvenile is placed outside the home in a placement
2 under s. 938.34 (3) ~~or (4d)~~ recommended by the agency designated under s. 938.33
3 (1), a statement that the court approves the placement recommended by the agency
4 or, if the juvenile is placed outside the home in a placement other than a placement
5 recommended by that agency, a statement that the court has given bona fide
6 consideration to the recommendations made by the agency and all parties relating
7 to the juvenile's placement.

8 **SECTION 3206.** 938.355 (2) (b) 6o. of the statutes is created to read:

9 938.355 (2) (b) 6o. If the juvenile is placed under the supervision of the
10 department of corrections under s. 938.34 (4p), a finding that a disposition under s.
11 938.34 (4m) is insufficient to protect public safety or for rehabilitation, considering
12 the juvenile's risk, treatment needs, and age and the severity of the offense.

13 **SECTION 3207.** 938.355 (2) (cd) of the statutes is created to read:

14 938.355 (2) (cd) If the results of the standardized assessment and
15 recommendation of the qualified individual who conducted the standardized
16 assessment are required but not available at the time of the order, the court shall
17 defer making the findings under par. (b) 6d. as provided in this paragraph. No later
18 than 60 days after the date on which the placement was made, the court shall issue
19 an order making the findings under par. (b) 6d.

20 **SECTION 3208.** 938.355 (4) (b) of the statutes is renumbered 938.355 (4) (b) 1.
21 and amended to read:

22 938.355 (4) (b) 1. Except as provided in s. 938.368, an order under s. 938.34 (4d)
23 or (4m) made before the juvenile attains 18 years of age may apply for up to 2 years
24 after the date on which the order is granted or until the juvenile's ~~18th~~ 19th birthday,
25 whichever is earlier, unless the court specifies a shorter period of time or the court

1 terminates the order sooner. If the order does not specify a termination date, it shall
2 apply for one year after the date on which the order is granted or until the juvenile's
3 ~~18th~~ 19th birthday, whichever is earlier, unless the court terminates the order
4 sooner. ~~Except as provided in s. 938.368, an order under s. 938.34 (4h) made before~~
5 ~~the juvenile attains 18 years of age shall apply for 5 years after the date on which the~~
6 ~~order is granted, if the juvenile is adjudicated delinquent for committing a violation~~
7 ~~of s. 943.10 (2) or for committing an act that would be punishable as a Class B or C~~
8 ~~felony if committed by an adult, or until the juvenile reaches 25 years of age, if the~~
9 ~~juvenile is adjudicated delinquent for committing an act that would be punishable~~
10 ~~as a Class A felony if committed by an adult.~~

11 2. Except as provided in s. 938.368, an extension of an order under s. 938.34
12 (4d), (4h), (4m), or (4n) made before the juvenile attains 17 years of age becomes an
13 adult shall terminate at the end of one year after the date on which the order is
14 granted unless the court specifies a shorter period of time or the court terminates the
15 order sooner.

16 4. No extension under s. 938.365 of an original dispositional order under s.
17 938.34 (4d), (4h), (4m), or (4n) may be granted for a juvenile who is 17 years of age
18 ~~or older when~~ becomes an adult by the time the original dispositional order
19 terminates.

20 **SECTION 3209.** 938.355 (4) (b) of the statutes, as affected by 2021 Wisconsin Act
21 (this act), is amended to read:

22 938.355 (4) (b) 1. Except as provided in s. 938.368, an order under s. 938.34 (4d)
23 ~~or~~ (4m) made before the juvenile attains 18 years of age may apply for up to 2 years
24 after the date on which the order is granted or until the juvenile's 19th birthday,
25 whichever is earlier, unless the court specifies a shorter period of time or the court

1 terminates the order sooner. If the order does not specify a termination date, it shall
2 apply for one year after the date on which the order is granted or until the juvenile's
3 19th birthday, whichever is earlier, unless the court terminates the order sooner.

4 2. Except as provided in s. 938.368, an extension of an order under s. 938.34
5 (4d), (4m), or (4n) made before the juvenile becomes an adult shall terminate at the
6 end of one year after the date on which the order is granted unless the court specifies
7 a shorter period of time or the court terminates the order sooner.

8 4. No extension under s. 938.365 of an original dispositional order under s.
9 938.34 (4d), (4m), or (4n) may be granted for a juvenile who becomes an adult by the
10 time the original dispositional order terminates.

11 **SECTION 3210.** 938.355 (4) (b) 5. of the statutes is created to read:

12 938.355 (4) (b) 5. An order under ss. 938.34 (4p) and 938.369 (3) shall terminate
13 on the juvenile's 23rd birthday, or, if the juvenile was convicted of a violation or
14 attempted violation of s. 940.01, the juvenile's 25th birthday unless the court
15 specifies a shorter period of time or the court terminates the order sooner.

16 **SECTION 3211.** 938.355 (4m) (a) of the statutes is amended to read:

17 938.355 (4m) (a) A juvenile who has been adjudged delinquent under s. 48.12,
18 1993 stats., or s. 938.12 may, on attaining 17 years of age becoming an adult, petition
19 the court to expunge the court's record of the juvenile's adjudication. Subject to par.
20 (b), the court may expunge the record if the court determines that the juvenile has
21 satisfactorily complied with the conditions of his or her dispositional order and that
22 the juvenile will benefit from, and society will not be harmed by, the expungement.

23 **SECTION 3212.** 938.355 (6) (a) 1. of the statutes is amended to read:

24 938.355 (6) (a) 1. Except as provided in ~~subd.~~ subds. 3. and 4., if a juvenile who
25 has been adjudged delinquent or to have violated a civil law or ordinance, other than

1 an ordinance enacted under s. 118.163 (1m) or (2), violates a condition specified in
2 sub. (2) (b) 7., the court may impose on the juvenile any of the sanctions specified in
3 par. (d).

4 **SECTION 3213.** 938.355 (6) (a) 4. of the statutes is created to read:

5 938.355 (6) (a) 4. The court may only place a juvenile in a juvenile detention
6 facility or juvenile portion of a county jail under subd. 1. if all of the following apply:

7 a. The court finds that the juvenile poses a threat to public safety.

8 b. The underlying offense for which the juvenile court order was imposed is not
9 a status offense.

10 **SECTION 3214.** 938.355 (6) (d) 1. of the statutes is renumbered 938.355 (6) (d)
11 1. (intro.) and amended to read:

12 938.355 (6) (d) 1. (intro.) Placement of the juvenile in a juvenile detention
13 facility or juvenile portion of a county jail that meets the standards promulgated by
14 the department of corrections by rule or in a place of nonsecure custody, for not more
15 than 10 days and the provision of educational services consistent with his or her
16 current course of study during the period of placement. The juvenile shall be given
17 credit against the period of detention or nonsecure custody imposed under this
18 subdivision for all time spent in secure detention in connection with the course of
19 conduct for which the detention or nonsecure custody was imposed. If the court
20 orders placement of the juvenile in a place of nonsecure custody under the
21 supervision of the county department, the court shall order the juvenile into the
22 placement and care responsibility of the county department as required under 42
23 USC 672 (a) (2) and shall assign the county department primary responsibility for
24 providing services to the juvenile. A court may order placement of a juvenile in a

1 juvenile detention facility or juvenile portion of a county jail under this subdivision
2 only if all of the following apply:

3 **SECTION 3215.** 938.355 (6) (d) 1. a. and b. of the statutes are created to read:

4 938.355 (6) (d) 1. a. The court finds that the juvenile poses a threat to public
5 safety.

6 b. The underlying offense for which the dispositional order was imposed is not
7 a status offense.

8 **SECTION 3216.** 938.355 (6d) (a) 1. of the statutes is amended to read:

9 938.355 (6d) (a) 1. Notwithstanding ss. 938.19 to 938.21, but subject to subds.
10 2g., 2m., 2p., and 2r., if a juvenile who has been adjudged delinquent violates a
11 condition specified in sub. (2) (b) 7., the juvenile's caseworker or any other person
12 authorized to provide or providing intake or dispositional services for the court under
13 s. 938.067 or 938.069 may, without a hearing, take the juvenile into custody and place
14 the juvenile in a juvenile detention facility or juvenile portion of a county jail that
15 meets the standards promulgated by the department of corrections by rule or in a
16 place of nonsecure custody designated by that person for not more than 72 hours
17 while the alleged violation and the appropriateness of a sanction under sub. (6) are
18 being investigated.

19 **SECTION 3217.** 938.355 (6d) (a) 2. of the statutes is amended to read:

20 938.355 (6d) (a) 2. Notwithstanding ss. 938.19 to 938.21, but subject to subds.
21 2g., 2m., 2p., and 2r., if a juvenile who has been adjudged delinquent violates a
22 condition specified in sub. (2) (b) 7., the juvenile's caseworker or any other person
23 authorized to provide or providing intake or dispositional services for the court under
24 s. 938.067 or 938.069 may, without a hearing, take the juvenile into custody and place
25 the juvenile in a juvenile detention facility or juvenile portion of a county jail that

1 meets the standards promulgated by the department of corrections by rule or in a
2 place of nonsecure custody designated by that person for not more than 72 hours as
3 a consequence of that violation. A person who takes a juvenile into custody under
4 this subdivision shall permit the juvenile to make a written or oral statement
5 concerning the possible placement of the juvenile and the course of conduct for which
6 the juvenile was taken into custody. A person designated by the court or county
7 department who is employed in a supervisory position by a person authorized to
8 provide or providing intake or dispositional services under s. 938.067 or 938.069
9 shall review that statement and either approve the placement, modify the terms of
10 the placement, or order the juvenile to be released from custody.

11 **SECTION 3218.** 938.355 (6d) (a) 2p. of the statutes is created to read:

12 938.355 (6d) (a) 2p. A court may only order placement of a juvenile in a juvenile
13 detention facility or juvenile portion of a county jail under under subd. 1. or 2. if all
14 of the following apply:

15 a. The court finds that the juvenile poses a threat to public safety.

16 b. The underlying offense for which the delinquency order was imposed is not
17 a status offense.

18 **SECTION 3219.** 938.355 (6d) (b) 1. of the statutes is amended to read:

19 938.355 (6d) (b) 1. Notwithstanding ss. 938.19 to 938.21, but subject to subds.
20 2g., 2m., 2p., and 2r., if a juvenile who is on aftercare supervision violates a condition
21 of that supervision, the juvenile's caseworker or any other person authorized to
22 provide or providing intake or dispositional services for the court under s. 938.067
23 or 938.069 may, without a hearing, take the juvenile into custody and place the
24 juvenile in a juvenile detention facility or juvenile portion of a county jail that meets
25 the standards promulgated by the department of corrections by rule or in a place of

1 nonsecure custody designated by that person for not more than 72 hours while the
2 alleged violation and the appropriateness of revoking the juvenile's aftercare status
3 are being investigated.

4 **SECTION 3220.** 938.355 (6d) (b) 2. of the statutes is amended to read:

5 938.355 (6d) (b) 2. Notwithstanding ss. 938.19 to 938.21, but subject to subds.
6 2g., 2m., 2p., and 2r., if a juvenile who is on aftercare supervision violates a condition
7 of that supervision, the juvenile's caseworker or any other person authorized to
8 provide or providing intake or dispositional services for the court under s. 938.067
9 or 938.069 may, without a hearing, take the juvenile into custody and place the
10 juvenile in a juvenile detention facility or juvenile portion of a county jail that meets
11 the standards promulgated by the department of corrections by rule or in a place of
12 nonsecure custody designated by that person for not more than 72 hours as a
13 consequence of that violation. A person who takes a juvenile into custody under this
14 subdivision shall permit the juvenile to make a written or oral statement concerning
15 the possible placement of the juvenile and the course of conduct for which the
16 juvenile was taken into custody. A person designated by the court or the county
17 department who is employed in a supervisory position by a person authorized to
18 provide or providing intake or dispositional services under s. 938.067 or 938.069
19 shall review that statement and either approve the placement of the juvenile, modify
20 the terms of the placement, or order the juvenile to be released from custody.

21 **SECTION 3221.** 938.355 (6d) (b) 2p. of the statutes is created to read:

22 938.355 (6d) (b) 2p. A court may only order placement of a juvenile in a juvenile
23 detention facility or juvenile portion of a county jail under under subd. 1. or 2. if all
24 of the following apply:

25 a. The court finds that the juvenile poses a threat to public safety.

1 b. The underlying offense for which the aftercare supervision was imposed is
2 not a status offense.

3 **SECTION 3222.** 938.355 (6m) (a) 1g. of the statutes is amended to read:

4 938.355 **(6m)** (a) 1g. Placement of the juvenile in a juvenile detention facility
5 or juvenile portion of a county jail that meets the standards promulgated by the
6 department of corrections by rule or in a place of nonsecure custody, for not more than
7 10 days and the provision of educational services consistent with his or her current
8 course of study during the period of placement. The juvenile shall be given credit
9 against the period of detention or nonsecure custody imposed under this subdivision
10 for all time spent in secure detention in connection with the course of conduct for
11 which the detention or nonsecure custody was imposed. The use of placement in a
12 juvenile detention facility or in a juvenile portion of a county jail as a sanction under
13 this subdivision is subject to the adoption of a resolution by the county board of
14 supervisors under s. 938.06 (5) authorizing the use of those placements as a sanction.
15 If the court orders placement of the juvenile in a place of nonsecure custody under
16 the supervision of the county department, the court shall order the juvenile into the
17 placement and care responsibility of the county department as required under 42
18 USC 672 (a) (2) and shall assign the county department primary responsibility for
19 providing services to the juvenile.

20 **SECTION 3223.** 938.357 (1) (am) 1. of the statutes is amended to read:

21 938.357 **(1)** (am) 1. Except as provided in par. (c), the person or agency
22 primarily responsible for implementing the dispositional order, the district attorney,
23 or the corporation counsel may request a change in placement under this subsection
24 by causing written notice of the proposed change in placement to be sent to the
25 juvenile, the juvenile's counsel or guardian ad litem, the parent, guardian, and legal

1 custodian of the juvenile, and any foster parent or other physical custodian described
2 in s. 48.62 (2) of the juvenile. If the request is for a change in placement under sub.
3 (3), notice shall be sent to the entity that operates the secured residential care center
4 for children and youth or ~~Type 1~~ juvenile correctional facility where placement is
5 proposed. If the juvenile is an Indian juvenile who has been removed from the home
6 of his or her parent or Indian custodian under s. 938.13 (4), (6), (6m), or (7), written
7 notice shall also be sent to the Indian juvenile's Indian custodian and tribe. The
8 notice shall contain the name and address of the new placement, the reasons for the
9 change in placement, a statement describing why the new placement is preferable
10 to the present placement, and a statement of how the new placement satisfies
11 objectives of the treatment plan or permanency plan ordered by the court. The
12 person sending the notice shall file the notice with the court on the same day that the
13 notice is sent.

14 **SECTION 3224.** 938.357 (1) (am) 1. of the statutes, as affected by 2021 Wisconsin
15 Act (this act), is amended to read:

16 938.357 (1) (am) 1. Except as provided in par. (c), the person or agency
17 primarily responsible for implementing the dispositional order, the district attorney,
18 or the corporation counsel may request a change in placement under this subsection
19 by causing written notice of the proposed change in placement to be sent to the
20 juvenile, the juvenile's counsel or guardian ad litem, the parent, guardian, and legal
21 custodian of the juvenile, and any foster parent or other physical custodian described
22 in s. 48.62 (2) of the juvenile. If the request is for a change in placement under sub.
23 (3), notice shall be sent to the entity that operates the secured residential care center
24 for children and youth or juvenile correctional facility where placement is proposed.
25 If the juvenile is an Indian juvenile who has been removed from the home of his or

1 her parent or Indian custodian under s. 938.13 (4), (6), (6m), or (7), written notice
2 shall also be sent to the Indian juvenile's Indian custodian and tribe. The notice shall
3 contain the name and address of the new placement, the reasons for the change in
4 placement, whether the new placement is certified under s. 48.675, a statement
5 describing why the new placement is preferable to the present placement, and a
6 statement of how the new placement satisfies objectives of the treatment plan or
7 permanency plan ordered by the court. The person sending the notice shall file the
8 notice with the court on the same day that the notice is sent.

9 **SECTION 3225.** 938.357 (1) (am) 1m. and 1r. of the statutes are created to read:

10 938.357 (1) (am) 1m. If the proposed change in placement would place the
11 juvenile in a residential care center for children and youth, group home, or shelter
12 care facility certified under s. 48.675, the qualified individual shall conduct a
13 standardized assessment and the person or agency primarily responsible for
14 implementing the dispositional order shall submit it and the recommendation of the
15 qualified individual who conducted the standardized assessment, including all of the
16 following, to the court and all persons who are required to receive the notice under
17 subd. 1. no later than time of filing that notice or, if not available by that time, and
18 except as provided under subd. 1r., no later than 10 days after the notice is filed:

19 a. Whether the proposed placement will provide the juvenile with the most
20 effective and appropriate level of care in the least restrictive environment.

21 b. How the placement is consistent with the short-term and long-term goals
22 for the juvenile, as specified in the permanency plan.

23 c. The reasons why the juvenile's needs can or cannot be met by the juvenile's
24 family or in a foster home. A shortage or lack of foster homes is not an acceptable
25 reason for determining that the juvenile's needs cannot be met in a foster home.

1 d. The placement preference of the family permanency team under s. 938.38
2 (3m) and, if that preference is not the placement recommended by the qualified
3 individual, why that recommended placement is not preferred.

4 1r. If, for good cause shown, the information required to be submitted under
5 subd. 1m. is not available by the deadline under that subdivision, the person or
6 agency primarily responsible for implementing the dispositional order shall submit
7 it no later than 30 days after the date on which the placement is made.

8 **SECTION 3226.** 938.357 (1) (c) 1r. of the statutes is created to read:

9 938.357 (1) (c) 1r. If the proposed change in placement would place the juvenile
10 in a residential care center for children and youth, group home, or shelter care facility
11 certified under s. 48.675, the qualified individual shall conduct a standardized
12 assessment and the person or agency primarily responsible for implementing the
13 dispositional order shall submit it and the recommendation of the qualified
14 individual who conducted the standardized assessment, including the information
15 specified in sub. (1) (am) 1m., to the court and to the party that requested the change
16 in placement under subd. 1. no later than the filing of that request or, if not available
17 by that time, no later than 30 days after the date on which the placement was made.

18 **SECTION 3227.** 938.357 (2) (a) of the statutes is renumbered 938.357 (2) (a) 1.

19 **SECTION 3228.** 938.357 (2) (a) 2., 3. and 4. of the statutes are created to read:

20 938.357 (2) (a) 2. If the emergency change in placement under subd. 1. results
21 in a juvenile being placed in a residential care center for children and youth, group
22 home, or shelter care facility certified under s. 48.675, the qualified individual shall
23 conduct a standardized assessment and the person or agency primarily responsible
24 for implementing the dispositional order shall submit it and the recommendation of
25 the qualified individual who conducted the standardized assessment, including the

1 information specified under sub. (1) (am) 1m. with the notice under subd. 1. or, if not
2 available at that time, and except as provided under subd. 3., no later than 10 days
3 after the filing of that notice.

4 3. If, for good cause shown, the information required to be submitted under
5 subd. 2. is not available by the deadline under that subdivision, the person or agency
6 primarily responsible for implementing the dispositional order shall submit it no
7 later than 30 days after the date on which the placement was made.

8 4. If the emergency change in placement under subd. 1. results in a juvenile
9 being placed in a residential care center for children and youth, group home, or
10 shelter care facility certified under s. 48.675, the court shall, no later than 60 days
11 after the placement is made, issue an order making the findings under sub. (2v) (a)
12 5., the answers to which do not affect whether the placement may be made, after
13 considering the standardized assessment and the recommendation of the qualified
14 individual who conducted the standardized assessment.

15 **SECTION 3229.** 938.357 (2) (b) 5. and 6. of the statutes are created to read:

16 938.357 (2) (b) 5. If the emergency change in placement under this paragraph
17 results in a juvenile being placed in a residential care center for children and youth,
18 group home, or shelter care facility certified under s. 48.675, the qualified individual
19 shall conduct a standardized assessment and the person or agency primarily
20 responsible for implementing the dispositional order shall submit it and the
21 recommendation of the qualified individual who conducted the standardized
22 assessment, including the information specified in sub. (1) (am) 1m., to the court and
23 all persons who are required to receive the notice under subd. 2. that requested the
24 change in placement no later than the filing of that request or, if not available by that
25 time, no later than 30 days after the date on which the placement was made.

1 6. If the emergency change in placement this paragraph results in a juvenile
2 being placed in a residential care center for children and youth, group home, or
3 shelter care facility certified under s. 48.675, the court shall, no later than 60 days
4 after the placement is made, issue an order making the findings under sub. (2v) (a)
5 5., the answers to which do not affect whether the placement may be made, after
6 considering the standardized assessment and the recommendation of the qualified
7 individual who conducted the standardized assessment.

8 **SECTION 3230.** 938.357 (2m) (a) of the statutes is renumbered 938.357 (2m) (a)
9 1.

10 **SECTION 3231.** 938.357 (2m) (a) 2. of the statutes is created to read:

11 938.357 **(2m)** (a) 2. If the change in placement results in the juvenile being
12 placed in a residential care center for children and youth, group home, or shelter care
13 facility certified under s. 48.675, the qualified individual shall conduct a
14 standardized assessment and the person or agency primarily responsible for
15 implementing the dispositional order shall submit it and the recommendation of the
16 qualified individual who conducted the standardized assessment, including the
17 information under sub. (1) (am) 1m., to the court and to the party that requested the
18 change in placement under subd. 1. no later than the filing of that request or, if not
19 available by that time, no later than 30 days after the date on which the placement
20 was made.

21 **SECTION 3232.** 938.357 (2v) (a) 5. and 6. of the statutes are created to read:

22 938.357 **(2v)** (a) 5. Except as provided in subd. 6., if the court changes the
23 placement to a residential care center for children and youth, group home, or shelter
24 care facility certified under s. 48.675, the change-in-placement order shall contain
25 a finding as to each of the following, the answers to which do not affect whether the

1 placement may be made, after considering the standardized assessment and the
2 recommendation of the qualified individual who conducted the standardized
3 assessment:

4 a. Whether the needs of the juvenile can be met through placement in a foster
5 home.

6 b. Whether placement of the juvenile in a residential care center for children
7 and youth, group home, or shelter care facility certified under s. 48.675 provides the
8 most effective and appropriate level of care for the juvenile in the least restrictive
9 environment.

10 c. Whether the placement is consistent with the short-term and long-term
11 goals for the juvenile, as specified in the permanency plan.

12 d. Whether the court approves or disapproves the placement.

13 6. If the results of the standardized assessment and recommendation of the
14 qualified individual who conducted the standardized assessment are not available
15 at the time of the order, the court shall defer making the findings under subd. 5. as
16 provided in this paragraph. No later than 60 days after the date on which the
17 placement was made, the court shall issue an order making the findings under subd.
18 5.

19 **SECTION 3233.** 938.357 (3) (a) of the statutes is amended to read:

20 938.357 (3) (a) Subject to subs. (4) ~~(b), (c), and~~ (d) and (5) (e), if the proposed
21 change in placement would involve placing a juvenile in a juvenile correctional
22 facility or a secured residential care center for children and youth, notice shall be
23 given as provided in sub. (1) (am) 1. A hearing shall be held, unless waived by the
24 juvenile, parent, guardian, and legal custodian, before the court makes a decision on
25 the request. The juvenile is entitled to counsel at the hearing, and any party

1 opposing or favoring the proposed new placement may present relevant evidence and
2 cross-examine witnesses. ~~The Under par. (b), the department of corrections shall~~
3 ~~have the opportunity to object to a change of placement of a juvenile from a secured~~
4 ~~residential care center for children and youth operated by a county, Indian tribe, or~~
5 ~~child welfare agency to a Type 1 juvenile correctional facility under par. (b) secured~~
6 ~~residential care center for children and youth operated by the department of~~
7 ~~corrections.~~ The proposed new placement may be approved only if the court finds,
8 on the record, that the conditions set forth in s. 938.34 (4m) (a) and (b) have been met.

9 **SECTION 3234.** 938.357 (3) (b) (intro.) of the statutes is amended to read:

10 938.357 (3) (b) (intro.) ~~Notwithstanding s. 938.34 (4m) and subject to par. (c),~~
11 ~~the court may order placement in a Type 1 juvenile correctional facility operated by~~
12 ~~the department of corrections for a juvenile who was adjudicated delinquent under~~
13 ~~s. 938.34 (4m) If the proposed change in placement would involve placing a juvenile~~
14 ~~who is under the supervision of a county department under s. 938.34 (4m) in a~~
15 ~~secured residential care center for children and youth operated by the department~~
16 ~~of corrections, the court may order the placement only if the court finds, after a~~
17 hearing under this section, that any of the following apply:

18 **SECTION 3235.** 938.357 (3) (b) 1. b. of the statutes is amended to read:

19 938.357 (3) (b) 1. b. The programming available at the proposed ~~Type 1 juvenile~~
20 ~~correctional facility~~ secured residential care center for children and youth as of the
21 date of the hearing is able to meet the treatment needs of the juvenile.

22 **SECTION 3236.** 938.357 (3) (c) of the statutes is amended to read:

23 938.357 (3) (c) ~~Notwithstanding s. 938.34 (4m), upon~~ Upon the
24 recommendation of the department of health services, the court may order the
25 placement of a juvenile who was adjudicated delinquent placed under the

1 supervision of a county department under s. 938.34 (4m) at the Mendota juvenile
2 treatment center if par. (b) 1. a. to c. are met. A court may not order a placement
3 under this paragraph at the Mendota juvenile treatment center that the department
4 of health services has not approved. A juvenile under the supervision of a county in
5 a secured residential care center for children and youth who is transferred to
6 Mendota juvenile treatment center under this paragraph remains under the
7 supervision of that county. The department of health services shall determine the
8 date for the actual transfer of the juvenile to the Mendota juvenile treatment center,
9 and no change of placement to the Mendota juvenile treatment center may be
10 ordered without the prior agreement of the department of health services to admit
11 the juvenile. No further hearing or court order is necessary for the department of
12 health services to transfer the juvenile back to the custody of the county department.

13 **SECTION 3237.** 938.357 (3) (d) of the statutes is amended to read:

14 938.357 (3) (d) A juvenile who is placed in a ~~Type 1~~ juvenile correctional facility
15 under par. (b) or (c) is the financial responsibility of the county department of the
16 county where the juvenile was adjudicated delinquent. The county department shall
17 reimburse the department of corrections at the rate specified by the department of
18 corrections under s. 301.26 (4) (d) 2. ~~or 3., whichever is applicable,~~ for the cost of ~~a~~
19 the juvenile's care while placed in a Type 1 juvenile correctional facility other than
20 the Mendota juvenile treatment center in a placement under par. (b), and these
21 payments shall be deposited in the appropriation account under s. 20.410 (3) (hm).
22 The county department shall reimburse the department of health services at a rate
23 specified by ~~that department~~ the department of health services for the cost of ~~a the~~
24 juvenile's care while placed at the Mendota juvenile treatment center in a placement

1 under par. (c), and these payments shall be deposited in the appropriation account
2 under s. 20.435 (2) (gk).

3 **SECTION 3238.** 938.357 (3) (e) of the statutes is amended to read:

4 938.357 (3) (e) A juvenile who is placed in a ~~Type 1 juvenile correctional facility~~
5 under par. (b) in a secured residential care center for children and youth operated by
6 the department of corrections is under the supervision of the department of
7 corrections. The change of placement order shall designate ~~the department of~~
8 ~~corrections to provide community supervision or~~ the county department to provide
9 aftercare supervision for the juvenile following the juvenile's release from the ~~Type~~
10 ~~1 juvenile correctional facility~~ secured residential care center for children and youth.

11 **SECTION 3239.** 938.357 (4) (ab) of the statutes is renumbered 938.357 (4) (ab)
12 (intro.) and amended to read:

13 938.357 (4) (ab) (intro.) In this subsection, ~~“operating:~~

14 1. “Operating entity” means the county department, the Indian tribe, or the
15 child welfare agency, whichever entity operates a secured residential care center for
16 children and youth.

17 **SECTION 3240.** 938.357 (4) (ab) 2. of the statutes is created to read:

18 938.357 (4) (ab) 2. “Secured residential care center for children and youth” does
19 not include a secured residential care center for children and youth operated by the
20 department of corrections.

21 **SECTION 3241.** 938.357 (4) (am) of the statutes is amended to read:

22 938.357 (4) (am) When the juvenile is placed with the department of
23 corrections, that department may, after an examination under s. 938.50, place the
24 juvenile in a juvenile correctional facility or, with the consent of the operating entity,
25 a secured residential care center for children and youth or ~~on community supervision~~

1 or aftercare supervision, either immediately or after a period of placement in a
2 juvenile correctional facility or a secured residential care center for children and
3 youth. The department of corrections shall send written notice of the change in
4 placement to the parent, guardian, legal custodian, county department designated
5 under s. 938.34 (4n), if any, and committing court. ~~If the department of corrections~~
6 ~~places a juvenile in a Type 2 juvenile correctional facility operated by a child welfare~~
7 ~~agency, that department shall reimburse the child welfare agency at the rate~~
8 ~~established under s. 49.343 that is applicable to the type of placement that the child~~
9 ~~welfare agency is providing for the juvenile.~~ If the department of corrections places
10 a juvenile in a secured residential care center for children and youth under this
11 paragraph, the department of corrections shall contract with the operating entity for
12 the care and services provided under s. 301.08. A juvenile who is placed in ~~a Type 2~~
13 ~~juvenile correctional facility or a secured residential care center for children and~~
14 youth under this paragraph remains under the supervision of the department of
15 corrections, remains subject to the rules and discipline of that department, and is
16 considered to be in custody, as defined in s. 946.42 (1) (a).

17 **SECTION 3242.** 938.357 (4) (b) of the statutes is repealed.

18 **SECTION 3243.** 938.357 (4) (c) of the statutes is repealed.

19 **SECTION 3244.** 938.357 (4g) (title) of the statutes is amended to read:

20 938.357 (4g) (title) ~~COMMUNITY SUPERVISION OR AFTERCARE~~ AFTERCARE PLAN.

21 **SECTION 3245.** 938.357 (4g) (a) of the statutes, as affected by 2019 Wisconsin
22 Act 8, is amended to read:

23 938.357 (4g) (a) Not later than 120 days after the date on which the juvenile
24 is placed in a juvenile correctional facility or a secured residential care center for
25 children and youth, or within 30 days after the date on which the department of

1 corrections requests the ~~community supervision or~~ aftercare plan, whichever is
2 earlier, the ~~community supervision provider or the~~ aftercare provider designated
3 under s. 938.34 (4n) shall prepare ~~a community supervision or~~ an aftercare plan for
4 the juvenile. ~~If the juvenile is to be placed on aftercare supervision, the~~ The county
5 department designated as the aftercare provider shall submit the aftercare plan to
6 the department of corrections within the applicable period specified in this
7 paragraph, unless the department of corrections waives the period under par. (b).

8 **SECTION 3246.** 938.357 (4g) (b) of the statutes is amended to read:

9 938.357 (4g) (b) The department of corrections may waive the period within
10 which ~~a community supervision plan or~~ an aftercare plan must be prepared and
11 submitted under par. (a) if ~~that department~~ the department of corrections
12 anticipates that the juvenile will remain in the juvenile correctional facility or
13 secured residential care center for children and youth for a period exceeding 8
14 months or if the juvenile is subject to s. 938.183. If the department of corrections
15 waives that period, the designated ~~community supervision or~~ aftercare provider
16 shall prepare the ~~community supervision or~~ aftercare plan within 30 days after the
17 date on which the department of corrections requests the ~~community supervision or~~
18 aftercare plan.

19 **SECTION 3247.** 938.357 (4g) (c) (intro.), 2., 3. and 4. of the statutes are amended
20 to read:

21 938.357 (4g) (c) (intro.) ~~A community supervision or~~ An aftercare plan shall
22 include all of the following:

23 2. The conditions, if any, under which the juvenile's ~~community supervision or~~
24 aftercare status may be revoked.

1 3. Services or programming to be provided to the juvenile while on ~~community~~
2 ~~supervision or~~ aftercare supervision.

3 4. The estimated length of time that ~~community supervision and services or~~
4 aftercare supervision and services shall be provided to the juvenile.

5 **SECTION 3248.** 938.357 (4g) (d) of the statutes is amended to read:

6 938.357 **(4g)** (d) A juvenile may be released from a juvenile correctional facility
7 or a secured residential care center for children and youth whether or not ~~a~~
8 ~~community supervision or~~ an aftercare plan has been prepared under this
9 subsection.

10 **SECTION 3249.** 938.357 (4m) of the statutes is amended to read:

11 938.357 **(4m)** ~~RELEASE TO COMMUNITY SUPERVISION OR AFTERCARE SUPERVISION.~~
12 The department of corrections shall ~~try to release a juvenile to community~~
13 ~~supervision and the~~ or the county department with supervision of a juvenile shall try
14 to release the juvenile to aftercare supervision under sub. (4) within 30 days after the
15 date on which the department of corrections or county department determines the
16 juvenile is eligible for the release.

17 **SECTION 3250.** 938.357 (5) (title) of the statutes is amended to read:

18 938.357 **(5)** (title) ~~REVOCATION OF COMMUNITY SUPERVISION OR AFTERCARE~~
19 ~~SUPERVISION.~~

20 **SECTION 3251.** 938.357 (5) (a) of the statutes is amended to read:

21 938.357 **(5)** (a) ~~If a juvenile has been placed on community supervision, the~~
22 ~~department of corrections may revoke the community supervision status of that~~
23 ~~juvenile as provided in this subsection.~~ If a juvenile has been placed on aftercare
24 supervision, the county department that has been designated as a juvenile's
25 aftercare provider may revoke the aftercare status of that juvenile as provided in this

1 subsection. Prior notice of a change in placement under sub. (1) (am) 1. is not
2 required.

3 **SECTION 3252.** 938.357 (5) (b) of the statutes is amended to read:

4 938.357 (5) (b) ~~A juvenile on community supervision status may be taken into~~
5 ~~custody only as provided in ss. 938.19 to 938.21 or 938.533 (3) (a).~~ A juvenile on
6 aftercare status may be taken into custody only as provided in ss. 938.19 to 938.21
7 or 938.355 (6d) (b).

8 **SECTION 3253.** 938.357 (5) (d) of the statutes is amended to read:

9 938.357 (5) (d) A hearing on the revocation shall be conducted by the division
10 of hearings and appeals in the department of administration within 30 days after the
11 juvenile is taken into custody for an alleged violation of a condition of the juvenile's
12 ~~community supervision or~~ aftercare supervision. This period may be waived only
13 upon the agreement of the ~~community supervision or~~ aftercare provider, the juvenile,
14 and the juvenile's counsel.

15 **SECTION 3254.** 938.357 (5) (e) of the statutes is amended to read:

16 938.357 (5) (e) If the hearing examiner finds that the juvenile has violated a
17 condition of ~~community supervision or~~ aftercare supervision, the hearing examiner
18 shall determine whether confinement in a juvenile correctional facility or a secured
19 residential care center for children and youth is necessary to protect the public, to
20 provide for the juvenile's rehabilitation, or to not depreciate the seriousness of the
21 violation.

22 **SECTION 3255.** 938.357 (5) (g) of the statutes is amended to read:

23 938.357 (5) (g) The department of corrections shall promulgate rules setting
24 standards to be used by a hearing examiner to determine whether to revoke a
25 juvenile's ~~community supervision or~~ aftercare status. The standards shall specify

1 that the burden is on the ~~department of corrections or~~ county department seeking
2 revocation to show by a preponderance of the evidence that the juvenile violated a
3 condition of ~~community supervision or~~ aftercare supervision.

4 **SECTION 3256.** 938.357 (5d) of the statutes is created to read:

5 938.357 (5d) REVOCATION OF EXTENDED JUVENILE PROBATION AND EXTENDED
6 JUVENILE SUPERVISION. Notwithstanding ss. 973.10 (2) and 301.113 (9), if a juvenile
7 who is subject to an extended juvenile disposition under ss. 938.34 (4p) and 938.369
8 (3) and is placed on extended juvenile probation or extended juvenile supervision
9 violates a condition of probation or extended supervision, the department of
10 corrections may initiate a revocation proceeding before the division of hearings and
11 appeals in the department of administration. A hearing examiner for the division
12 shall conduct an administrative hearing and enter an order either revoking or not
13 revoking probation or extended supervision. An order entered under this subsection
14 shall provide one of the following:

15 (a) If extended juvenile probation is revoked, order the juvenile to confinement
16 specified in the extended juvenile disposition. If the extended juvenile disposition
17 did not specify a term of confinement, the order shall refer the matter to the court,
18 which shall revise the extended juvenile disposition and order a term of confinement
19 in accordance with s. 938.369 (3) (b) or (c).

20 (b) If extended juvenile supervision is revoked, order the juvenile to be returned
21 to extended juvenile confinement for the remainder of the extended juvenile
22 disposition entered under s. 938.369 (3). A juvenile returned to confinement under
23 this paragraph remains subject to the department of correction's authority to release
24 the juvenile under s. 301.03 (10) (d) or to discharge the juvenile under s. 938.53.

25 **SECTION 3257.** 938.365 (5) (a) of the statutes is amended to read:

1 938.365 (5) (a) Except as provided in s. 938.368, an order under this section that
2 continues the placement of a juvenile in his or her home or that extends an order
3 under s. 938.34 (4d), (4h), (4m), or (4n) or s. 938.34 (4h), 2019 stats., shall be for a
4 specified length of time not to exceed one year after the date on which the order is
5 granted.

6 **SECTION 3258.** 938.365 (5) (a) of the statutes, as affected by 2021 Wisconsin Act
7 (this act), is amended to read:

8 938.365 (5) (a) Except as provided in s. 938.368, an order under this section that
9 continues the placement of a juvenile in his or her home or that extends an order
10 under s. 938.34 (4d), (4m), or (4n) or s. 938.34 (4d) or (4h), 2019 stats., shall be for
11 a specified length of time not to exceed one year after the date on which the order is
12 granted.

13 **SECTION 3259.** 938.365 (7) of the statutes is amended to read:

14 938.365 (7) **CHANGES IN PLACEMENT AND TRIAL REUNIFICATIONS NOT PERMITTED.**
15 Nothing in this section may be construed to allow any changes in placement, trial
16 reunification, or revocation of ~~community supervision~~ or aftercare supervision.
17 Revocation and other changes in placement may take place only under s. 938.357,
18 and trial reunifications may take place only under s. 938.358.

19 **SECTION 3260.** 938.369 of the statutes is created to read:

20 **938.369 Extended juvenile jurisdiction; extended disposition hearing.**
21 (1) Except as provided under sub. (6), no sooner than a juvenile's 18th birthday and
22 no later than 90 days before the juvenile's 19th birthday, the court shall hold a
23 hearing to determine whether to impose a stayed portion of a disposition entered
24 under s. 938.34 (4p).

1 **(2)** The court shall revise the dispositional order and remove the stayed portion
2 of the disposition imposed under 938.34 (4p) unless the court finds by clear and
3 convincing evidence that the disposition under 938.34 (4p) is necessary to protect
4 public safety or for rehabilitation, considering the juvenile's risk and needs at the
5 time of the hearing.

6 **(3)** If the court imposes the stayed portion of the disposition under s. 938.34
7 (4p), the court shall determine the length of the extended juvenile disposition and
8 impose one of the following extended juvenile dispositions:

9 (a) Place the juvenile on extended juvenile probation under the supervision of
10 the department of corrections on his or her 19th birthday. If the juvenile has been
11 released to aftercare supervision under s. 938.34 (4n) on the date of the hearing, the
12 court shall place the juvenile on probation under this paragraph.

13 (b) Place the juvenile on extended juvenile confinement in a county jail.

14 (c) Place the juvenile on extended juvenile confinement in prison followed by
15 a term of extended juvenile supervision.

16 **(4)** A disposition imposed under this subsection has the same force and effect
17 as a criminal conviction and may not extend beyond the juvenile's 23rd birthday, or,
18 if the underlying offense was a violation or attempted violation of s. 940.01, the
19 juvenile's 25th birthday.

20 **(5)** An extended juvenile disposition imposed under sub. (3) is not a bifurcated
21 sentence under s. 973.01.

22 **(6)** If the department of corrections has discharged the juvenile under s. 938.53
23 prior to the juvenile's 18th birthday or the date of a hearing scheduled under sub. (1),
24 a hearing shall not be held, and the court shall revise the dispositional order and
25 remove the disposition imposed under 938.34 (4p).

1 **SECTION 3261.** 938.38 (1) (ag) of the statutes is created to read:

2 938.38 (1) (ag) “Family permanency team” means the team of individuals
3 assembled under sub. (3m) to participate in a juvenile’s permanency planning.

4 **SECTION 3262.** 938.38 (1) (as) of the statutes is created to read:

5 938.38 (1) (as) “Like-kin” means a person who has a significant emotional
6 relationship with a juvenile or the juvenile’s family and to whom any of the following
7 applies:

8 1. Prior to the juvenile’s placement in out-of-home care, the person had an
9 existing relationship with the juvenile or the juvenile’s family that is similar to a
10 familial relationship.

11 2. During the juvenile’s placement in out-of-home care, the person developed
12 a relationship with the juvenile or the juvenile’s family that is similar to a familial
13 relationship.

14 **SECTION 3263.** 938.38 (1) (bp) of the statutes is created to read:

15 938.38 (1) (bp) “Qualified residential treatment program” means a residential
16 care center for children and youth, group home, or shelter care facility certified under
17 s. 48.675.

18 **SECTION 3264.** 938.38 (3m) of the statutes is created to read:

19 938.38 (3m) FAMILY PERMANENCY TEAM. If a juvenile is placed in a residential
20 care center for children and youth, group home, or shelter care facility certified under
21 s. 48.675, the agency that placed the juvenile or arranged the placement or the
22 agency assigned primary responsibility for providing services to the juvenile under
23 s. 48.355 (2) (b) 6g. shall invite all of the following to participate in permanency
24 planning and may invite others at the agency’s discretion:

1 (a) All appropriate biological family members, relatives, and like-kin of the
2 juvenile, as determined by the agency.

3 (b) Appropriate professionals who serve as a resource for the family of the
4 juvenile, such as teachers, medical or mental health providers who have treated the
5 juvenile, or clergy.

6 (c) Others identified by a juvenile over the age of 14 as provided under sub.
7 (2m).

8 **SECTION 3265.** 938.38 (4) (k) of the statutes is created to read:

9 938.38 (4) (k) If the juvenile is placed in a qualified residential treatment
10 program, all of the following:

11 1. Documentation of reasonable and good faith efforts to identify and include
12 all required individuals on the family permanency team.

13 2. The contact information for the members of the family permanency team.

14 3. Information showing that meetings of the family permanency team are held
15 at a time and place convenient for the family to the extent possible.

16 4. If reunification is the juvenile's permanency goal, information
17 demonstrating that the parent from whom the juvenile was removed provided input
18 on the members of the family permanency team or why that input was not obtained.

19 5. Information showing that the standardized assessment, as determined by
20 the department, was used to determine the appropriateness of the placement in a
21 qualified residential treatment program

22 6. The placement preferences of the family permanency team, including a
23 recognition that a juvenile should be placed with his or her siblings unless the court
24 determines that a joint placement would be contrary to the safety or well-being of
25 the juvenile or any of those siblings.

1 7. If placement preferences of the family permanency team are not the
2 placement recommended by the qualified individual who conducted the
3 standardized assessment, the reasons why these preferences were not
4 recommended.

5 8. The recommendations of the qualified individual who conducted the
6 standardized assessment, including all of the following:

7 a. Whether the recommended placement in a qualified residential treatment
8 program is the placement that will provide the juvenile with the most effective and
9 appropriate level of care in the least restrictive environment and how that placement
10 is consistent with the short-term and long-term goals for the juvenile, as specified
11 in the permanency plan.

12 b. Whether and why the juvenile's needs can or cannot be met by the juvenile's
13 family or in a foster home. A shortage or lack of foster homes is not an acceptable
14 reason for determining that the juvenile's needs cannot be met in a foster home.

15 9. Documentation of the approval or disapproval of the placement in a qualified
16 residential treatment program by a court, if such a determination has been made.

17 **SECTION 3266.** 938.38 (4) (L) of the statutes is created to read:

18 938.38 (4) (L) If the juvenile is a parent or is pregnant, all of the following:

19 1. A list of the services or programs to be provided to or on behalf of the juvenile
20 to ensure that the juvenile, if pregnant, is prepared and, if a parent, is able to be a
21 parent.

22 2. The out-of-home care prevention strategy for any juvenile born to the
23 parenting or pregnant juvenile.

24 **SECTION 3267.** 938.38 (5) (c) 1. of the statutes is amended to read:

1 938.38 (5) (c) 1. The continuing necessity for and the safety and
2 appropriateness of the placement, subject to par. (cm) and sub. (5m) (c) 4. If the
3 permanency goal of the juvenile's permanency plan is placement of the juvenile in
4 a planned permanent living arrangement described in sub. (4) (fg) 5., the
5 determination under this subdivision shall include an explanation of why the
6 planned permanent living arrangement is the best permanency goal for the juvenile
7 and why, supported by compelling reasons, it continues not to be in the best interests
8 of the juvenile to be returned to his or her home or to be placed for adoption, with a
9 guardian, or with a fit and willing relative.

10 **SECTION 3268.** 938.38 (5) (cm) of the statutes is created to read:

11 938.38 (5) (cm) If the juvenile is placed in a qualified residential treatment
12 program, the agency that prepared the permanency plan shall submit to the court
13 specific information showing all of the following, which the court shall consider when
14 determining the continuing necessity for and the safety and appropriateness of the
15 placement:

16 1. Whether ongoing assessment of the strengths and needs of the juvenile
17 continues to support the determination that the needs of the juvenile cannot be met
18 through placement in a foster home, whether the placement in a qualified residential
19 treatment program provides the most effective and appropriate level of care for the
20 juvenile in the least restrictive environment, and how the placement is consistent
21 with the short-term and long-term goals for the juvenile, as specified in the
22 juvenile's permanency plan.

23 2. The specific treatment or service needs that will be met for the juvenile in
24 the placement and the length of the time the juvenile is expected to need the
25 treatment or services.

1 3. The efforts made by the agency to prepare the juvenile to return home or to
2 be placed with a fit and willing relative, a guardian, or an adoptive parent or in a
3 foster home.

4 **SECTION 3269.** 938.38 (5) (d) of the statutes is amended to read:

5 938.38 (5) (d) Notwithstanding s. 938.78 (2) (a), the agency that prepared the
6 permanency plan shall, at least 5 days before a review by a review panel, provide to
7 each person appointed to the review panel, the juvenile's parent, guardian, and legal
8 custodian, the person representing the interests of the public, the juvenile's counsel,
9 the juvenile's guardian ad litem, and, if the juvenile is an Indian juvenile who is
10 placed outside the home of his or her parent or Indian custodian under s. 938.13 (4),
11 (6), (6m), or (7), the Indian juvenile's Indian custodian and tribe a copy of the
12 permanency plan, any information submitted under par. (cm), and any written
13 comments submitted under par. (bm) 1. Notwithstanding s. 938.78 (2) (a), a person
14 appointed to a review panel, the person representing the interests of the public, the
15 juvenile's counsel, the juvenile's guardian ad litem, and, if the juvenile is an Indian
16 juvenile who is placed outside the home of his or her parent or Indian custodian
17 under s. 938.13 (4), (6), (6m), or (7), the Indian juvenile's Indian custodian and tribe
18 may have access to any other records concerning the juvenile for the purpose of
19 participating in the review. A person permitted access to a juvenile's records under
20 this paragraph may not disclose any information from the records to any other
21 person.

22 **SECTION 3270.** 938.38 (5m) (c) 4. of the statutes is created to read:

23 938.38 (5m) (c) 4. If the juvenile is placed in a qualified residential treatment
24 program, the agency that prepared the permanency plan shall present to the court
25 specific information showing all of the following, which the court shall consider when

1 determining the continuing necessity for and the safety and appropriateness of the
2 placement under sub. (5) (c) 1.:

3 a. Whether ongoing assessment of the strengths and needs of the juvenile
4 continues to support the determination that the needs of the juvenile cannot be met
5 through placement in a foster home, whether the placement in a qualified residential
6 treatment program provides the most effective and appropriate level of care for the
7 juvenile in the least restrictive environment, and how the placement is consistent
8 with the short-term and long-term goals for the juvenile, as specified in the
9 juvenile's permanency plan.

10 b. The specific treatment or service needs that will be met for the juvenile in
11 the placement and the length of the time the juvenile is expected to need the
12 treatment or services.

13 c. The efforts made by the agency to prepare the juvenile to return home or to
14 be placed with a fit and willing relative, a guardian, or an adoptive parent or in a
15 foster home.

16 **SECTION 3271.** 938.38 (5m) (d) of the statutes is amended to read:

17 938.38 (5m) (d) At least 5 days before the date of the hearing the agency that
18 prepared the permanency plan shall provide a copy of the permanency plan, any
19 information submitted under par. (cm), and any written comments submitted under
20 par. (c) 1. to the court, to the juvenile's parent, guardian, and legal custodian, to the
21 person representing the interests of the public, to the juvenile's counsel or guardian
22 ad litem, and, if the juvenile is an Indian juvenile who is placed outside the home of
23 his or her parent or Indian custodian under s. 938.13 (4), (6), (6m), or (7), to the Indian
24 juvenile's Indian custodian and tribe. Notwithstanding s. 938.78 (2) (a), the person
25 representing the interests of the public, the juvenile's counsel or guardian ad litem,

1 and, if the juvenile is an Indian juvenile who is placed outside the home of his or her
2 parent or Indian custodian under s. 938.13 (4), (6), (6m), or (7), the Indian juvenile's
3 Indian custodian and tribe may have access to any other records concerning the
4 juvenile for the purpose of participating in the review. A person permitted access to
5 a juvenile's records under this paragraph may not disclose any information from the
6 records to any other person.

7 **SECTION 3272.** 938.39 of the statutes is amended to read:

8 **938.39 Disposition by court bars criminal proceeding.** Disposition by the
9 court of any violation of state law within its jurisdiction under s. 938.12 bars any
10 future criminal proceeding on the same matter in circuit court when the juvenile
11 ~~reaches the age of 17~~ becomes an adult. This section does not affect criminal
12 proceedings in circuit court that were transferred under s. 938.18.

13 **SECTION 3273.** 938.396 (1) (b) 5. of the statutes is amended to read:

14 938.396 (1) (b) 5. The disclosure of information relating to a juvenile ~~10~~ 12 years
15 of age or over who is subject to the jurisdiction of a court of criminal jurisdiction.

16 **SECTION 3274.** 938.396 (1) (b) 6. of the statutes is created to read:

17 938.396 (1) (b) 6. The disclosure of information relating to a case in which an
18 extended dispositional order is entered under s. 938.369 (3).

19 **SECTION 3275.** 938.396 (2) (a) of the statutes is amended to read:

20 938.396 (2) (a) Records of the court assigned to exercise jurisdiction under this
21 chapter and ch. 48 and of municipal courts exercising jurisdiction under s. 938.17 (2)
22 shall be entered in books or deposited in files kept for that purpose only. Those
23 records shall not be open to inspection or their contents disclosed except by order of
24 the court assigned to exercise jurisdiction under this chapter and ch. 48 or as
25 required or permitted under sub. (2g), (2j), (2m) (b) or (c), or (10).

1 **938.44 Jurisdiction over persons ~~17 or older adults~~.** The court has
2 jurisdiction over ~~persons 17 years of age or older adults~~ as provided under ss. 938.355
3 (4), 938.357 (6), 938.365 (5), and 938.45 and as otherwise specified in this chapter.

4 **SECTION 3281.** 938.45 (1) (a) of the statutes is amended to read:

5 938.45 (1) (a) If in the hearing of a case of a juvenile alleged to be delinquent
6 under s. 938.12 or in need of protection or services under s. 938.13 it appears that any
7 ~~person 17 years of age or older adult~~ has been guilty of contributing to, encouraging,
8 or tending to cause by any act or omission, ~~such~~ that condition of the juvenile, the
9 court may make orders with respect to the conduct of that person in his or her
10 relationship to the juvenile, including orders relating to determining the ability of
11 the person to provide for the maintenance or care of the juvenile and directing when,
12 how, and from where funds for the maintenance or care shall be paid.

13 **SECTION 3282.** 938.45 (3) of the statutes is amended to read:

14 938.45 (3) PROSECUTION OF ADULT CONTRIBUTING TO DELINQUENCY OF JUVENILE.
15 If it appears at a court hearing that any ~~person 17 years of age or older adult~~ has
16 violated s. 948.40, the court shall refer the record to the district attorney. This
17 subsection does not prohibit prosecution of violations of s. 948.40 without the prior
18 reference by the court to the district attorney.

19 **SECTION 3283.** 938.48 (3) of the statutes is amended to read:

20 938.48 (3) SUPERVISION AND SPECIAL TREATMENT OR CARE. Accept supervision over
21 juveniles transferred to it by the court under s. ~~938.183, 938.34 (4h), (4m), or (4n),~~
22 ~~or 938.357 (3) or (4)~~ this chapter, and provide special treatment or care to juveniles
23 when directed by the court. Except as provided in s. 938.505 (2), a court may not
24 direct the department to administer psychotropic medications to juveniles who
25 receive special treatment or care under this subsection.

1 **SECTION 3284.** 938.48 (3) of the statutes, as affected by 2019 Wisconsin Act 8
2 and 2021 Wisconsin Act (this act), is repealed and recreated to read:

3 938.48 (3) SUPERVISION AND SPECIAL TREATMENT OR CARE. Accept supervision over
4 juveniles transferred to it by the court under this chapter and provide special
5 treatment or care to juveniles when directed by the court. Except as provided in s.
6 938.505 (2), a court may not direct the department to administer psychotropic
7 medications to juveniles who receive special treatment or care under this subsection.

8 **SECTION 3285.** 938.48 (4) of the statutes is amended to read:

9 938.48 (4) CARE, TRAINING, AND PLACEMENT. Provide appropriate care and
10 training for juveniles under its supervision under s. ~~938.183, 938.34 (4h), (4m), or~~
11 ~~(4n), or 938.357 (3) or (4)~~ this chapter, including serving those juveniles in their own
12 homes, placing them in licensed foster homes or licensed group homes under s. 48.63
13 or in independent living situations as provided in s. 938.34 (3) (e), contracting for
14 their care by licensed child welfare agencies, or replacing them in juvenile
15 correctional facilities or secured residential care centers for children and youth in
16 accordance with rules promulgated under ch. 227, except that the department may
17 not purchase the educational component of private day treatment programs for a
18 juvenile in its custody unless the department, the school board, as defined in s.
19 115.001 (7), and the state superintendent of public instruction all determine that an
20 appropriate public education program is not available for the juvenile. Disputes
21 between the department and the school district shall be resolved by the state
22 superintendent of public instruction.

23 **SECTION 3286.** 938.48 (4) of the statutes, as affected by 2019 Wisconsin Act 8
24 and 2021 Wisconsin Act (this act), is repealed and recreated to read:

1 938.48 (4) CARE, TRAINING, AND PLACEMENT. Provide appropriate care and
2 training for juveniles under its supervision under this chapter, including serving
3 those juveniles in their own homes, placing them in licensed foster homes or licensed
4 group homes under s. 48.63 or in independent living situations as provided in s.
5 938.34 (3) (e), contracting for their care by licensed child welfare agencies, or
6 replacing them in juvenile correctional facilities or secured residential care centers
7 for children and youth in accordance with rules promulgated under ch. 227, except
8 that the department may not purchase the educational component of private day
9 treatment programs for a juvenile in its custody unless the department, the school
10 board, as defined in s. 115.001 (7), and the state superintendent of public instruction
11 all determine that an appropriate public education program is not available for the
12 juvenile. Disputes between the department and the school district shall be resolved
13 by the state superintendent of public instruction.

14 **SECTION 3287.** 938.48 (4m) (title) of the statutes is amended to read:

15 938.48 (4m) (title) CONTINUING CARE AND SERVICES FOR JUVENILES ~~OVER 17 WHO~~
16 BECOME ADULTS.

17 **SECTION 3288.** 938.48 (4m) (a) of the statutes is amended to read:

18 938.48 (4m) (a) Is ~~at least 17 years of age~~ an adult.

19 **SECTION 3289.** 938.48 (4m) (b) of the statutes is amended to read:

20 938.48 (4m) (b) Was under the supervision of the department under ~~s. 938.183,~~
21 ~~938.34 (4h), (4m) or (4n) or 938.357 (3) or (4)~~ a court order under this chapter when
22 the person ~~reached 17 years of age~~ became an adult.

23 **SECTION 3290.** 938.48 (4m) (b) of the statutes, as affected by 2019 Wisconsin
24 Act 8 and 2021 Wisconsin Act ... (this act), is repealed and recreated to read:

1 938.48 (4m) (b) Was under the supervision of the department under a court
2 order under this chapter when the person became an adult.

3 **SECTION 3291.** 938.48 (5) of the statutes is amended to read:

4 938.48 (5) MORAL AND RELIGIOUS TRAINING. Provide for the moral and religious
5 training of a juvenile under its supervision under s. ~~938.183, 938.34 (4h), (4m), or~~
6 ~~(4n), or 938.357 (3) or (4)~~ a court order under this chapter according to the religious
7 beliefs of the juvenile or of the juvenile's parents.

8 **SECTION 3292.** 938.48 (5) of the statutes, as affected by 2019 Wisconsin Act 8
9 and 2021 Wisconsin Act (this act), is repealed and recreated to read:

10 938.48 (5) MORAL AND RELIGIOUS TRAINING. Provide for the moral and religious
11 training of a juvenile under its supervision under a court order under this chapter
12 according to the religious beliefs of the juvenile or of the juvenile's parents.

13 **SECTION 3293.** 938.48 (6) of the statutes is amended to read:

14 938.48 (6) EMERGENCY SURGERY. Consent to emergency surgery under the
15 direction of a licensed physician or surgeon for any juvenile under its supervision
16 under s. 938.183, 938.34 (4h), (4m), ~~or (4n),~~ or 938.357 (3) or (4) upon notification by
17 a licensed physician or surgeon of the need for the surgery and if reasonable effort,
18 compatible with the nature and time limitation of the emergency, has been made to
19 secure the consent of the juvenile's parent or guardian.

20 **SECTION 3294.** 938.48 (6) of the statutes, as affected by 2019 Wisconsin Act 8
21 and 2021 Wisconsin Act (this act), is repealed and recreated to read:

22 938.48 (6) EMERGENCY SURGERY. Consent to emergency surgery under the
23 direction of a licensed physician or surgeon for any juvenile under its supervision
24 under s. 938.183, 938.34 (4m), or 938.357 (3) or (4) upon notification by a licensed
25 physician or surgeon of the need for the surgery and if reasonable effort, compatible

1 with the nature and time limitation of the emergency, has been made to secure the
2 consent of the juvenile's parent or guardian.

3 **SECTION 3295.** 938.48 (7) of the statutes is created to read:

4 938.48 (7) SUPERVISION OVER INDIVIDUALS SUBJECT TO EXTENDED JUVENILE
5 JURISDICTION. Accept supervision over individuals transferred to it under s. 938.34
6 (4p). The department shall promulgate rules for release of such individuals to
7 extended juvenile supervision and for discharge from supervision as provided in s.
8 938.53.

9 **SECTION 3296.** 938.48 (13) of the statutes is amended to read:

10 938.48 (13) ALLOWANCES AND CASH GRANTS. Promulgate rules for the payment
11 of an allowance to juveniles in its institutions and a cash grant to a juvenile being
12 discharged from its institutions or released to ~~community supervision or aftercare~~
13 supervision.

14 **SECTION 3297.** 938.48 (14) of the statutes is amended to read:

15 938.48 (14) SCHOOL-RELATED EXPENSES FOR JUVENILES ~~OVER 17~~ WHO BECOME
16 ADULTS. Pay maintenance, tuition, and related expenses from the appropriation
17 under s. 20.410 (3) (ho) for persons who, when they attained 17 years of age became
18 adults, were students regularly attending a school, college, or university or regularly
19 attending a course of vocational or technical training designed to prepare them for
20 gainful employment, and who upon ~~attaining that age~~ becoming adults were under
21 the supervision of the department under s. ~~938.183, 938.34 (4h), (4m), or (4n), or~~
22 ~~938.357 (3) or (4)~~ this chapter as a result of a judicial decision.

23 **SECTION 3298.** 938.48 (14) of the statutes, as affected by 2019 Wisconsin Act
24 8 and 2021 Wisconsin Act ... (this act), is repealed and recreated to read:

1 938.48 (14) SCHOOL-RELATED EXPENSES FOR JUVENILES OVER 17. Pay
2 maintenance, tuition, and related expenses from the appropriation under s. 20.410
3 (3) (ho) for persons who, when they attained 17 years of age, were students regularly
4 attending a school, college, or university or regularly attending a course of vocational
5 or technical training designed to prepare them for gainful employment, and who
6 upon attaining that age were under the supervision of the department under this
7 chapter as a result of a judicial decision.

8 **SECTION 3299.** 938.49 (2) (b) of the statutes is amended to read:

9 938.49 (2) (b) Notify the juvenile's last school district or, if the juvenile was last
10 enrolled in a private school participating in the program under s. 118.60 or in the
11 program under s. 119.23 or, pursuant to s. 115.999 (3), 119.33 (2) (c) 3., or 119.9002
12 (3) (c), in a school under the operation and general management of the governing
13 body of a private school, the private school or the governing body of a private school,
14 in writing of its obligation under s. 118.125 (4).

15 **SECTION 3300.** 938.50 of the statutes is amended to read:

16 **938.50 Examination of juveniles under supervision of department of**
17 **corrections.** The department of corrections shall examine every juvenile who is
18 placed under its supervision to determine the type of placement best suited to the
19 juvenile and to the protection of the public. The examination shall include an
20 investigation of the personal and family history of the juvenile and his or her
21 environment, any physical or mental examinations necessary to determine the type
22 of placement appropriate for the juvenile, and ~~an evaluation under s. 938.533 (3) (a)~~
23 ~~to determine~~ the appropriate level of supervision and services based on the juvenile's
24 risks and needs. The department of corrections shall screen a juvenile who is
25 examined under this section to determine whether the juvenile is in need of special

1 treatment or care because of alcohol or other drug abuse, mental illness, or severe
2 emotional disturbance. In making the examination the department of corrections
3 may use any facilities, public or private, that offer assistance in determining the
4 correct placement for the juvenile.

5 **SECTION 3301.** 938.505 (1) of the statutes is amended to read:

6 938.505 (1) RIGHTS AND DUTIES OF DEPARTMENT OF CORRECTIONS OR COUNTY
7 DEPARTMENT. When a juvenile is placed under the supervision of the department of
8 corrections under s. 938.183, 938.34 (4h), (4m) or (4n) or 938.357 (3), (4), or (5) (e) or
9 under the supervision of a county department under s. 938.34 (4m) or (4n), the
10 department of corrections or county department, whichever has supervision over the
11 juvenile, shall have the right and duty to protect, train, discipline, treat, and confine
12 the juvenile and to provide food, shelter, legal services, education, and ordinary
13 medical and dental care for the juvenile, subject to the rights, duties, and
14 responsibilities of the guardian of the juvenile and subject to any residual parental
15 rights and responsibilities and the provisions of any court order.

16 **SECTION 3302.** 938.505 (1) of the statutes, as affected by 2019 Wisconsin Act
17 8 and 2021 Wisconsin Act (this act), is repealed and recreated to read:

18 938.505 (1) RIGHTS AND DUTIES OF DEPARTMENT OF CORRECTIONS OR COUNTY
19 DEPARTMENT. When a juvenile is placed under the supervision of the department of
20 corrections under s. 938.183, 938.34 (4m), or 938.357 (3), (4), or (5) (e) or under the
21 supervision of a county department under s. 938.34 (4m) or (4n), the department of
22 corrections or county department, whichever has supervision over the juvenile, shall
23 have the right and duty to protect, train, discipline, treat, and confine the juvenile
24 and to provide food, shelter, legal services, education, and ordinary medical and
25 dental care for the juvenile, subject to the rights, duties, and responsibilities of the

1 guardian of the juvenile and subject to any residual parental rights and
2 responsibilities and the provisions of any court order.

3 **SECTION 3303.** 938.51 (1m) of the statutes is amended to read:

4 938.51 **(1m)** NOTIFICATION OF LOCAL AGENCIES. The department of corrections
5 or county department, whichever has supervision over a juvenile described in sub.
6 (1), shall determine the local agencies that it will notify under sub. (1) (a) based on
7 the residence of the juvenile's parents or on the juvenile's intended residence
8 specified in the juvenile's ~~community supervision plan or aftercare supervision plan~~
9 or, if those methods do not indicate the community in which the juvenile will reside
10 following release from a juvenile correctional facility or a secured residential care
11 center for children and youth or from the supervision of the department of corrections
12 or county department, the community in which the juvenile states that he or she
13 intends to reside.

14 **SECTION 3304.** 938.52 (1) (d) of the statutes is amended to read:

15 938.52 **(1)** (d) Institutions, facilities, and services, including forestry or
16 conservation camps, for the training and treatment of juveniles ~~10~~ 12 years of age
17 or older who have been adjudged delinquent.

18 **SECTION 3305.** 938.52 (2) (a) of the statutes is amended to read:

19 938.52 **(2)** (a) In addition to facilities and services under sub. (1), the
20 department of corrections may use other facilities and services under its jurisdiction.
21 The department of corrections may contract for and pay for the use of other public
22 facilities or private facilities for the care and treatment of juveniles in its care.
23 Placement of a juvenile in a private or public facility that is not under the jurisdiction
24 of the department of corrections does not terminate that department's supervision
25 over the juvenile under s. 938.183, 938.34 ~~(4h)~~, (4m), or (4n), or 938.357 (3) or (4).

1 Placements in institutions for persons with a mental illness or development
2 developmental disability shall be made in accordance with ss. 48.14 (5), 48.63, and
3 938.34 (6) (am) and ch. 51.

4 **SECTION 3306.** 938.52 (2) (a) of the statutes, as affected by 2019 Wisconsin Act
5 8 and 2021 Wisconsin Act (this act), is repealed and recreated to read:

6 938.52 (2) (a) In addition to facilities and services under sub. (1), the
7 department of corrections may use other facilities and services under its jurisdiction.
8 The department of corrections may contract for and pay for the use of other public
9 facilities or private facilities for the care and treatment of juveniles in its care.
10 Placement of a juvenile in a private or public facility that is not under the jurisdiction
11 of the department of corrections does not terminate that department's supervision
12 over the juvenile under s. 938.183, 938.34 (4m), or 938.357 (3) or (4). Placements in
13 institutions for persons with a mental illness or developmental disability shall be
14 made in accordance with ss. 48.14 (5), 48.63, and 938.34 (6) (am) and ch. 51.

15 **SECTION 3307.** 938.52 (2) (c) of the statutes is amended to read:

16 938.52 (2) (c) The department of corrections may inspect any facility it is using
17 and examine and consult with persons under its supervision under s. 938.183, 938.34
18 (~~4h~~), (4m), or (4n), or 938.357 (3) or (4) who have been placed in the facility.

19 **SECTION 3308.** 938.52 (2) (c) of the statutes, as affected by 2019 Wisconsin Act
20 8 and 2021 Wisconsin Act (this act), is repealed and recreated to read:

21 938.52 (2) (c) The department of corrections may inspect any facility it is using
22 and examine and consult with persons under its supervision under s. 938.183, 938.34
23 (4m), or 938.357 (3) or (4) who have been placed in the facility.

24 **SECTION 3309.** 938.53 of the statutes is amended to read:

1 **938.53 Duration of control of department of corrections over**
2 **delinquents.** Except as provided under s. 938.183, a juvenile adjudged delinquent
3 who has been placed under the supervision of the department of corrections under
4 ~~s. 938.183, 938.34 (4h), (4m), or (4n), or 938.357 (3) or (4)~~ a court order under this
5 chapter shall be discharged as soon as that department determines that there is a
6 reasonable probability that departmental supervision is no longer necessary for the
7 rehabilitation and treatment of the juvenile or for the protection of the public.

8 **SECTION 3310.** 938.53 of the statutes, as affected by 2019 Wisconsin Act 8 and
9 2021 Wisconsin Act (this act), is repealed and recreated to read:

10 **938.53 Duration of control of department of corrections over**
11 **delinquents.** Except as provided under s. 938.183, a juvenile adjudged delinquent
12 who has been placed under the supervision of the department of corrections under
13 a court order under this chapter shall be discharged as soon as that department
14 determines that there is a reasonable probability that departmental supervision is
15 no longer necessary for the rehabilitation and treatment of the juvenile or for the
16 protection of the public.

17 **SECTION 3311.** 938.533 of the statutes, as affected by 2019 Wisconsin Act 8, is
18 repealed.

19 **SECTION 3312.** 938.538 (2) (intro.) of the statutes is amended to read:

20 938.538 (2) PROGRAM ADMINISTRATION AND DESIGN. (intro.) The department of
21 corrections shall administer a serious juvenile offender program for juveniles who
22 have been adjudicated delinquent and ordered to participate in the program under
23 s. 938.34 (4h), 2019 stats. The department of corrections shall design the program
24 to provide all of the following:

25 **SECTION 3313.** 938.538 (3) (a) 1. of the statutes is amended to read:

1 938.538 (3) (a) 1. Subject to subd. 1m., placement in a ~~Type 1~~ juvenile
2 correctional facility or a secured residential care center for children and youth
3 operated by the department of corrections or in the Mendota juvenile treatment
4 center.

5 **SECTION 3314.** 938.538 (3) (a) 1m. of the statutes is amended to read:

6 938.538 (3) (a) 1m. If the participant has been adjudicated delinquent for
7 committing an act that would be a Class A felony if committed by an adult, placement
8 in a ~~Type 1~~ juvenile correctional facility or a secured residential care center for
9 children and youth until the participant reaches 25 years of age, unless the
10 participant is released sooner, subject to a mandatory minimum period of
11 confinement of not less than one year.

12 **SECTION 3315.** 938.538 (3) (a) 2. of the statutes is amended to read:

13 938.538 (3) (a) 2. Intensive or other field supervision, including ~~community~~
14 ~~supervision under s. 938.533~~ aftercare supervision provided by a county department.

15 **SECTION 3316.** 938.538 (3) (b) of the statutes is amended to read:

16 938.538 (3) (b) The department may provide the sanctions under par. (a) in any
17 order, may provide more than one sanction at a time and may return to a sanction
18 that was used previously for a participant. Notwithstanding ss. 938.357, and
19 938.363 ~~and 938.533 (3)~~, a participant is not entitled to a hearing regarding the
20 department's exercise of authority under this subsection unless the department
21 provides for a hearing by rule.

22 **SECTION 3317.** 938.538 (4) (a) of the statutes is amended to read:

23 938.538 (4) (a) A participant in the program under this section is under the
24 supervision and control of the department of corrections, is subject to the rules and
25 discipline of that department, and is considered to be in custody, as defined in s.

1 946.42 (1) (a). ~~Notwithstanding ss. 938.19 to 938.21, if a participant violates a~~
2 ~~condition of his or her participation in the program under sub. (3) (a) 2. to 9. while~~
3 ~~placed in a Type 2 juvenile correctional facility the department of corrections may,~~
4 ~~without a hearing, take the participant into custody and return him or her to~~
5 ~~placement in a Type 1 juvenile correctional facility or a secured residential care~~
6 ~~center for children and youth. Any intentional failure of a participant to remain~~
7 ~~within the extended limits of his or her placement while participating in the serious~~
8 ~~juvenile offender program or to return within the time prescribed by the~~
9 ~~administrator of the division of intensive sanctions in the department of corrections~~
10 ~~is considered an escape under s. 946.42 (3) (c). This paragraph does not preclude a~~
11 ~~juvenile who has violated a condition of the juvenile's participation in the program~~
12 ~~under sub. (3) (a) 2. to 9. from being taken into and held in custody under ss. 938.19~~
13 ~~to 938.21.~~

14 **SECTION 3318.** 938.538 (4) (b) of the statutes is repealed.

15 **SECTION 3319.** 938.538 (5) (a) of the statutes is amended to read:

16 938.538 (5) (a) The office of juvenile offender review in the division of juvenile
17 corrections in the department of corrections may release a participant to ~~community~~
18 aftercare supervision under s. 301.03 (10) (d) ~~at any time after the participant has~~
19 ~~completed 2 years of participation in the serious juvenile offender program.~~
20 ~~Community supervision of the participant shall be provided by the department of~~
21 ~~corrections.~~

22 **SECTION 3320.** 938.539 of the statutes is repealed.

23 **SECTION 3321.** 938.54 of the statutes is amended to read:

24 **938.54 Records.** The department of corrections shall keep a complete record
25 on each juvenile under its supervision under s. ~~938.183, 938.34 (4h), (4m), or (4n) or~~

1 ~~938.357 (3) or (4) a court order under this chapter.~~ This record shall include the
2 information received from the court, the date of reception, all available data on the
3 personal and family history of the juvenile, the results of all tests and examinations
4 given the juvenile, and a complete history of all placements of the juvenile while
5 under the supervision of the department of corrections.

6 **SECTION 3322.** 938.54 of the statutes, as affected by 2019 Wisconsin Act 8 and
7 2021 Wisconsin Act (this act), is repealed and recreated to read:

8 **938.54 Records.** The department of corrections shall keep a complete record
9 on each juvenile under its supervision under a court order under this chapter. This
10 record shall include the information received from the court, the date of reception,
11 all available data on the personal and family history of the juvenile, the results of all
12 tests and examinations given the juvenile, and a complete history of all placements
13 of the juvenile while under the supervision of the department of corrections.

14 **SECTION 3323.** 938.57 (3) (title) of the statutes is amended to read:

15 938.57 (3) (title) CONTINUING MAINTENANCE FOR JUVENILES OVER 17 WHO BECOME
16 ADULTS.

17 **SECTION 3324.** 938.57 (3) (a) (intro.) of the statutes is amended to read:

18 938.57 (3) (a) (intro.) From the reimbursement received under s. 48.569 (1) (d),
19 counties may provide funding for the maintenance of any juvenile person who meets
20 all of the following qualifications:

21 **SECTION 3325.** 938.57 (3) (a) 1. of the statutes is amended to read:

22 938.57 (3) (a) 1. Is ~~17 years of age or older~~ an adult.

23 **SECTION 3326.** 938.57 (3) (a) 3. of the statutes is amended to read:

24 938.57 (3) (a) 3. Received funding under s. 48.569 (1) (d) immediately prior to
25 ~~his or her 17th birthday~~ becoming an adult.

1 **SECTION 3327.** 938.57 (3) (b) of the statutes is amended to read:

2 938.57 (3) (b) The funding provided for the maintenance of a juvenile person
3 under par. (a) shall be in an amount equal to that which the juvenile person would
4 receive under s. 48.569 (1) (d) if the person were a juvenile were 16 years of age.

5 **SECTION 3328.** 938.59 (1) of the statutes is amended to read:

6 938.59 (1) INVESTIGATION AND EXAMINATION. The county department shall
7 investigate the personal and family history and environment of any juvenile
8 transferred to its legal custody or placed under its supervision under s. 938.34 (2),
9 (4d), (4m), or (4n) and make any physical or mental examinations of the juvenile
10 considered necessary to determine the type of care necessary for the juvenile. The
11 county department shall screen a juvenile who is examined to determine whether the
12 juvenile is in need of special treatment or care because of alcohol or other drug abuse,
13 mental illness, or severe emotional disturbance. The county department shall keep
14 a complete record of the information received from the court, the date of reception,
15 all available data on the personal and family history of the juvenile, the results of all
16 tests and examinations given the juvenile, and a complete history of all placements
17 of the juvenile while in the legal custody or under the supervision of the county
18 department.

19 **SECTION 3329.** 938.595 of the statutes is amended to read:

20 **938.595 Duration of control of county departments over delinquents.**
21 A juvenile who has been adjudged delinquent and placed under the supervision of
22 a county department under s. 938.34 (2), (4d), (4m), or (4n) shall be discharged as
23 soon as the county department determines that there is a reasonable probability that
24 it is no longer necessary either for the rehabilitation and treatment of the juvenile
25 or for the protection of the public that the county department retain supervision.

1 **SECTION 3330.** 938.78 (2) (d) (intro.) of the statutes is amended to read:

2 938.78 (2) (d) (intro.) Paragraph (a) does not prohibit the department of health
3 services or a county department from disclosing information about an individual
4 formerly in the legal custody or under the supervision of that department under s.
5 48.34 (4m), 1993 stats., or formerly under the supervision of that department or
6 county department under s. 48.34 (4n), 1993 stats., ~~or s. 938.34 (4d), 2019 stats., or~~
7 s. 938.34 (4m) or (4n) to the department of corrections, if the individual is at the time
8 of disclosure any of the following:

9 **SECTION 3331.** 938.78 (2) (m) of the statutes is created to read:

10 938.78 (2) (m) Paragraph (a) does not prohibit an agency from disclosing
11 information about an individual under its supervision pursuant to an order under
12 s. 938.369 (3).

13 **SECTION 3332.** 939.50 (3) (d) of the statutes is amended to read:

14 939.50 (3) (d) For a Class D felony, a fine not to exceed \$100,000 or
15 imprisonment not to exceed ~~25~~ 20 years, or both.

16 **SECTION 3333.** 939.616 (1g) of the statutes is amended to read:

17 939.616 (1g) If a person is convicted of a violation of s. 948.02 (1) (am) or
18 948.025 (1) (a), notwithstanding s. 973.014 (1g) (a) 1. and 2. and except as provided
19 under s. 973.018, the court may not make an extended supervision eligibility date
20 determination on a date that will occur before the person has served a 25-year term
21 of confinement in prison.

22 **SECTION 3334.** 939.62 (2m) (b) (intro.) of the statutes is amended to read:

23 939.62 (2m) (b) (intro.) The actor is a persistent repeater if the offense for which
24 he or she is presently being sentenced was committed after he or she attained the age
25 of 18 and one of the following applies:

1 **SECTION 3335.** 939.632 (1) (e) 1. of the statutes is amended to read:

2 939.632 (1) (e) 1. Any felony under s. 940.01, 940.02, 940.03, 940.05, 940.09
3 (1c), 940.19 (2), (4) or (5), 940.21, 940.225 (1), (2) or (3), 940.235, 940.305, 940.31,
4 940.32, 941.20, 941.21, 943.02, 943.06, 943.10 (2), 943.23 (1g), 943.32 (2), 948.02 (1)
5 or (2), 948.025, 948.03 (2) (a) or (c) or (5) (a) 1., 2., 3., or 4., 948.05, 948.051, 948.055,
6 948.07, 948.08, 948.085, or 948.30 (2) or under s. 940.302 (2) if s. 940.302 (2) (a) 1.
7 b. applies.

8 **SECTION 3336.** 939.632 (1) (e) 3. of the statutes is amended to read:

9 939.632 (1) (e) 3. Any misdemeanor under s. 940.19 (1), 940.225 (3m), 940.32
10 (2), 940.42, 940.44, 941.20 (1), 941.23, 941.231, 941.235, or 941.38 (3).

11 **SECTION 3337.** 940.203 (1) (c) of the statutes is amended to read:

12 940.203 (1) (c) “Law enforcement officer” means ~~any person who currently is~~
13 ~~or was employed by the state, by any political subdivision, or as a tribal law~~
14 ~~enforcement officer for the purpose of detecting and preventing crime and enforcing~~
15 ~~laws or ordinances and who is authorized to make arrests for violations of the laws~~
16 ~~or ordinances the person is employed to enforce, whether that enforcement authority~~
17 ~~extends to all laws or ordinances or is limited to specific laws or ordinances~~ has the
18 meaning given in s. 165.85 (2) (c) and includes a person who formerly was a law
19 enforcement officer under that definition.

20 **SECTION 3338.** 941.237 (1) (d) of the statutes is amended to read:

21 941.237 (1) (d) “Handgun” ~~has the meaning given in s. 175.35 (1) (b)~~ means any
22 weapon designed or redesigned, or made or remade, and intended to be fired while
23 held in one hand and to use the energy of an explosive to expel a projectile through
24 a smooth or rifled bore.

1 **SECTION 3339.** 941.29 (1m) (dm), (dn) and (do) of the statutes are created to
2 read:

3 941.29 **(1m)** (dm) The person has been convicted of a misdemeanor under s.
4 175.33 (2), unless at least 2 years have passed since the conviction.

5 (dn) The person has been adjudicated delinquent for a violation under s. 175.33
6 (2), unless at least 2 years have passed since the adjudication.

7 (do) The person has been found not guilty of a misdemeanor under s. 175.33 (2)
8 by reason of mental disease or defect, unless at least 2 years have passed since the
9 finding.

10 **SECTION 3340.** 941.29 (1m) (g) of the statutes is amended to read:

11 941.29 **(1m)** (g) The person is subject to an order not to possess a firearm under
12 s. 813.123 (5m), 813.124 (2t) or (3), or 813.125 (4m).

13 **SECTION 3341.** 941.296 (1) (b) of the statutes is amended to read:

14 941.296 **(1)** (b) "Handgun" has the meaning given in s. ~~175.35 (1) (b)~~ 941.237
15 (1) (d).

16 **SECTION 3342.** 941.315 (5) of the statutes is amended to read:

17 941.315 **(5)** (a) Subsection (2) does not apply to a person to whom nitrous oxide
18 is administered for the purpose of providing medical or dental care, if the nitrous
19 oxide is administered by a physician ~~or~~, dentist, or dental therapist or at the direction
20 or under the supervision of a physician ~~or~~, dentist, or dental therapist.

21 (b) Subsection (3) does not apply to the administration of nitrous oxide by a
22 physician ~~or~~, dentist, or dental therapist, or by another person at the direction or
23 under the supervision of a physician ~~or~~, dentist, or dental therapist, for the purpose
24 of providing medical or dental care.

1 (c) Subsection (3) (c) does not apply to the sale to a hospital, health care clinic
2 or other health care organization or to a physician ~~or~~, dentist, or dental therapist of
3 any object used, designed for use or primarily intended for use in administering
4 nitrous oxide for the purpose of providing medical or dental care.

5 **SECTION 3343.** 943.20 (2) (c) of the statutes is amended to read:

6 943.20 (2) (c) “Property of another” includes property in which the actor is a
7 co-owner and property of a partnership of which the actor is a member, unless the
8 actor and the victim are ~~husband and wife~~ married to each other.

9 **SECTION 3344.** 943.201 (1) (b) 8. of the statutes is amended to read:

10 943.201 (1) (b) 8. The ~~maiden name~~ surname of an individual’s ~~mother~~ parent
11 before marriage if the surname was changed as a result of marriage.

12 **SECTION 3345.** 943.205 (2) (b) of the statutes is amended to read:

13 943.205 (2) (b) “Owner” includes a co-owner of the person charged and a
14 partnership of which the person charged is a member, unless the person charged and
15 the victim are ~~husband and wife~~ married to each other.

16 **SECTION 3346.** 946.15 of the statutes is created to read:

17 **946.15 Public construction contracts at less than full rate.** (1) Any
18 employer, or any agent or employee of an employer, who induces any individual who
19 seeks to be or is employed pursuant to a public contract, as defined in s. 66.0901 (1)
20 (c), or who seeks to be or is employed on a project on which a prevailing wage rate
21 determination has been issued by the department of workforce development under
22 s. 66.0903 (3), 103.49 (3), 103.50 (3), or 229.8275 (3) to give up, waive, or return any
23 part of the compensation to which that individual is entitled under his or her contract
24 of employment or under the prevailing wage rate determination issued by the
25 department, or who reduces the hourly basic rate of pay normally paid to an

1 employee for work on a project on which a prevailing wage rate determination has
2 not been issued under s. 66.0903 (3), 103.49 (3), 103.50 (3), or 229.8275 (3) during a
3 week in which the employee works both on a project on which a prevailing wage rate
4 determination has been issued and on a project on which a prevailing wage rate
5 determination has not been issued, is guilty of a Class I felony.

6 (2) Any individual employed pursuant to a public contract, as defined in s.
7 66.0901 (1) (c), or employed on a project on which a prevailing wage rate
8 determination has been issued by the department of workforce development under
9 s. 66.0903 (3), 103.49 (3), 103.50 (3), or 229.8275 (3) who gives up, waives, or returns
10 to the employer or agent of the employer any part of the compensation to which the
11 employee is entitled under his or her contract of employment or under the prevailing
12 wage determination issued by the department, or who gives up any part of the
13 compensation to which he or she is normally entitled for work on a project on which
14 a prevailing wage rate determination has not been issued under s. 66.0903 (3),
15 103.49 (3), 103.50 (3), or 229.8275 (3) during a week in which the individual works
16 part-time on a project on which a prevailing wage rate determination has been
17 issued and part-time on a project on which a prevailing wage rate determination has
18 not been issued, is guilty of a Class C misdemeanor.

19 (3) Any employer or labor organization, or any agent or employee of an
20 employer or labor organization, who induces any individual who seeks to be or is
21 employed on a project on which a prevailing wage rate determination has been issued
22 by the department of workforce development under s. 66.0903 (3), 103.49 (3), 103.50
23 (3), or 229.8275 (3) to allow any part of the wages to which that individual is entitled
24 under the prevailing wage rate determination issued by the department or local
25 governmental unit to be deducted from the individual's pay is guilty of a Class I

1 felony, unless the deduction would be allowed under 29 CFR 3.5 or 3.6 from an
2 individual who is working on a project that is subject to 40 USC 3142.

3 (4) Any individual employed on a project on which a prevailing wage rate
4 determination has been issued by the department of workforce development under
5 s. 66.0903 (3), 103.49 (3), 103.50 (3), or 229.8275 (3) who allows any part of the wages
6 to which that individual is entitled under the prevailing wage rate determination
7 issued by the department or local governmental unit to be deducted from his or her
8 pay is guilty of a Class C misdemeanor, unless the deduction would be allowed under
9 29 CFR 3.5 or 3.6 from an individual who is working on a project that is subject to
10 40 USC 3142.

11 **SECTION 3347.** 946.42 (1) (a) 1. a. of the statutes is amended to read:

12 946.42 (1) (a) 1. a. Actual custody of an institution, including a juvenile
13 correctional facility, as defined in s. 938.02 (10p), a secured residential care center
14 for children and youth, as defined in s. 938.02 (15g), a juvenile detention facility, as
15 defined in s. 938.02 (10r), a Type 2 residential care center for children and youth, as
16 defined in s. 938.02 (19r), 2019 stats., a facility used for the detention of persons
17 detained under s. 980.04 (1), a facility specified in s. 980.065, or a juvenile portion
18 of a county jail.

19 **SECTION 3348.** 946.42 (1) (a) 1. f. of the statutes is amended to read:

20 946.42 (1) (a) 1. f. Constructive custody of prisoners and juveniles subject to an
21 order under s. 938.183, 938.34 (4d), ~~(4h)~~, or (4m), or 938.357 (4) or (5) (e) temporarily
22 outside the institution whether for the purpose of work, school, medical care, a leave
23 granted under s. 303.068, a temporary leave or furlough granted to a juvenile, or
24 otherwise.

1 **SECTION 3349.** 946.42 (1) (a) 1. f. of the statutes, as affected by 2021 Wisconsin
2 Act (this act), is amended to read:

3 946.42 (1) (a) 1. f. Constructive custody of prisoners and juveniles subject to an
4 order under s. 938.183, 938.34 ~~(4d)~~ or (4m), or 938.357 (4) or (5) (e) temporarily
5 outside the institution whether for the purpose of work, school, medical care, a leave
6 granted under s. 303.068, a temporary leave or furlough granted to a juvenile, or
7 otherwise.

8 **SECTION 3350.** 946.42 (1) (a) 2. of the statutes is amended to read:

9 946.42 (1) (a) 2. “Custody” does not include the constructive custody of a
10 probationer, parolee, or person on extended supervision by the department of
11 corrections or a probation, extended supervision, or parole agent or, ~~subject to s.~~
12 ~~938.533 (3) (a)~~, the constructive custody of a person who has been released to
13 ~~community supervision or aftercare supervision~~ under ch. 938.

14 **SECTION 3351.** 946.42 (3) (c) of the statutes is amended to read:

15 946.42 (3) (c) Subject to a disposition under s. 938.34 ~~(4d)~~, ~~(4h)~~, or (4m), to a
16 placement under s. 938.357 (4) or 938.533 (3) (a), or to community supervision or
17 aftercare revocation under s. 938.357 (5) (e).

18 **SECTION 3352.** 946.42 (3) (c) of the statutes, as affected by 2021 Wisconsin Act
19 (this act), is amended to read:

20 946.42 (3) (c) Subject to a disposition under s. 938.34 ~~(4d)~~ or (4m), to a
21 placement under s. 938.357 (4) or ~~938.533 (3) (a)~~, or to ~~community supervision or~~
22 ~~aftercare revocation~~ under s. 938.357 (5) (e).

23 **SECTION 3353.** 946.44 (2) (c) of the statutes is amended to read:

24 946.44 (2) (c) “Institution” includes a juvenile correctional facility, as defined
25 in s. 938.02 (10p), a secured residential care center for children and youth, as defined

1 in s. 938.02 (15g), and a Type 2 residential care center for children and youth, as
2 defined in s. 938.02 (19r), 2019 stats.

3 **SECTION 3354.** 946.44 (2) (d) of the statutes is amended to read:

4 946.44 (2) (d) “Prisoner” includes a person ~~who is under the supervision of the~~
5 ~~department of corrections under s. 938.34 (4h),~~ who is placed in a juvenile
6 correctional facility or a secured residential care center for children and youth under
7 s. 938.183, 938.34 (4m), or 938.357 (4) or (5) (e), or who is placed in a Type 2
8 residential care center for children and youth under s. 938.34 (4d).

9 **SECTION 3355.** 946.44 (2) (d) of the statutes, as affected by 2021 Wisconsin Act
10 (this act), is amended to read:

11 946.44 (2) (d) “Prisoner” includes a person who is placed in a juvenile
12 correctional facility or a secured residential care center for children and youth under
13 s. 938.183, 938.34 (4m), or 938.357 (4) or (5) (e), ~~or who is placed in a Type 2~~
14 ~~residential care center for children and youth under s. 938.34 (4d).~~

15 **SECTION 3356.** 946.45 (2) (c) of the statutes is amended to read:

16 946.45 (2) (c) “Institution” includes a juvenile correctional facility, as defined
17 in s. 938.02 (10p), a secured residential care center for children and youth, as defined
18 in s. 938.02 (15g), and a Type 2 residential care center for children and youth, as
19 defined in s. 938.02 (19r), 2019 stats.

20 **SECTION 3357.** 946.45 (2) (d) of the statutes is amended to read:

21 946.45 (2) (d) “Prisoner” includes a person ~~who is under the supervision of the~~
22 ~~department of corrections under s. 938.34 (4h),~~ who is placed in a juvenile
23 correctional facility or a secured residential care center for children and youth under
24 s. 938.183, 938.34 (4m) or 938.357 (4) or (5) (e), or who is placed in a Type 2 residential
25 care center for children and youth under s. 938.34 (4d).

1 **SECTION 3358.** 946.45 (2) (d) of the statutes, as affected by 2021 Wisconsin Act
2 (this act), is amended to read:

3 946.45 (2) (d) “Prisoner” includes a person who is placed in a juvenile
4 correctional facility or a secured residential care center for children and youth under
5 s. 938.183, 938.34 (4m) or 938.357 (4) or (5) (e), ~~or who is placed in a Type 2 residential~~
6 ~~care center for children and youth under s. 938.34 (4d).~~

7 **SECTION 3359.** 946.49 (1) (intro.) of the statutes is renumbered 946.49 (1) and
8 amended to read:

9 946.49 (1) Whoever, having been released from custody under ch. 969,
10 intentionally fails to comply with the terms of his or her bond is: guilty of a Class A
11 misdemeanor.

12 **SECTION 3360.** 946.49 (1) (a) and (b) of the statutes are repealed.

13 **SECTION 3361.** 946.49 (2) of the statutes is amended to read:

14 946.49 (2) A witness for whom bail has been required under s. 969.01 (3) is
15 guilty of a Class ~~I felony~~ A misdemeanor for failure to appear as provided.

16 **SECTION 3362.** 946.50 (intro.) of the statutes is amended to read:

17 **946.50 Absconding.** (intro.) Any person who is adjudicated delinquent, but
18 who intentionally fails to appear before the court assigned to exercise jurisdiction
19 under chs. 48 and 938 for his or her dispositional hearing under s. 938.335, and who
20 does not return to that court for a dispositional hearing before ~~attaining the age of~~
21 ~~17 years~~ becoming an adult is guilty of the following:

22 **SECTION 3363.** 947.20 of the statutes is repealed.

23 **SECTION 3364.** 947.21 of the statutes is repealed.

24 **SECTION 3365.** 948.01 (1) of the statutes is amended to read:

1 948.01 (1) “Child” means a person who has not attained the age of 18 years,
2 except that for purposes of prosecuting a person who is alleged to have violated a
3 state or federal criminal law, “child” does not include a person who has attained the
4 age of 17 years.

5 **SECTION 3366.** 948.11 (2) (am) (intro.) of the statutes is amended to read:

6 948.11 (2) (am) (intro.) Any person who has attained the age of 17 and adult
7 who, with knowledge of the character and content of the description or narrative
8 account, verbally communicates, by any means, a harmful description or narrative
9 account to a child, with or without monetary consideration, is guilty of a Class I
10 felony if any of the following applies:

11 **SECTION 3367.** 948.40 (1) of the statutes is amended to read:

12 948.40 (1) No person may intentionally encourage or contribute to the
13 delinquency of a child. This subsection includes intentionally encouraging or
14 contributing to an act by a child under the age of ~~10~~ 12 which would be a delinquent
15 act if committed by a child ~~10~~ 12 years of age or older.

16 **SECTION 3368.** 948.40 (2) of the statutes is amended to read:

17 948.40 (2) No person responsible for the child’s welfare may, by disregard of the
18 welfare of the child, contribute to the delinquency of the child. This subsection
19 includes disregard that contributes to an act by a child under the age of ~~10~~ 12 that
20 would be a delinquent act if committed by a child ~~10~~ 12 years of age or older.

21 **SECTION 3369.** 948.45 (1) of the statutes is amended to read:

22 948.45 (1) Except as provided in sub. (2), any person ~~17 years of age or older~~
23 adult who, by any act or omission, knowingly encourages or contributes to the
24 truancy, as defined under s. 118.16 (1) (c), of a person ~~17 years of age or under~~ child
25 is guilty of a Class C misdemeanor.

1 **SECTION 3370.** 948.60 (2) (d) of the statutes is amended to read:

2 948.60 (2) (d) A ~~person under 17 years of age~~ child who has violated this
3 subsection is subject to the provisions of ch. 938 unless jurisdiction is waived under
4 s. 938.18 ~~or the person is subject to the jurisdiction of a court of criminal jurisdiction~~
5 ~~under s. 938.183.~~

6 **SECTION 3371.** 948.61 (4) of the statutes is amended to read:

7 948.61 (4) A ~~person under 17 years of age~~ child who has violated this section
8 is subject to the provisions of ch. 938, unless jurisdiction is waived under s. 938.18
9 ~~or the person is subject to the jurisdiction of a court of criminal jurisdiction under s.~~
10 ~~938.183.~~

11 **SECTION 3372.** 950.04 (1v) (g) of the statutes is amended to read:

12 950.04 (1v) (g) To have reasonable attempts made to notify the victim of
13 hearings or court proceedings, as provided under ss. 302.113 (9g) (g) 2., 302.114 (6),
14 938.27 (4m) and (6), 938.273 (2), 971.095 (3) ~~and~~, 972.14 (3) (b), and 973.015 (1m) (c).

15 **SECTION 3373.** 950.04 (1v) (gm) of the statutes is amended to read:

16 950.04 (1v) (gm) To have reasonable attempts made to notify the victim of
17 petitions for sentence adjustment as provided under s. 973.01 (5m) (d), 973.018 (3)
18 (e), 973.09 (3m), 973.195 (1r) (d), or 973.198.

19 **SECTION 3374.** 950.04 (1v) (m) of the statutes is amended to read:

20 950.04 (1v) (m) To provide statements concerning sentencing, disposition, or
21 parole, as provided under ss. 304.06 (1) (e), 938.32 (1) (b) 1g., 938.335 (3m) (ag), ~~and~~
22 972.14 (3) (a), and 973.018 (4) (d).

23 **SECTION 3375.** 950.04 (1v) (vg) of the statutes is amended to read:

24 950.04 (1v) (vg) To have the department of corrections make a reasonable
25 attempt to notify the victim, pursuant to s. 302.107, of a revocation of parole or of

1 release to extended supervision under s. 302.11 (7), 302.113 (9), 302.114 (9), or 304.06
2 (3) ~~or (3g)~~.

3 **SECTION 3376.** 950.06 (2) of the statutes is amended to read:

4 950.06 (2) The costs of providing services under sub. (1m) shall be paid for by
5 the county, but the county is eligible to receive reimbursement from the state for not
6 more than 90 percent of the costs incurred in providing those services. The
7 department shall determine the level of services for which a county may be
8 reimbursed. The county board shall file a claim for reimbursement with the
9 department. The department shall reimburse counties under this subsection from
10 the appropriations under s. 20.455 (5) ~~(f)~~, ~~(k)~~, and ~~(kp)~~ and, on a semiannual basis,
11 from the appropriation under s. 20.455 (5) (g).

12 **SECTION 3377.** 961.01 (14) of the statutes is renumbered 961.70 (3) and
13 amended to read:

14 961.70 (3) “Marijuana” means all parts of the plants of the genus Cannabis,
15 whether growing or not, with a tetrahydrocannabinols concentration that is greater
16 than 0.3 percent on a dry weight basis; the seeds thereof; the resin extracted from
17 any part of the plant; and every compound, manufacture, salt, derivative, mixture,
18 or preparation of the plant, its seeds or resin, ~~including tetrahydrocannabinols~~.
19 “Marijuana” does include the mature stalks if mixed with other parts of the plant,
20 but does not include fiber produced from the stalks, oil or cake made from the seeds
21 of the plant, any other compound, manufacture, salt, derivative, mixture, or
22 preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or
23 cake or the sterilized seed of the plant which is incapable of germination.
24 “Marijuana” does not include hemp, as defined in s. 94.55 (1).

25 **SECTION 3378.** 961.11 (4g) of the statutes is repealed.

1 **SECTION 3379.** 961.14 (4) (t) of the statutes is repealed.

2 **SECTION 3380.** 961.32 (2m) of the statutes is repealed.

3 **SECTION 3381.** 961.34 of the statutes is renumbered 961.75, and 961.75 (title),
4 as renumbered, is amended to read:

5 **961.75 (title) ~~Controlled substances~~ Marijuana therapeutic research.**

6 **SECTION 3382.** 961.38 (1n) of the statutes is repealed.

7 **SECTION 3383.** 961.41 (1) (h) of the statutes is repealed.

8 **SECTION 3384.** 961.41 (1m) (h) of the statutes is repealed.

9 **SECTION 3385.** 961.41 (1q) of the statutes is repealed.

10 **SECTION 3386.** 961.41 (1r) of the statutes is amended to read:

11 **961.41 (1r) DETERMINING WEIGHT OF SUBSTANCE.** In determining amounts under
12 s. 961.49 (2) (b), 1999 stats., and subs. (1) and (1m), an amount includes the weight
13 of cocaine, cocaine base, heroin, phencyclidine, lysergic acid diethylamide, psilocin,
14 psilocybin, amphetamine, methamphetamine, ~~tetrahydrocannabinols~~, synthetic
15 cannabinoids, or substituted cathinones, or any controlled substance analog of any
16 of these substances together with any compound, mixture, diluent, plant material
17 or other substance mixed or combined with the controlled substance or controlled
18 substance analog. ~~In addition, in determining amounts under subs. (1) (h) and (1m)~~
19 ~~(h), the amount of tetrahydrocannabinols means anything included under s. 961.14~~
20 ~~(4) (t) and includes the weight of any marijuana.~~

21 **SECTION 3387.** 961.41 (1x) of the statutes is amended to read:

22 **961.41 (1x) CONSPIRACY.** Any person who conspires, as specified in s. 939.31,
23 to commit a crime under sub. (1) (cm) to ~~(h)~~ (g) or (1m) (cm) to ~~(h)~~ (g) is subject to the
24 applicable penalties under sub. (1) (cm) to ~~(h)~~ (g) or (1m) (cm) to ~~(h)~~ (g).

25 **SECTION 3388.** 961.41 (3g) (c) of the statutes is amended to read:

1 961.41 **(3g)** (c) *Cocaine and cocaine base*. If a person possesses or attempts to
2 possess cocaine or cocaine base, or a controlled substance analog of cocaine or cocaine
3 base, the person shall be fined not more than \$5,000 and may be imprisoned for not
4 more than one year in the county jail upon a first conviction and is guilty of a Class
5 I felony for a 2nd or subsequent offense. For purposes of this paragraph, an offense
6 is considered a 2nd or subsequent offense if, prior to the offender's conviction of the
7 offense, the offender has at any time been convicted of any felony or misdemeanor
8 under this chapter or under any statute of the United States or of any state relating
9 to controlled substances, controlled substance analogs, narcotic drugs, ~~marijuana,~~
10 or depressant, stimulant, or hallucinogenic drugs.

11 **SECTION 3389.** 961.41 (3g) (d) of the statutes is amended to read:

12 961.41 **(3g)** (d) *Certain hallucinogenic and stimulant drugs*. If a person
13 possesses or attempts to possess lysergic acid diethylamide, phencyclidine,
14 amphetamine, 3,4-methylenedioxymethamphetamine, methcathinone, cathinone,
15 N-benzylpiperazine, a substance specified in s. 961.14 (4) (a) to (h), (m) to (q), (sm),
16 (u) to (xb), or (7) (L), psilocin, or psilocybin, or a controlled substance analog of
17 lysergic acid diethylamide, phencyclidine, amphetamine,
18 3,4-methylenedioxymethamphetamine, methcathinone, cathinone,
19 N-benzylpiperazine, a substance specified in s. 961.14 (4) (a) to (h), (m) to (q), (sm),
20 (u) to (xb), or (7) (L), psilocin, or psilocybin, the person may be fined not more than
21 \$5,000 or imprisoned for not more than one year in the county jail or both upon a first
22 conviction and is guilty of a Class I felony for a 2nd or subsequent offense. For
23 purposes of this paragraph, an offense is considered a 2nd or subsequent offense if,
24 prior to the offender's conviction of the offense, the offender has at any time been
25 convicted of any felony or misdemeanor under this chapter or under any statute of

1 the United States or of any state relating to controlled substances, controlled
2 substance analogs, narcotic drugs, ~~marijuana~~, or depressant, stimulant, or
3 hallucinogenic drugs.

4 **SECTION 3390.** 961.41 (3g) (e) of the statutes is repealed.

5 **SECTION 3391.** 961.41 (3g) (em) of the statutes is amended to read:

6 961.41 **(3g)** (em) *Synthetic cannabinoids*. If a person possesses or attempts to
7 possess a controlled substance specified in s. 961.14 (4) (tb), or a controlled substance
8 analog of a controlled substance specified in s. 961.14 (4) (tb), the person may be fined
9 not more than \$1,000 or imprisoned for not more than 6 months or both upon a first
10 conviction and is guilty of a Class I felony for a 2nd or subsequent offense. For
11 purposes of this paragraph, an offense is considered a 2nd or subsequent offense if,
12 prior to the offender's conviction of the offense, the offender has at any time been
13 convicted of any felony or misdemeanor under this chapter or under any statute of
14 the United States or of any state relating to controlled substances, controlled
15 substance analogs, narcotic drugs, ~~marijuana~~, or depressant, stimulant, or
16 hallucinogenic drugs.

17 **SECTION 3392.** 961.443 (2) (title) of the statutes is amended to read:

18 961.443 **(2)** (title) IMMUNITY FROM CRIMINAL PROSECUTION AND REVOCATION OF
19 PAROLE, PROBATION, OR EXTENDED SUPERVISION.

20 **SECTION 3393.** 961.443 (2) of the statutes is renumbered 961.443 (2) (a) and
21 amended to read:

22 961.443 **(2)** (a) ~~An No aider may have his or her parole, probation, or extended~~
23 ~~supervision revoked, and an~~ aider is immune from prosecution under s. 961.573 for
24 the possession of drug paraphernalia, under s. 961.41 (3g) for the possession of a
25 controlled substance or a controlled substance analog, and under s. 961.69 (2) for

1 possession of a masking agent under the circumstances surrounding or leading to his
2 or her commission of an act described in sub. (1) if the aider's attempt to obtain
3 assistance occurs immediately after the aider believes the other person is suffering
4 from the overdose or other adverse reaction.

5 **SECTION 3394.** 961.443 (2) (b) of the statutes is created to read:

6 961.443 (2) (b) 1. No aided person may have his or her parole, probation, or
7 extended supervision revoked under the circumstances surrounding or leading to an
8 aider's commission of an act described in sub. (1) if the aided person completes a
9 treatment program as a condition of his or her parole, probation, or extended
10 supervision or, if a treatment program is unavailable or would be prohibitive
11 financially, agrees to be imprisoned in the county jail for not less than 15 days.

12 2. If an aided person is subject to prosecution under s. 961.573 for the
13 possession of drug paraphernalia, under s. 961.41 (3g) for the possession of a
14 controlled substance or a controlled substance analog, or under s. 961.69 (2) for
15 possession of a masking agent under the circumstances surrounding or leading to an
16 aider's commission of an act described in sub. (1), the district attorney shall offer the
17 aided person a deferred prosecution agreement that includes the completion of a
18 treatment program. This subdivision does not apply to an aided person who is on
19 parole, probation, or extended supervision and fails to meet a condition under subd.
20 1.

21 **SECTION 3395.** 961.455 (title) of the statutes is amended to read:

22 **961.455 (title) Using a ~~child~~ minor for illegal drug distribution or**
23 **manufacturing purposes.**

24 **SECTION 3396.** 961.455 (1) of the statutes is amended to read:

1 961.455 (1) Any ~~person who has attained the age of 17 years~~ adult who
2 knowingly solicits, hires, directs, employs, or uses a ~~person who is under the age of~~
3 ~~17 years~~ minor for the purpose of violating s. 961.41 (1) is guilty of a Class F felony.

4 **SECTION 3397.** 961.455 (2) of the statutes is amended to read:

5 961.455 (2) The knowledge requirement under sub. (1) does not require proof
6 of knowledge of the age of the ~~child~~ minor. It is not a defense to a prosecution under
7 this section that the actor mistakenly believed that the person solicited, hired,
8 directed, employed, or used under sub. (1) had attained the age of 18 years, even if
9 the mistaken belief was reasonable.

10 **SECTION 3398.** 961.46 of the statutes is amended to read:

11 **961.46 Distribution to persons under age 18 minors.** ~~If a person 17 years~~
12 ~~of age or over~~ an adult violates s. 961.41 (1) by distributing or delivering a controlled
13 substance or a controlled substance analog to a ~~person 17 years of age or under~~ minor
14 who is at least 3 years his or her junior, the applicable maximum term of
15 imprisonment prescribed under s. 961.41 (1) for the offense may be increased by not
16 more than 5 years.

17 **SECTION 3399.** 961.47 (1) of the statutes is amended to read:

18 961.47 (1) Whenever any person who has not previously been convicted of any
19 offense under this chapter, or of any offense under any statute of the United States
20 or of any state or of any county ordinance relating to controlled substances or
21 controlled substance analogs, narcotic drugs, ~~marijuana~~ or stimulant, depressant,
22 or hallucinogenic drugs, pleads guilty to or is found guilty of possession or attempted
23 possession of a controlled substance or controlled substance analog under s. 961.41
24 (3g) (b), the court, without entering a judgment of guilt and with the consent of the
25 accused, may defer further proceedings and place him or her on probation upon terms

1 and conditions. Upon violation of a term or condition, the court may enter an
2 adjudication of guilt and proceed as otherwise provided. Upon fulfillment of the
3 terms and conditions, the court shall discharge the person and dismiss the
4 proceedings against him or her. Discharge and dismissal under this section shall be
5 without adjudication of guilt and is not a conviction for purposes of disqualifications
6 or disabilities imposed by law upon conviction of a crime, including the additional
7 penalties imposed for 2nd or subsequent convictions under s. 961.48. There may be
8 only one discharge and dismissal under this section with respect to any person.

9 **SECTION 3400.** 961.472 (5) (b) of the statutes is amended to read:

10 961.472 (5) (b) The person is participating in a an evidence-based substance
11 abuse use disorder treatment program ~~that meets the requirements of s. 165.95 (3),~~
12 ~~as determined by the department of justice under s. 165.95 (9) and (10).~~

13 **SECTION 3401.** 961.48 (3) of the statutes is amended to read:

14 961.48 (3) For purposes of this section, a felony offense under this chapter is
15 considered a 2nd or subsequent offense if, prior to the offender's conviction of the
16 offense, the offender has at any time been convicted of any felony or misdemeanor
17 offense under this chapter or under any statute of the United States or of any state
18 relating to controlled substances or controlled substance analogs, narcotic drugs,
19 ~~marijuana~~ or depressant, stimulant, or hallucinogenic drugs.

20 **SECTION 3402.** 961.48 (5) of the statutes is amended to read:

21 961.48 (5) This section does not apply if the person is presently charged with
22 a felony under s. 961.41 (3g) (c), (d), ~~(e)~~, or (g).

23 **SECTION 3403.** 961.49 (1m) (intro.) of the statutes is amended to read:

24 961.49 (1m) (intro.) If any person violates s. 961.41 (1) (cm), (d), (e), (f), or (g)
25 ~~or (h)~~ by delivering or distributing, or violates s. 961.41 (1m) (cm), (d), (e), (f), or (g)

1 ~~or (h)~~ by possessing with intent to deliver or distribute, cocaine, cocaine base, heroin,
2 phencyclidine, lysergic acid diethylamide, psilocin, psilocybin, amphetamine,
3 methamphetamine, or methcathinone ~~or any form of tetrahydrocannabinols~~ or a
4 controlled substance analog of any of these substances and the delivery, distribution
5 or possession takes place under any of the following circumstances, the maximum
6 term of imprisonment prescribed by law for that crime may be increased by 5 years:

7 **SECTION 3404.** 961.571 (1) (a) 7. of the statutes is repealed.

8 **SECTION 3405.** 961.571 (1) (a) 11. (intro.) of the statutes is amended to read:

9 961.571 (1) (a) 11. (intro.) Objects used, designed for use or primarily intended
10 for use in ingesting, inhaling, or otherwise introducing ~~marijuana~~, cocaine, hashish
11 or hashish oil into the human body, such as:

12 **SECTION 3406.** 961.571 (1) (a) 11. e. of the statutes is repealed.

13 **SECTION 3407.** 961.571 (1) (a) 11. k. and L. of the statutes are repealed.

14 **SECTION 3408.** 961.571 (1) (b) 3. of the statutes is created to read:

15 961.571 (1) (b) 3. Any materials used or intended for use in testing for the
16 presence of fentanyl or a fentanyl analog in a substance.

17 **SECTION 3409.** 961.573 (2) of the statutes is amended to read:

18 961.573 (2) Any person minor who violates sub. (1) ~~who is under 17 years of age~~
19 is subject to a disposition under s. 938.344 (2e).

20 **SECTION 3410.** 961.574 (2) of the statutes is amended to read:

21 961.574 (2) Any person minor who violates sub. (1) ~~who is under 17 years of age~~
22 is subject to a disposition under s. 938.344 (2e).

23 **SECTION 3411.** 961.575 (1) of the statutes is amended to read:

24 961.575 (1) Any person ~~17 years of age or over~~ adult who violates s. 961.574 (1)
25 by delivering drug paraphernalia to a ~~person 17 years of age or under~~ minor who is

1 at least 3 years younger than the violator may be fined not more than \$10,000 or
2 imprisoned for not more than 9 months or both.

3 **SECTION 3412.** 961.575 (2) of the statutes is amended to read:

4 961.575 (2) Any person minor who violates this section ~~who is under 17 years~~
5 ~~of age~~ is subject to a disposition under s. 938.344 (2e).

6 **SECTION 3413.** 961.575 (3) of the statutes is amended to read:

7 961.575 (3) Any person ~~17 years of age or over~~ adult who violates s. 961.574 (3)
8 by delivering drug paraphernalia to a person ~~17 years of age or under~~ minor is guilty
9 of a Class G felony.

10 **SECTION 3414.** Subchapter VIII of chapter 961 [precedes 961.70] of the statutes
11 is created to read:

12 **CHAPTER 961**

13 **SUBCHAPTER VIII**

14 **REGULATION OF MARIJUANA**

15 **961.70 Definitions.** In this subchapter:

16 (2) “Legal age” means 21 years of age, except in the case of a qualifying patient,
17 as defined in s. 73.17 (1) (d).

18 (5) “Permissible amount” means one of the following:

19 (a) For a person who is a resident of Wisconsin, an amount that does not exceed
20 2 ounces of usable marijuana.

21 (b) For a person who is not a resident of Wisconsin, an amount that does not
22 exceed one-quarter ounce of usable marijuana.

23 (6) “Permittee” has the meaning given under s. 139.97 (10).

24 (8) “Retail outlet” has the meaning given in s. 139.97 (11).

1 **(9)** “Tetrahydrocannabinols concentration” means the percent of
2 delta-9-tetrahydrocannabinol content per dry weight of any part of the plant
3 Cannabis, or per volume or weight of marijuana product, or the combined percent of
4 delta-9-tetrahydrocannabinol and tetrahydrocannabinolic acid in any part of the
5 plant Cannabis regardless of moisture content.

6 **(11)** “Underage person” means a person who has not attained the legal age.

7 **(12)** “Usable marijuana” has the meaning given in s. 139.97 (13).

8 **961.71 Underage persons prohibitions; penalties.** **(1)** (a) 1. No permittee
9 may sell, distribute, or deliver marijuana to any underage person.

10 2. No permittee may directly or indirectly permit an underage person to violate
11 sub. (2m).

12 (b) A permittee that violates par. (a) 1. or 2. may be subject to a forfeiture of not
13 more than \$500 and to a suspension of the permittee’s permit for an amount of time
14 not to exceed 30 days.

15 (c) In determining whether a permittee has violated par. (a) 2., all relevant
16 circumstances surrounding the presence of the underage person may be considered.
17 In determining whether a permittee has violated par. (a) 1., all relevant
18 circumstances surrounding the selling, distributing, or delivering of marijuana may
19 be considered. In addition, proof of all of the following facts by the permittee is a
20 defense to any prosecution for a violation under par. (a):

21 1. That the underage person falsely represented that he or she had attained the
22 legal age.

23 2. That the appearance of the underage person was such that an ordinary and
24 prudent person would believe that the underage person had attained the legal age.

1 3. That the action was made in good faith and in reliance on the representation
2 and appearance of the underage person in the belief that the underage person had
3 attained the legal age.

4 4. That the underage person supported the representation under subd. 1. with
5 documentation that he or she had attained the legal age.

6 **(2)** Any underage person who does any of the following is subject to a forfeiture
7 of not less than \$250 nor more than \$500:

8 (a) Procures or attempts to procure marijuana from a permittee.

9 (b) Falsely represents his or her age for the purpose of receiving marijuana from
10 a permittee.

11 (c) Knowingly possesses or consumes marijuana.

12 (d) Violates sub. (2m).

13 **(2m)** An underage person not accompanied by his or her parent, guardian, or
14 spouse who has attained the legal age may not enter, knowingly attempt to enter, or
15 be on the premises of a retail outlet.

16 **(3)** An individual who has attained the legal age and who knowingly does any
17 of the following may be subject to a forfeiture that does not exceed \$1,000:

18 (a) Permits or fails to take action to prevent a violation of sub. (2) (c) on premises
19 owned by the individual or under the individual's control.

20 (b) Encourages or contributes to a violation of sub. (2) (a).

21 **961.72 Restrictions; penalties. (1)** No person except a permittee may sell,
22 or possess with the intent to sell, marijuana. No person may distribute or deliver,
23 or possess with the intent to distribute or deliver, marijuana except a permittee. Any
24 person who violates a prohibition under this subsection is guilty of the following:

25 (a) Except as provided in par. (b), a Class I felony.

1 (b) If the individual to whom the marijuana is, or is intended to be, sold,
2 distributed, or delivered has not attained the legal age and the actual or intended
3 seller, distributor, or deliverer is at least 3 years older than the individual to whom
4 the marijuana is, or is intended to be, sold, distributed, or delivered, a Class H felony.

5 (2) (a) A person that is not a permittee who possesses an amount of marijuana
6 that exceeds the permissible amount but does not exceed 28 grams of marijuana is
7 subject to a civil forfeiture not to exceed \$1,000 or imprisonment not to exceed 90 days
8 or both.

9 (b) A person who is not a permittee who possesses an amount of marijuana that
10 exceeds 28 grams of marijuana:

11 1. Except as provided in subd. 2., a Class B misdemeanor.

12 2. A Class I felony if the person has taken action to hide how much marijuana
13 the person possesses and any of the following applies:

14 a. The person has in place a system that could alert the person if law
15 enforcement approaches an area that contains marijuana if the system exceeds a
16 security system that would be used by a reasonable person in the person's region.

17 b. The person has in place a method of intimidating individuals who approach
18 an area that contains marijuana if the method exceeds a method that would be used
19 by a reasonable person in the person's region.

20 c. The person has rigged a system so that any individual approaching the area
21 may be injured or killed by the system.

22 (c) A person who is not a permittee who possesses more than 6 marijuana plants
23 that have reached the flowering stage at one time is one of the following:

24 1. Except as provided in subds. 2. and 3., subject to a civil forfeiture not to
25 exceed \$1,000 or imprisonment not to exceed 90 days or both.

1 2. Except as provided in subd. 3., guilty of a Class B misdemeanor if the number
2 of marijuana plants that have reached the flowering stage is more than 12.

3 3. Guilty of a Class I felony if the number of marijuana plants that have reached
4 the flowering stage is more than 12, if the individual has taken action to hide the
5 number of marijuana plants that have reached the flowering stage, and if any of the
6 following applies:

7 a. The person has in place a system that could alert the person if law
8 enforcement approaches an area that contains marijuana plants if the system
9 exceeds a security system that would be used by a reasonable person in the person's
10 region.

11 b. The person has in place a method of intimidating individuals who approach
12 an area that contains marijuana plants if the method exceeds a method that would
13 be used by a reasonable person in the person's region.

14 c. The person has rigged a system so that any individual approaching the area
15 that contains marijuana plants may be injured or killed by the system.

16 (d) No person except a permittee may possess marijuana plants that have
17 reached the flowering stage. Any person who violates this prohibition must apply
18 for a permit under s. 139.972; in addition, the person is one of the following:

19 1. Except as provided in subds. 2., 3., and 4., subject to a civil forfeiture that
20 is not more than twice the permitting fee under s. 139.972.

21 2. Except as provided in subds. 3. and 4., subject to a civil forfeiture not to
22 exceed \$1,000 or imprisonment not to exceed 90 days or both if the number of
23 marijuana plants that have reached the flowering stage is more than 6.

24 3. Except as provided in subd. 4., guilty of a Class B misdemeanor if the number
25 of marijuana plants that have reached the flowering stage is more than 12.

1 4. Guilty of a Class I felony if the number of marijuana plants that have reached
2 the flowering stage is more than 12, if the person has taken action to hide how many
3 marijuana plants that have reached the flowering stage are being cultivated, and if
4 any of the following applies:

5 a. The person has in place a system that could alert the person if law
6 enforcement approaches an area that contains marijuana plants if the system
7 exceeds a security system that would be used by a reasonable person in the person's
8 region.

9 b. The person has in place a method of intimidating individuals who approach
10 an area that contains marijuana plants if the method exceeds a method that would
11 be used by a reasonable person in the person's region.

12 c. The person has rigged a system so that any individual approaching the area
13 that contains marijuana plants may be injured or killed by the system.

14 (e) Whoever uses or displays marijuana in a public space is subject to a civil
15 forfeiture of not more than \$100.

16 **(3)** Any person who sells or attempts to sell marijuana via mail, telephone, or
17 Internet is guilty of a Class A misdemeanor.

18 **SECTION 3415.** 967.055 (1m) (b) 5. of the statutes is repealed.

19 **SECTION 3416.** 967.056 of the statutes is created to read:

20 **967.056 Prosecution of offenses; disorderly conduct.** (1) If a person is
21 accused of or charged with disorderly conduct in violation of s. 947.01 or a local
22 ordinance in conformity with s. 947.01, a prosecutor shall offer the person an
23 alternative to prosecution under sub. (2) if all of the following apply:

24 (a) The accused or charged violation is the person's first violation of s. 947.01.

1 (b) The person has not previously been convicted of a misdemeanor or felony
2 for conduct that is substantially similar to the accused or charged violation.

3 (c) The person has not been convicted of a felony in this state or of a violation
4 in another state that would be a felony if committed by an adult in this state in the
5 preceding 3 years.

6 **(2)** A prosecutor shall offer one of the following alternatives to prosecution to
7 a qualifying person under sub. (1):

8 (a) A deferred prosecution agreement that includes restitution, if applicable.

9 (b) An agreement in which the defendant stipulates to his or her guilt of a
10 noncriminal ordinance violation that includes payment of a forfeiture.

11 **SECTION 3417.** 967.11 (1) of the statutes is amended to read:

12 967.11 **(1)** In this section, “~~approved substance abuse treatment program~~”
13 means a ~~substance abuse treatment~~ program that meets the requirements of s.
14 165.95 (3), as determined by the department of justice under s. 165.95 (9) and (10).

15 **SECTION 3418.** 967.11 (2) of the statutes is amended to read:

16 967.11 **(2)** If a county establishes an approved ~~substance abuse treatment~~
17 program and the approved program authorizes the use of surveillance and
18 monitoring technology or day reporting programs, a court or a district attorney may
19 require a person participating in an the approved ~~substance abuse treatment~~
20 program to submit to surveillance and monitoring technology or a day reporting
21 program as a condition of participation.

22 **SECTION 3419.** 967.13 of the statutes is created to read:

23 **967.13 Use of restraints on an individual under 18 years of age. (1)**
24 Except as provided in sub. (2), instruments of restraint such as handcuffs, chains,
25 irons, or straitjackets, cloth and leather restraints, or other similar items may not

1 be used on an individual under 18 years of age during a court proceeding and shall
2 be removed prior to the individual being brought into the courtroom to appear before
3 the court.

4 (2) A court may order an individual under 18 years of age to be restrained
5 during a court proceeding upon the request of the prosecutor if the court finds all of
6 the following:

7 (a) That the use of restraints is necessary due to one of the following factors:

8 1. Instruments of restraint are necessary to prevent physical harm to the
9 individual or another person.

10 2. The individual has a history of disruptive courtroom behavior that has
11 placed others in potentially harmful situations or the individual presents a
12 substantial risk of inflicting physical harm on himself or herself or others as
13 evidenced by recent behavior.

14 3. There is a reasonable belief that the individual presents a substantial risk
15 of flight from the courtroom.

16 (b) That there are no less restrictive alternatives to restraints that will prevent
17 flight or physical harm to the individual or another person, including the presence
18 of court personnel, law enforcement officers, or bailiffs.

19 (3) The court shall provide the attorney of the individual under 18 years of age
20 an opportunity to be heard before the court orders the use of restraints under sub.

21 (2). The court shall make written findings of fact in support of any order to use
22 restraints under sub. (2).

23 (4) If the court orders an individual under 18 years of age to be restrained under
24 sub. (2), the restraints shall allow the individual limited movement of the hands to
25 read and handle documents and writings necessary to the hearing.

1 **(5)** No individual under 18 years of age may be restrained during a court
2 proceeding using fixed restraints attached to a wall, floor, or furniture.

3 **SECTION 3420.** 968.14 (title) of the statutes is amended to read:

4 **968.14** (title) **Use Announcement requirement and use of force.**

5 **SECTION 3421.** 968.14 of the statutes is renumbered 968.14 (2).

6 **SECTION 3422.** 968.14 (1) of the statutes is created to read:

7 968.14 **(1)** When executing a search warrant, a law enforcement officer may not
8 enter the premises subject to the warrant without first identifying that he or she is
9 a law enforcement officer and announcing the authority and purpose of the entry.

10 **SECTION 3423.** 968.20 (3) (b) of the statutes is amended to read:

11 968.20 **(3)** (b) Except as provided in par. (a) or sub. (1m) or (4), a city, village,
12 town or county or other custodian of a seized dangerous weapon or ammunition, if
13 the dangerous weapon or ammunition is not required for evidence or use in further
14 investigation and has not been disposed of pursuant to a court order at the
15 completion of a criminal action or proceeding, shall make reasonable efforts to notify
16 all persons who have or may have an authorized rightful interest in the dangerous
17 weapon or ammunition of the application requirements under sub. (1). If, within 30
18 days after the notice, an application under sub. (1) is not made and the seized
19 dangerous weapon or ammunition is not returned by the officer under sub. (2), the
20 city, village, town or county or other custodian may retain the dangerous weapon or
21 ammunition and authorize its use by a law enforcement agency, except that a
22 dangerous weapon used in the commission of a homicide or a handgun, as defined
23 in s. 175.35 (1) (b) 941.237 (1) (d), may not be retained. If a dangerous weapon other
24 than a firearm is not so retained, the city, village, town or county or other custodian
25 shall safely dispose of the dangerous weapon or, if the dangerous weapon is a motor

1 vehicle, as defined in s. 340.01 (35), sell the motor vehicle following the procedure
2 under s. 973.075 (4). If a firearm or ammunition is not so retained, the city, village,
3 town or county or other custodian shall ship it to the state crime laboratories and it
4 is then the property of the laboratories. A person designated by the department of
5 justice may destroy any material for which the laboratories have no use or arrange
6 for the exchange of material with other public agencies. In lieu of destruction,
7 shoulder weapons for which the laboratory has no use shall be turned over to the
8 department of natural resources for sale and distribution of proceeds under s. 29.934
9 or for use under s. 29.938.

10 **SECTION 3424.** 970.032 (3) of the statutes is created to read:

11 970.032 (3) This section does not apply to a violation committed on or after the
12 effective date of this subsection [LRB inserts date].

13 **SECTION 3425.** 971.17 (1g) of the statutes is amended to read:

14 971.17 (1g) NOTICE OF RESTRICTION ON FIREARM POSSESSION. If the defendant
15 under sub. (1) is found not guilty of a felony, or of a violation under s. 175.33 (2), by
16 reason of mental disease or defect, the court shall inform the defendant of the
17 requirements and penalties under s. 941.29.

18 **SECTION 3426.** 971.31 (13) (c) of the statutes is created to read:

19 971.31 (13) (c) This subsection does not apply to a violation committed on or
20 after the effective date of this paragraph [LRB inserts date].

21 **SECTION 3427.** 971.365 (1) (a) of the statutes is amended to read:

22 971.365 (1) (a) In any case under s. 961.41 (1) (em), 1999 stats., or s. 961.41 (1)
23 (cm), (d), (e), (f), or (g) ~~or (h)~~ involving more than one violation, all violations may be
24 prosecuted as a single crime if the violations were pursuant to a single intent and
25 design.

1 **SECTION 3428.** 971.365 (1) (b) of the statutes is amended to read:

2 971.365 (1) (b) In any case under s. 961.41 (1m) (em), 1999 stats., or s. 961.41
3 (1m) (cm), (d), (e), (f), or (g) ~~or~~ (h) involving more than one violation, all violations may
4 be prosecuted as a single crime if the violations were pursuant to a single intent and
5 design.

6 **SECTION 3429.** 971.365 (1) (c) of the statutes is amended to read:

7 971.365 (1) (c) In any case under s. 961.41 (3g) (a) 2., 1999 stats., or s. 961.41
8 (3g) (dm), 1999 stats., or s. 961.41 (3g) (am), (c), (d), ~~(e)~~, or (g) involving more than
9 one violation, all violations may be prosecuted as a single crime if the violations were
10 pursuant to a single intent and design.

11 **SECTION 3430.** 971.365 (2) of the statutes is amended to read:

12 971.365 (2) An acquittal or conviction under sub. (1) does not bar a subsequent
13 prosecution for any acts in violation of s. 961.41 (1) (em), 1999 stats., s. 961.41 (1m)
14 (em), 1999 stats., s. 961.41 (3g) (a) 2., 1999 stats., or s. 961.41 (3g) (dm), 1999 stats.,
15 or s. 961.41 (1) (cm), (d), (e), (f), or (g), ~~or~~ (h), (1m) (cm), (d), (e), (f), or (g), ~~or~~ (h) or (3g)
16 (am), (c), (d), ~~(e)~~, or (g) on which no evidence was received at the trial on the original
17 charge.

18 **SECTION 3431.** 973.01 (1) of the statutes is amended to read:

19 973.01 (1) BIFURCATED SENTENCE REQUIRED. Except as provided in sub. (3) and
20 s. 938.34 (4p), whenever a court sentences a person to imprisonment in the Wisconsin
21 state prisons for a felony committed on or after December 31, 1999, or a
22 misdemeanor committed on or after February 1, 2003, the court shall impose a
23 bifurcated sentence under this section.

24 **SECTION 3432.** 973.01 (2) (d) 3. of the statutes is repealed.

25 **SECTION 3433.** 973.01 (2) (d) 4. of the statutes is amended to read:

1 973.01 (2) (d) 4. For a Class D, E, F, or G felony, the term of extended
2 supervision may not exceed 5 years.

3 **SECTION 3434.** 973.01 (3) of the statutes is amended to read:

4 973.01 (3) NOT APPLICABLE TO LIFE SENTENCES. If a person is being sentenced for
5 a felony that is punishable by life imprisonment, he or she is not subject to this
6 section but shall be sentenced under s. 973.014 (1g) or (3).

7 **SECTION 3435.** 973.01 (3g) of the statutes is repealed.

8 **SECTION 3436.** 973.01 (4) of the statutes is amended to read:

9 973.01 (4) NO GOOD TIME; EXTENSION OR REDUCTION OF TERM OF IMPRISONMENT. A
10 person sentenced to a bifurcated sentence under sub. (1) shall serve the term of
11 confinement in prison portion of the sentence without reduction for good behavior.
12 The term of confinement in prison portion is subject to extension under s. 302.113 (3)
13 and, if applicable, to reduction under s. 302.045 (3m), 302.05 (3) (c) 2. a., 302.113 (9g),
14 973.018, 973.195 (1r), or 973.198.

15 **SECTION 3437.** 973.01 (4m) of the statutes is created to read:

16 973.01 (4m) REDUCTION OF MANDATORY MINIMUM SENTENCE. If a person is serving
17 a bifurcated sentence under sub. (1) that is subject to a mandatory minimum term
18 of confinement, the sentencing court may reduce the term of confinement below the
19 applicable mandatory minimum if the person qualifies for a reduction under under
20 s. 302.045 (3m), 302.05 (3) (c) 2. a., 302.113 (9g), 973.195 (1r), or 973.198.

21 **SECTION 3438.** 973.01 (5m) of the statutes is created to read:

22 973.01 (5m) EARLY DISCHARGE FROM EXTENDED SUPERVISION. (a) In this
23 subsection, “qualifying offense” means a crime other than a violation of ch. 940 or s.
24 948.02, 948.025, 948.03, 948.05, 948.051, 948.055, 948.06, 948.07, 948.075, 948.08,
25 948.085, or 948.095.

1 (b) The court may modify the person's sentence by reducing the term of
2 extended supervision and may order early discharge of the person from the sentence
3 if all of the following apply:

4 1. The department petitions the court to discharge the person from extended
5 supervision for a qualifying offense.

6 2. The person has completed 3 years or 50 percent of his or her term of extended
7 supervision for the qualifying offense, whichever is less.

8 3. The person has satisfied all conditions of extended supervision that were set
9 by the sentencing court for the qualifying offense.

10 4. The person has satisfied all rules and conditions of supervision that were set
11 by the department for the qualifying offense.

12 5. The person has fulfilled all financial obligations to his or her victims.

13 6. The person is not required to register under s. 301.45.

14 (c) If a person is serving more than one sentence, early discharge under par. (b)
15 applies only to the terms of extended supervision imposed for qualifying offenses.

16 (d) 1. In this paragraph, "victim" has the meaning given in s. 950.02 (4).

17 2. When a court receives a petition under par. (b) 1., the clerk of the circuit court
18 shall send a notice of hearing to the victim of the crime committed by the person
19 serving the term of extended supervision, if the victim has submitted a card under
20 subd. 3. requesting notification. The notice shall inform the victim that he or she may
21 appear at any hearing scheduled under par. (b) and shall inform the victim of the
22 manner in which he or she may provide a statement concerning the early discharge
23 from extended supervision. The clerk of the circuit court shall make a reasonable
24 attempt to send the notice of hearing to the last-known address of the victim,
25 postmarked at least 10 days before the date of the hearing.

1 3. The director of state courts shall design and prepare cards for a victim to send
2 to the clerk of the circuit court for the county in which the person serving the term
3 of extended supervision was convicted and sentenced. The cards shall have space for
4 a victim to provide his or her name and address, the name of the applicable person
5 serving a term of extended supervision, and any other information that the director
6 of state courts determines is necessary. The director of state courts shall provide the
7 cards, without charge, to clerks of circuit court. Clerks of circuit court shall provide
8 the cards, without charge, to victims. Victims may send completed cards to the clerk
9 of the circuit court for the county in which the person serving a term of extended
10 supervision was convicted and sentenced. All court records or portions of records
11 that relate to mailing addresses of victims are not subject to inspection or copying
12 under s. 19.35 (1).

13 **SECTION 3439.** 973.01 (8) (a) 6. of the statutes is created to read:

14 973.01 (8) (a) 6. The conditions under which the court may reduce the term of
15 the person's extended supervision under sub. (5m).

16 **SECTION 3440.** 973.01 (8) (ag) of the statutes is amended to read:

17 973.01 (8) (ag) ~~If the The court provides under sub. (3g) that shall inform the~~
18 ~~person is eligible to participate in of the availability of the earned release program~~
19 ~~under s. 302.05 (3), the court shall also inform the person of the provisions of s. 302.05~~
20 ~~(3) (e).~~

21 **SECTION 3441.** 973.014 (1) (intro.) of the statutes is amended to read:

22 973.014 (1) (intro.) Except as provided in sub. (2) or (3), when a court sentences
23 a person to life imprisonment for a crime committed on or after July 1, 1988, but
24 before December 31, 1999, the court shall make a parole eligibility determination
25 regarding the person and choose one of the following options:

1 **SECTION 3442.** 973.014 (1g) (a) (intro.) of the statutes is amended to read:

2 973.014 **(1g)** (a) (intro.) Except as provided in sub. (2) or (3), when a court
3 sentences a person to life imprisonment for a crime committed on or after December
4 31, 1999, the court shall make an extended supervision eligibility date determination
5 regarding the person and choose one of the following options:

6 **SECTION 3443.** 973.014 (3) of the statutes is created to read:

7 973.014 **(3)** (a) In this subsection, “youthful offender” means a person who
8 committed an offense before the person attained the age of 18 years.

9 (b) When a court sentences a youthful offender to life imprisonment for a crime
10 committed on or after July 1, 1988, but before December 31, 1999, the court shall set
11 a date on which the youthful offender is eligible for parole.

12 (c) When a court sentences a youthful offender to life imprisonment for a crime
13 committed on or after December 31, 1999, the court shall set a date on which the
14 youthful offender is eligible for release to extended supervision.

15 (d) When sentencing a youthful offender to life imprisonment under par. (b) or
16 (c), the court shall inform the youthful offender of the procedure for petitioning for
17 a sentence adjustment under s. 973.018.

18 (e) When sentencing a youthful offender to life imprisonment under par. (b) or
19 (c), the court shall consider, in addition to all other relevant factors, all of the
20 following:

21 1. That, because children are less criminally culpable and more amenable to
22 reform, youthful offenders are constitutionally different from adults for the purposes
23 of sentencing.

24 2. That the sentencing goals of deterrence, retribution, and incapacitation are
25 secondary to the goal of rehabilitation when sentencing youthful offenders.

1 3. That unless the state proves beyond a reasonable doubt that the youthful
2 offender is permanently incorrigible and is therefore unable to be rehabilitated,
3 youthful offenders must have a meaningful opportunity to obtain release from prison
4 based on maturity and rehabilitation.

5 **SECTION 3444.** 973.015 (1b) of the statutes is created to read:

6 973.015 (1b) In this section, “record” means a criminal case file.

7 **SECTION 3445.** 973.015 (1m) (a) 1. of the statutes is renumbered 973.015 (1m)
8 (a) 1. (intro.) and amended to read:

9 973.015 (1m) (a) 1. (intro.) Subject to subd. 2. ~~and except as provided in subd.~~
10 ~~3., when a person is under the age of 25 at the time of the commission of an offense~~
11 ~~for which the person has been found guilty in a court for violation of a law for which~~
12 ~~the maximum period of imprisonment is 6 years or less, the, a court may order at the~~
13 ~~time of sentencing after a conviction that the record a criminal case be expunged~~
14 ~~upon successful completion of the sentence if the court determines the person will~~
15 ~~benefit and society will not be harmed by this disposition. by one of the following~~
16 ~~methods:~~

17 (d) This subsection does not apply to information maintained by the
18 department of transportation regarding a conviction that is required to be included
19 in a record kept under s. 343.23 (2) (a).

20 **SECTION 3446.** 973.015 (1m) (a) 1. a. and b. of the statutes are created to read:

21 973.015 (1m) (a) 1. a. Except as provided in subd. 3., the court may order at the
22 time of sentencing that the record be expunged upon successful completion of the
23 sentence if the court determines that the person will benefit and society will not be
24 harmed by this disposition.

1 b. If at least one year has passed since the person successfully completed his
2 or her sentence, the person may file a petition in the county of conviction requesting
3 that the record be expunged. Upon receipt of the petition, the court shall review the
4 petition to determine if the person is ineligible to petition for expungement because
5 subd. 3. or 4. applies, less than one year has passed since the person successfully
6 completed his or her sentence, there are criminal charges pending against the
7 person, or the person has exceeded the maximum number of petitions allowed under
8 this subd. 1. b. If the court determines the person is eligible to petition for
9 expungement, the court shall forward the petition to the district attorney. If the
10 district attorney requests a hearing within 90 days after the court forwards the
11 petition, the court shall schedule a hearing to review the petition. If the district
12 attorney waives the hearing or at least 90 days have passed since the court forwarded
13 the petition, the court may review the petition with or without a hearing. If a hearing
14 is scheduled, then if practicable, the sentencing judge shall be the judge to review the
15 petition. The court may order that the record be expunged if the court determines
16 the person will benefit and society will not be harmed by this disposition. If the court
17 does not order the record be expunged under this subd. 1. b., the person may file a
18 2nd petition under this subd. 1. b. only if at least 2 years have passed since he or she
19 filed the first petition. No person may file more than 2 petitions per record under this
20 subd. 1. b. For a 2nd petition regarding the same record, the person shall pay to the
21 clerk of circuit court a \$100 fee.

22 **SECTION 3447.** 973.015 (1m) (a) 3. c. and d. and 4. of the statutes are created
23 to read:

24 973.015 (**1m**) (a) 3. c. A crime for which the maximum period of imprisonment
25 is more than 6 years.

1 d. A violation of chs. 341 to 348.

2 4. The court may order at the time of sentencing that the record is ineligible
3 for expungement.

4 **SECTION 3448.** 973.015 (1m) (b) of the statutes is amended to read:

5 973.015 (1m) (b) ~~—A—~~ For purposes of par. (a), a person has successfully
6 completed the sentence if the person has completed all periods of incarceration,
7 parole, or extended supervision to which he or she was sentenced; the person has paid
8 all fines, costs, fees, surcharges, and restitution assessed and has completed any
9 court-ordered community service; the person has not been convicted of a subsequent
10 offense crime; and, if on probation was imposed, the probation has not been revoked
11 and the probationer has satisfied the conditions of probation. Upon successful
12 completion of the a sentence involving incarceration or probation, the detaining or
13 probationary authority shall issue and forward to the court of record a certificate of
14 discharge which shall be forwarded to the court of record and which shall have the
15 effect of expunging the record that indicates whether the person successfully
16 completed his or her sentence. If the court has ordered the record expunged under
17 par. (a) 1. a. or 2. and the person has successfully completed the sentence, the person's
18 record shall be expunged as ordered. If the person has been imprisoned incarcerated,
19 the detaining authority shall also forward a copy of the certificate of discharge to the
20 department.

21 **SECTION 3449.** 973.015 (1m) (c) of the statutes is created to read:

22 973.015 (1m) (c) Upon receipt of a petition under par. (a) 1. b., the district
23 attorney shall make a reasonable attempt to notify the victim, as defined under s.
24 950.02 (4), of the petition. In the notice, the district attorney shall inform the victim
25 that he or she may waive the hearing requirement and that, if waived, the court may

1 review the petition without a hearing. The district attorney shall inform the victim
2 of the manner in which he or she may provide written statements concerning the
3 petition and, if the victim does not waive the hearing requirement, that he or she may
4 appear at the hearing. If the victim waives the hearing requirement, the district
5 attorney may inform the court that there is no objection to waiving the hearing
6 requirement. Notwithstanding the confidentiality of victim address information
7 obtained under s. 302.113 (9g) (g) 3., a district attorney who is required to make a
8 reasonable attempt to notify a victim under this paragraph may obtain from the clerk
9 of the circuit court the victim address information that the victim provided to the
10 clerk under s. 302.113 (9g) (g) 3.

11 **SECTION 3450.** 973.015 (4) of the statutes is created to read:

12 973.015 (4) A record of a crime expunged under this section is not considered
13 a conviction for employment purposes or for purposes of the issuance of a license, as
14 defined in s. 111.32 (10), by a licensing agency, as defined in s. 111.32 (11). This
15 subsection does not apply to the extent that its application conflicts with federal law.

16 **SECTION 3451.** 973.016 of the statutes is created to read:

17 **973.016 Special disposition for marijuana-related crimes. (1)**

18 RESENTENCING PERSONS SERVING A SENTENCE OR PROBATION. (a) A person serving a
19 sentence or on probation may request resentencing or dismissal as provided under
20 par. (b) if all of the following apply:

21 1. The sentence or probation period was imposed for a violation of s. 961.41 (1)
22 (h), 2017 stats., s. 961.41 (1m) (h), 2017 stats., or s. 961.41 (3g) (e), 2017 stats.

23 2. One of the following applies:

24 a. The person would not have been guilty of a crime had the violation occurred
25 on or after the effective date of this subd. 2. a. [LRB inserts date].

1 b. The person would have been guilty of a lesser crime had the violation
2 occurred on or after the effective date of this subd. 2. b. [LRB inserts date].

3 (b) 1. A person to whom par. (a) applies shall file a petition with the sentencing
4 court to request resentencing, adjustment of probation, or dismissal.

5 2. If the court receiving a petition under subd. 1. determines that par. (a)
6 applies, the court shall schedule a hearing to consider the petition. At the hearing,
7 if the court determines that par. (a) 2. b. applies, the court shall resentence the person
8 or adjust the probation and change the record to reflect the lesser crime, and, if the
9 court determines that par. (a) 2. a. applies, the court shall dismiss the conviction and
10 expunge the record. Before resentencing, adjusting probation, or dismissing a
11 conviction under this subdivision, the court shall determine that the action does not
12 present an unreasonable risk of danger to public safety.

13 3. If the court resentsences the person or adjusts probation, the person shall
14 receive credit for time or probation served for the relevant offense.

15 **(2) REDESIGNATING OFFENSE FOR PERSONS WHO COMPLETED A SENTENCE OR**
16 **PROBATION.** (a) A person who has completed his or her sentence or period of probation
17 may request under par. (b) expungement of the conviction because the conviction is
18 legally invalid or redesignation to a lesser crime if all of the following apply:

19 1. The sentence or probation period was imposed for a violation of s. 961.41 (1)
20 (h), 2017 stats., s. 961.41 (1m) (h), 2017 stats., or s. 961.41 (3g) (e), 2017 stats.

21 2. One of the following applies:

22 a. The person would not have been guilty of a crime had the violation occurred
23 on or after the effective date of this subd. 2. a. [LRB inserts date].

24 b. The person would have been guilty of a lesser crime had the violation
25 occurred on or after the effective date of this subd. 2. b. [LRB inserts date].

1 (b) 1. A person to whom par. (a) applies shall file a petition with the sentencing
2 court to request expungement or redesignation.

3 2. If the court receiving a petition under subd. 1. determines that par. (a)
4 applies, the court shall schedule a hearing to consider the petition. At the hearing,
5 if the court determines that par. (a) 2. b. applies, the court shall redesignate the crime
6 to a lesser crime and change the record to reflect the lesser crime, and if the court
7 determines that par. (a) 2. a. applies, the court shall expunge the conviction. Before
8 redesignating or expunging under this subdivision, the court shall determine that
9 the action does not present an unreasonable risk of danger to public safety.

10 **(3) EFFECT OF RESENTENCING, DISMISSAL, REDESIGNATION, OR EXPUNGEMENT.** If the
11 court changes or expunges a record under this section, a conviction that was changed
12 or expunged is not considered a conviction for any purpose under state or federal law,
13 including for purposes of s. 941.29 or 18 USC 921.

14 **SECTION 3452.** 973.017 (2c) of the statutes is created to read:

15 973.017 **(2c) MITIGATION FOR YOUTH.** When making a sentencing decision for a
16 person who had not attained the age of 18 years at the time the crime was committed,
17 the court shall consider all of the following mitigating factors:

18 (a) That, because children are less criminally culpable and more amenable to
19 reform, youthful offenders are constitutionally different from adults for the purposes
20 of sentencing.

21 (b) That the sentencing goals of deterrence, retribution, and incapacitation are
22 secondary to the goal of rehabilitation when sentencing youthful offenders.

23 (c) That unless the state proves beyond a reasonable doubt that the youthful
24 offender is permanently incorrigible and is therefore unable to be rehabilitated,

1 youthful offenders must have a meaningful opportunity to obtain release from prison
2 based on maturity and rehabilitation.

3 **SECTION 3453.** 973.018 of the statutes is created to read:

4 **973.018 Sentence adjustment for youthful offenders. (1) DEFINITION.** In
5 this section, “youthful offender” has the meaning given in s. 973.014 (3) (a).

6 **(2) SENTENCE ADJUSTMENT; FACTORS.** A court may reduce a term of
7 imprisonment, including life imprisonment under s. 973.014 (3), for a youthful
8 offender who has served 15 years of his or her term of imprisonment if the court finds
9 that the interests of justice warrant a reduction. In making its determination, the
10 court shall consider all of the following:

11 (a) The sentencing factors set forth in ss. 973.014 (3) (e) and 973.017 (2c).

12 (b) The youthful offender’s subsequent growth, behavior, and rehabilitation
13 while incarcerated.

14 **(3) PETITION FOR SENTENCE ADJUSTMENT.** (a) One year before the youthful
15 offender becomes eligible for a sentence adjustment under this section, the
16 department shall provide written notice of the eligibility to the qualifying youthful
17 offender, the sentencing court, the district attorney for the county in which the
18 youthful offender was sentenced, and the state public defender. Notice under this
19 paragraph shall include notice of the youthful offender’s right to counsel and notice
20 that if the youthful offender believes that he or she cannot afford an attorney, the
21 youthful offender may ask the state public defender to represent him or her.

22 (b) A youthful offender has a right to counsel in the sentence adjustment
23 proceedings under this section. The right to counsel begins at the service of notice
24 under par. (a).

1 (c) After service of notice under par. (a) and upon request by the youthful
2 offender or the youthful offender's attorney, the court shall make documents from the
3 sentencing hearing available to the youthful offender or his or her attorney, including
4 the presentence investigation report in accordance with s. 972.15 (4m) and the
5 transcript from the sentencing hearing.

6 (d) A qualifying youthful offender may file a petition for a sentence adjustment
7 under this section. The petitioner shall file the petition and any affidavits and other
8 written support for the petition in the sentencing court no more than 90 days before
9 the youthful offender's eligibility date. A copy of the petition shall be served on the
10 district attorney in the county in which the youthful offender was sentenced.

11 (e) Upon receipt of a petition under par. (d), the district attorney shall notify
12 any victims of the crime in accordance with s. 950.04 (1v) (gm).

13 **(4) HEARING.** (a) The court shall hold a hearing within 120 days of a petition
14 filed under sub. (3) (d), unless all parties agree to an extension for the hearing date.

15 (b) The court shall consider relevant information, including expert testimony
16 and other information about the youthful offender's participation in any available
17 educational, vocational, volunteer, community service, or other programs, the
18 youthful offender's work reports and psychological evaluations, and the youthful
19 offender's major violations of institutional rules, if any.

20 (c) The youthful offender has the right to attend the hearing, the right to be
21 represented by counsel, and the right to testify, present evidence, and cross-examine
22 witnesses.

23 (d) The victim shall be given the opportunity to provide a statement concerning
24 sentencing in accordance with s. 950.04 (1v) (m).

25 (e) A hearing under this subsection shall be recorded.

1 (f) The decision of the court on a petition under sub. (3) is a final adjudication
2 subject to appeal under s. 809.30.

3 (5) ORDER. If the court finds that the interests of justice warrant a sentence
4 adjustment, the court may amend the judgment of conviction according to one of the
5 following:

6 (a) If the youthful offender is serving a sentence for a crime committed before
7 December 31, 1999, reduce the parole eligibility date and modify the conditions of
8 parole. The court may also reduce the sentence, but shall provide for at least 3 years
9 of parole supervision after release from prison.

10 (b) Upon request by the youthful offender, for a crime committed before
11 December 31, 1999, convert an indeterminate sentence to a bifurcated sentence
12 under s. 973.01 or 973.014 (1g). If the court converts the indeterminate sentence to
13 a bifurcated sentence, the court shall set a date for release to extended supervision
14 under s. 302.113 that is no later than the original parole eligibility date. The court
15 may also modify the conditions of parole or extended supervision.

16 (c) For a crime committed on or after December 31, 1999, reduce the term of
17 confinement in prison and modify the conditions of extended supervision. The court
18 may also reduce the total length of the bifurcated sentence. Notwithstanding s.
19 973.01 (2) (d), the court shall provide for at least 3 years of extended supervision
20 under s. 302.113.

21 (d) For a life sentence without the possibility of parole or release to extended
22 supervision under s. 973.014 (1) (c) or (1g) (a) 3., convert the sentence to a life
23 sentence with the possibility of parole or release to extended supervision and set a
24 date for parole eligibility or release to extended supervision and conditions for parole
25 or extended supervision accordingly.

1 **(6) SUBSEQUENT PETITIONS.** A youthful offender is eligible to file a subsequent
2 petition under sub. (3) no earlier than 5 years after a hearing is held under sub. (4),
3 unless the court sets an earlier date. A youthful offender may file no more than 5
4 petitions under sub. (3) during his or her sentence.

5 **(7) SENTENCE MODIFICATION ON OTHER GROUNDS.** Nothing in this section limits
6 the youthful offender's right to resentencing, sentence adjustment, or sentence
7 modification on other grounds, including under s. 302.113 (9g) or 302.114.

8 **SECTION 3454.** 973.10 (2) (intro.) of the statutes is renumbered 973.10 (2) (am)
9 and amended to read:

10 973.10 **(2)** (am) If a probationer violates the conditions of probation, the
11 department of ~~corrections~~ may initiate a proceeding before the division of hearings
12 and appeals in the department of administration. Unless waived by the probationer,
13 a hearing examiner for the division shall conduct an administrative hearing and
14 enter an order either revoking or not revoking probation. Upon request of either
15 party, the administrator of the division shall review the order. If the probationer
16 waives the final administrative hearing, the secretary of corrections shall enter an
17 order either revoking or not revoking probation.

18 (bm) 2. If probation is revoked, the department shall do one of the following:

19 **SECTION 3455.** 973.10 (2) (a) and (b) of the statutes are renumbered 973.10 (2)
20 (bm) 2. a. and b.

21 **SECTION 3456.** 973.10 (2) (bm) 1. of the statutes is created to read:

22 973.10 **(2)** (bm) 1. Probation may not be revoked unless one of the following
23 applies:

24 a. The person committed 3 or more independent violations while on probation.

1 b. The condition that the person violated was a condition that the person not
2 contact any specified individual.

3 c. The person was required to register as a sex offender under s. 301.45.

4 d. When the person violated the condition of probation, the person also
5 allegedly committed a crime.

6 e. The person failed to report or make himself or herself available for
7 supervision for a period of more than 60 consecutive days.

8 **SECTION 3457.** 973.10 (2s) of the statutes is repealed.

9 **SECTION 3458.** 973.15 (2m) (a) 1. of the statutes is amended to read:

10 973.15 **(2m)** (a) 1. “Determinate sentence” means a bifurcated sentence
11 imposed under s. 973.01 or a life sentence under which a person is eligible for release
12 to extended supervision under s. 973.014 (1g) (a) 1. or 2. or (3) (c).

13 **SECTION 3459.** 973.15 (5) of the statutes is amended to read:

14 973.15 **(5)** A convicted offender who is made available to another jurisdiction
15 under ch. 976 or in any other lawful manner shall be credited with service of his or
16 her Wisconsin sentence or commitment under the terms of s. ss. 973.155 and 973.156
17 for the duration of custody in the other jurisdiction.

18 **SECTION 3460.** 973.155 (1m) of the statutes is amended to read:

19 973.155 **(1m)** A convicted offender shall be given credit toward the service of
20 his or her sentence for all days spent in custody as part of a ~~substance-abuse~~
21 ~~treatment~~ program that meets the requirements of s. 165.95 (3), as determined by
22 the department of justice under s. 165.95 (9) and (10), for any offense arising out of
23 the course of conduct that led to the person’s placement in that program.

24 **SECTION 3461.** 973.156 of the statutes is created to read:

1 **973.156 Earned compliance credit.** (1) In this section, “qualifying offense”
2 means a crime other than a violation of ch. 940 or s. 948.02, 948.025, 948.03, 948.05,
3 948.051, 948.055, 948.06, 948.07, 948.075, 948.08, 948.085, or 948.095.

4 (2) Upon the revocation of extended supervision under s. 302.113 (9) or parole
5 under s. 302.11 (7), a person shall be given earned compliance credit toward the
6 service of his or her sentence for a qualifying offense for each day that the person
7 spent on extended supervision or parole without violating a condition or rule of
8 extended supervision or parole prior to the violation that resulted in the revocation.
9 A person may not be given earned compliance credit for any time between the date
10 of the most recent violation and the date of the revocation.

11 (3) Subsection (2) does not apply to a person who is required to register under
12 s. 301.45.

13 (4) If a person is serving more than one sentence, earned compliance credit
14 under sub. (2) is earned only for the time spent on extended supervision or parole for
15 qualifying offenses.

16 (5) The amount of the credit under sub. (2) shall be calculated and applied by
17 the appropriate reviewing authority under s. 302.11 (7) (am) or 302.113 (9) (am) 1.

18 **SECTION 3462.** 973.176 (1) of the statutes is amended to read:

19 973.176 (1) FIREARM POSSESSION. Whenever a court imposes a sentence or
20 places a defendant on probation regarding a felony conviction or regarding a
21 conviction for a misdemeanor under s. 175.33 (2), the court shall inform the
22 defendant of the requirements and penalties applicable to him or her under s. 941.29
23 (1m) or (4m).

24 **SECTION 3463.** 973.25 (1) (a) of the statutes is amended to read:

1 973.25 (1) (a) “Certificate of qualification for employment” means a certificate
2 issued by the council on offender employment that provides an offender with relief
3 from a collateral sanction, except that it does not provide relief from s. 48.685 (5m),
4 50.065 (4m), or 111.335 (3) ~~(a)~~ (ar), (b), (c), or (e) or (4) (h) or (i).

5 **SECTION 3464.** 977.05 (4) (i) 10. of the statutes is created to read:

6 977.05 (4) (i) 10. Cases involving youthful offenders under s. 973.018 (3).

7 **SECTION 3465.** 977.08 (4s) of the statutes is created to read:

8 977.08 (4s) Beginning on July 1, 2023, and biennially on July 1 of each
9 odd-numbered year thereafter, the rates established under sub. (4m) (d) shall be
10 adjusted by a percentage equal to the average of the consumer price index over the
11 preceding 12-month period, all items, U.S. city average, as determined by the
12 bureau of labor statistics of the federal department of labor, except that the
13 percentage under this subsection may not be less than zero.

14 **SECTION 3466.** 978.03 (1m) of the statutes is amended to read:

15 978.03 (1m) The district attorney of any prosecutorial unit having a population
16 of 200,000 or more but less than 750,000 may appoint ~~3~~ 4 deputy district attorneys
17 and such assistant district attorneys as may be requested by the department of
18 administration and authorized in accordance with s. 16.505. The district attorney
19 shall rank the deputy district attorneys for purposes of carrying out duties under this
20 section. The deputies, according to rank, may perform any duty of the district
21 attorney, under the district attorney’s direction. In the absence or disability of the
22 district attorney, the deputies, according to rank, may perform any act required by
23 law to be performed by the district attorney. Any such deputy must have practiced
24 law in this state for at least 2 years prior to appointment under this section.

25 **SECTION 3467.** 978.05 (6) (a) of the statutes is amended to read:

1 978.05 (6) (a) Institute, commence, or appear in all civil actions or special
2 proceedings under and perform the duties set forth for the district attorney under ch.
3 980 and ss. 17.14, 30.03 (2), 48.09 (5), 59.55 (1), 59.64 (1), 70.36, 89.08, 103.50 (8),
4 103.92 (4), 109.09, 343.305 (9) (a), 806.05, 938.09, 938.18, 938.355 (6) (b) and (6g) (a),
5 946.86, 946.87, 961.55 (5), 971.14 and 973.075 to 973.077, perform any duties in
6 connection with court proceedings in a court assigned to exercise jurisdiction under
7 chs. 48 and 938 as the judge may request and perform all appropriate duties and
8 appear if the district attorney is designated in specific statutes, including matters
9 within chs. 782, 976 and 979 and ss. 51.81 to 51.85. Nothing in this paragraph limits
10 the authority of the county board to designate, under s. 48.09 (5), that the corporation
11 counsel provide representation as specified in s. 48.09 (5) or to designate, under s.
12 48.09 (6) or 938.09 (6), the district attorney as an appropriate person to represent the
13 interests of the public under s. 48.14 or 938.14.

14 **SECTION 3468.** 978.07 (1) (c) 1. of the statutes is amended to read:

15 978.07 (1) (c) 1. Any case record of a felony punishable by life imprisonment
16 or a related case, after the defendant's parole eligibility date under s. 304.06 (1) or
17 973.014 (1) or (3) (b) or date of eligibility for release to extended supervision under
18 s. 973.014 (1g) (a) 1. or 2. or (3) (c), whichever is applicable, or 50 years after the
19 commencement of the action, whichever occurs later. If there is no parole eligibility
20 date or no date for release to extended supervision, the district attorney may destroy
21 the case record after the defendant's death.

22 **SECTION 3469.** 990.01 (2) of the statutes is amended to read:

23 990.01 (2) ACQUIRE. "Acquire," when used in connection with a grant of power
24 to any person, includes the acquisition by purchase, grant, gift or bequest. It includes

1 the power to condemn ~~only~~ in the cases specified in s. 32.02 ~~and subject to the~~
2 ~~limitations under s. 32.015.~~

3 **SECTION 3470.** 990.01 (3) of the statutes is amended to read:

4 990.01 (3) ADULT. “Adult” means a person who has attained the age of 18 years,
5 ~~except that for purposes of investigating or prosecuting a person who is alleged to~~
6 ~~have violated any state or federal criminal law or any civil law or municipal~~
7 ~~ordinance, “adult” means a person who has attained the age of 17 years.~~

8 **SECTION 3471.** 990.01 (20) of the statutes is amended to read:

9 990.01 (20) MINOR. “Minor” means a person who has not attained the age of
10 18 years, ~~except that for purposes of investigating or prosecuting a person who is~~
11 ~~alleged to have violated a state or federal criminal law or any civil law or municipal~~
12 ~~ordinance, “minor” does not include a person who has attained the age of 17 years.~~

13 **SECTION 3472.** 990.01 (22m) of the statutes is created to read:

14 990.01 (22m) NATURAL PARENT. “Natural parent” means a parent of a child who
15 is not an adoptive parent, whether the parent is biologically related to the child or
16 not.

17 **SECTION 3473.** 990.01 (39) of the statutes is created to read:

18 990.01 (39) SPOUSES. “Spouses” means 2 individuals of the same sex or different
19 sexes who are legally married to each other.

20 **SECTION 3474.** 990.01 (40m) of the statutes is created to read:

21 990.01 (40m) STEPPARENT. “Stepparent” means a person who is the spouse of
22 a child’s parent and who is not also a parent of the child.

23 **SECTION 3475.** 2017 Wisconsin Act 185, section 110 (1) (a), as last affected by
24 2019 Wisconsin Act 8, is amended to read:

1 [2017 Wisconsin Act 185] Section 110 (1) (a) Upon the establishment of the Type
2 1 juvenile correctional facilities under subsection (7) and the secured residential care
3 centers for children and youth under subsections (4) and (7m), the department of
4 corrections shall begin to transfer each juvenile held in secure custody at the Lincoln
5 Hills School and Copper Lake School to the appropriate Type 1 juvenile correctional
6 facility or secured residential care center for children and youth. No juvenile may
7 be transferred to a Type 1 juvenile correctional facility until the department of
8 corrections determines the facility to be ready to accept juveniles, and no juvenile
9 may be transferred to a secured residential care center for children and youth until
10 the entity operating the facility determines it to be ready to accept juveniles. The
11 transfers may occur in phases. The department shall transfer ~~all juveniles~~ a juvenile
12 under this subsection no later than July 1, 2021 as soon as a substitute placement
13 that meets the needs of the juvenile is ready.

14 **SECTION 3476.** 2017 Wisconsin Act 185, section 110 (2) (a), as last affected by
15 2019 Wisconsin Act 8, is amended to read:

16 [2017 Wisconsin Act 185] Section 110 (2) (a) On the ~~earlier of the~~ date on which
17 all juveniles have been transferred to secured residential care centers for children
18 and youth and Type 1 juvenile correctional facilities under subsection (1) ~~or July 1,~~
19 2021 (a) or transferred to a juvenile detention facility under 2019 Wisconsin Act 8,
20 section 72 (1), the department of corrections shall permanently close the Type 1
21 juvenile correctional facilities housed at the Lincoln Hills School and Copper Lake
22 School in the town of Birch, Lincoln County.

23 **SECTION 3477.** 2017 Wisconsin Act 185, section 110 (7), as last affected by 2019
24 Wisconsin Act 8, is amended to read:

1 [2017 Wisconsin Act 185] Section 110 (7) TYPE 1 JUVENILE CORRECTIONAL
2 FACILITIES. The department of corrections shall establish or construct the Type 1
3 juvenile correctional facilities under section 301.16 (1w) (a) of the statutes ~~no later~~
4 ~~than July 1, 2021~~, subject to the approval of the joint committee on finance. The
5 department shall consider the recommendations of the juvenile corrections study
6 committee under subsection (6) (c) 2. in establishing or constructing these facilities.

7 **SECTION 3478.** 2017 Wisconsin Act 185, section 112 (1), as last affected by 2019
8 Wisconsin Act 8, is amended to read:

9 [2017 Wisconsin Act 185] Section 112 (1) The treatment of sections 46.011 (1p)
10 (by SECTION 13), 46.057 (1) (by SECTION 15), 48.023 (4) (by SECTION 20), 49.11 (1c) (by
11 SECTION 27), 49.45 (25) (bj) (by SECTION 29), 301.01 (1n) (by SECTION 35), 301.20,
12 938.02 (4) (by SECTION 50), 938.34 (2) (a) (by SECTION 57) and (b) (by SECTION 59) and
13 (4m) (intro.) (by SECTION 62), 938.48 (3) (by SECTION 78), (4) (by SECTION 80), (4m) (b)
14 (by SECTION 82), (5) (by SECTION 84), (6) (by SECTION 86), and (14) (by SECTION 88),
15 938.505 (1) (by SECTION 96), 938.52 (2) (a) and (c) (by SECTION 98), 938.53 (by SECTION
16 100), and 938.54 (by SECTION 107) of the statutes takes effect on the date specified
17 in the notice under SECTION 110 (2) (b) ~~or July 1, 2021, whichever is earlier.~~

18 **SECTION 3479.** 2017 Wisconsin Act 370, section 44 (2) and (3) are repealed.

19 **SECTION 3480.** 2017 Wisconsin Act 370, section 44 (5) is repealed.

20 **SECTION 3481.** 2019 Wisconsin Act 8, section 72 (1) (b) is amended to read:

21 [2019 Wisconsin Act 8] Section 72 (1) (b) Notwithstanding s. 938.34 (3) (f) 1.,
22 a juvenile may be placed in a juvenile detention facility under par. (a) for a period
23 longer than 365 days, and shall be transferred out of the juvenile detention facility
24 using the procedure ~~and by the date~~ required under 2017 Wisconsin Act 185, section
25 110 (1). The department of corrections shall transfer all juveniles placed in a juvenile

1 detention facility under par. (a) out of the juvenile detention facility ~~no later than~~
2 July 1, 2021 as soon as a substitute placement that meets the needs of the juvenile
3 is ready.

4 **SECTION 3482.** 2019 Wisconsin Act 8, section 74 (1) is amended to read:

5 [2019 Wisconsin Act 8] Section 74 (1) The treatment of ss. 46.011 (1p), 48.023
6 (4), 49.11 (1c), 49.45 (25) (bj), 301.01 (1n), 938.02 (4), 938.34 (4m) (intro.) (by SECTION
7 33) and (4n) (intro.), 938.357 (4g) (a), 938.48 (3), (4), (4m) (b), (5), (6), and (14), 938.505
8 (1), 938.52 (2) (a) and (c), 938.53, 938.533 (2) (intro.), and 938.54 takes effect on the
9 date specified in the notice under 2017 Wisconsin Act 185, SECTION 110 (2) (b), ~~or July~~
10 ~~1, 2021, whichever is earlier.~~

11 **SECTION 3483.** 2017 Wisconsin Act 59, sections 202e, 202g, 1646t to 1646y,
12 1655g to 1655j, 1806f and 9439 (4t) are repealed.

13 **SECTION 3484.** 2019 Wisconsin Act 9, sections 235 and 9427 (2) are repealed.

14 **SECTION 3485.** DCF 120.03 (3) of the administrative code is amended to read:

15 DCF 120.03 (3) “Emergency assistance group” or “group” means “family” as
16 ~~referred to defined~~ in s. 49.138 (1d) (am), Stats., ~~and includes one or more dependent~~
17 ~~children as defined by s. 49.141 (1) (c), Stats., and a qualified caretaker relative with~~
18 ~~whom the child is living or was living at the time the emergency occurred.~~

19 **SECTION 3486.** DCF 120.05 (1) (c) of the administrative code is amended to
20 read:

21 DCF 120.05 (1) (c) ~~The~~ If the emergency assistance group includes a child, the
22 child for whom assistance is requested is or, within 6 months prior to the month of
23 application for emergency assistance, was living with a qualified caretaker relative
24 in a place of residence maintained as the caretaker relative’s own home and is

1 anticipated to live with the qualified caretaker relative in the month following the
2 application date.

3 **SECTION 3487.** DCF 120.05 (1) (d) of the administrative code is amended to
4 read:

5 DCF 120.05 (1) (d) Assistance is needed to avoid destitution of the child or
6 individual aged 18 to 24 or to provide a living arrangement for the child or the
7 individual aged 18 to 24 in a home.

8 **SECTION 3488.** DCF 120.05 (1) (e) of the administrative code is amended to
9 read:

10 DCF 120.05 (1) (e) The ~~child's~~ destitution of the child or individual aged 18 to
11 24 or need for living arrangements did not result from the child, the individual aged
12 18 to 24, or a qualified caretaker relative refusing without good cause to accept
13 employment or training for employment.

14 **SECTION 3489.** DCF 120.05 (3) (e) of the administrative code is created to read:

15 DCF 120.05 (3) (e) During a national emergency declared by the U.S. president
16 under 50 USC 1621 or a state of emergency declared by the governor under s. 323.10,
17 Stats., the family is delinquent on a rent payment, a mortgage payment, or a
18 property tax payment.

19 **SECTION 3490.** DCF 120.06 (1) (intro.) of the administrative code is amended
20 to read:

21 DCF 120.06 (1) INCOME. (intro.) The gross income of the emergency assistance
22 group may not exceed ~~115%~~ 200% of the poverty line. The agency shall determine
23 the amount of income available to the group in accordance with s. DCF 101.09 (3) (b),
24 except any of the following grants received in the month of the emergency is not
25 counted:

1 **SECTION 3491.** DCF 120.07 (1) (a) of the administrative code is repealed and
2 recreated to read:

3 DCF 120.07 (1) (a) The maximum amount published in the Wisconsin
4 administrative register pursuant to s. 49.138 (1m) (intro.), Stats.

5 **SECTION 3492.** DCF 120.08 (6) of the administrative code is amended to read:

6 DCF 120.08 (6) Emergency assistance may be provided to an emergency
7 assistance group once in a ~~12-month~~ 6-month period.

8 **SECTION 3493.** Tax 2.495 (4) (d) (title) of the administrative code is amended
9 to read:

10 Tax 2.495 (4) (d) (title) ~~Gross receipts~~ Net gains from trading assets.

11 **SECTION 3494.** Tax 2.495 (4) (d) 1. of the administrative code is amended to
12 read:

13 Tax 2.495 (4) (d) 1. Except as provided in ~~subds. subd. 1m. and 2.~~, the
14 numerator of the receipts factor includes ~~gross receipts~~ net gains, net of
15 commissions, from sales of trading assets, if the day-to-day decisions regarding the
16 trading assets occur at a location in this state. If the day-to-day decisions regarding
17 the trading assets occur at locations both in and outside this state, the assets shall
18 be considered to be located at the location where the trading policies and guidelines
19 are established. It shall be rebuttably presumed that the location where the trading
20 policies and guidelines are established is at the taxpayer's commercial domicile.

21 **SECTION 3495.** Tax 2.495 (4) (d) 1m. of the administrative code is amended to
22 read:

23 Tax 2.495 (4) (d) 1m. ~~Except as provided in subd. 2., at~~ At the election of the
24 taxpayer, for taxable years beginning after December 31, 2014, the numerator of the
25 receipts factor includes ~~gross receipts~~ net gains, net of commissions, from sales of

1 trading assets if the customer's billing address is in this state. Once made, an
2 election under this subdivision cannot be revoked without prior consent from the
3 department. If a request to change an election has been approved by the department,
4 the change becomes effective with the first taxable year ending on or after approval
5 by the department.

6 **SECTION 3496.** Tax 2.495 (4) (d) 2. of the administrative code is repealed.

7 **SECTION 9101. Nonstatutory provisions; Administration.**

8 (1) VOLKSWAGEN SETTLEMENT FUNDS. Notwithstanding s. 16.047 (2) (b), during
9 the 2021-23 biennium, of the moneys in the appropriation under s. 20.855 (4) (h), the
10 department of administration shall allocate \$10,000,000 for grants under 16.047
11 (4m) for the installation of charging stations for vehicles with an electric motor and
12 shall allocate any remaining moneys for grants under 16.047 (2) for the replacement
13 of vehicles in the state fleet. Vehicles replaced under s. 16.047 (2) during the 2021-23
14 biennium shall be replaced with vehicles that are fuel-efficient or that have an
15 electric motor.

16 (2) TRANSFER OF HIGH-VOLTAGE TRANSMISSION LINE FEES.

17 (a) *Definition.* In this subsection, "fees" means the annual impact and onetime
18 environmental impact fees required to be paid under the rules promulgated under
19 s. 16.969 (2) (a), 2019 stats, and s. 16.969 (2) (b), 2019 stats.

20 (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and
21 liabilities of the department of administration primarily relating to the fees, as
22 determined by the secretary of administration, become the assets and liabilities of
23 the public service commission.

24 (c) *Employee transfers.* On the effective date of this paragraph, all positions,
25 and the incumbent employees holding those positions, in the department of

1 administration primarily related to the fees, as determined by the secretary of
2 administration, are transferred to the public service commission.

3 (d) *Employee status.* Employees transferred under par. (c) have all the rights
4 and the same status under ch. 230 in the public service commission that they enjoyed
5 in the department of administration immediately before the transfer.
6 Notwithstanding s. 230.28 (4), no employee so transferred who has attained
7 permanent status in class is required to serve a probationary period.

8 (e) *Tangible personal property.* On the effective date of this paragraph, all
9 tangible personal property, including records, of the department of administration
10 primarily relating to the fees, as determined by the secretary of administration, is
11 transferred to the public service commission.

12 (f) *Contracts.* All contracts entered into by the department of administration
13 primarily relating to the fees, as determined by the secretary of administration, in
14 effect on the effective date of this paragraph remain in effect and are transferred to
15 the public service commission. The public service commission shall carry out any
16 obligations under those contracts unless modified or rescinded to the extent allowed
17 under the contract.

18 (g) *Rules and orders.* All rules promulgated by the department of
19 administration in effect on the effective date of this paragraph that are primarily
20 related to the fees remain in effect until their specified expiration dates or until
21 amended or repealed by the public service commission. All orders issued by the
22 department of administration in effect on the effective date of this paragraph that
23 are primarily related to the fees remain in effect until their specified expiration dates
24 or until modified or rescinded by the public service commission.

1 (h) *Pending matters.* Any matter pending with the department of
2 administration on the effective date of this paragraph that is primarily related to the
3 fees, as determined by the secretary of administration, is transferred to the public
4 service commission. All materials submitted to or actions taken by the department
5 of administration with respect to the pending matter are considered as having been
6 submitted to or taken by the public service commission.

7 (3) OPIOID AND METHAMPHETAMINE DATA SYSTEM. From the appropriation under
8 s. 20.505 (1) (a), the department of administration shall allocate \$1,500,000 in fiscal
9 year 2021-22 as one-time funding to implement the opioid and methamphetamine
10 data system under subch. III of ch. 153.

11 (4) GREEN AND ENVIRONMENTALLY FRIENDLY PROCUREMENT PRACTICES. The
12 department of administration shall develop a plan to expand the use of green and
13 environmentally friendly state procurement, as determined by the secretary of
14 administration. The department shall submit the written plan to the governor by
15 June 30, 2022.

16 (5) PAID PARENTAL LEAVE. If the paid parental leave program under s. 230.12
17 (9m) is approved by the joint committee on employment relations, it shall go into
18 effect immediately upon approval by the joint committee on employment relations.

19 (6) CONTRACTS FOR WRITTEN FOREIGN LANGUAGE TRANSLATION.

20 (a) *Definitions.* In this subsection:

21 1. "Contractual services" has the meaning given in s. 16.70 (3).

22 2. "Executive branch agency" has the meaning given in s. 16.70 (4).

23 (b) *Contractual services contracts.* By no later than September 1, 2022, the
24 bureau of procurement in the department of administration shall amend existing
25 contracts or enter into at least one contract for contractual services to provide written

1 foreign language translation for executive branch agencies. Any such contract shall
2 require a 24-hour maximum period for completion of a requested translation from
3 the foreign language to English.

4 (7) MISCELLANEOUS PROJECTS. From the appropriation under s. 20.505 (1) (am),
5 the department of administration shall award grants to eligible recipients, as
6 determined by the department, in the following amounts for the following projects:

7 (a) *Green Bay visitor center.* \$2,000,000 for a visitor center in the city of Green
8 Bay.

9 (b) *Hmong cultural center.* \$2,000,000 for a Hmong cultural center.

10 (c) *Potawatomi observation tower.* \$5,000,000 for historic renovation and
11 accessible access to the Potawatomi State Park observation tower in Door County.

12 (d) *Food + Farm Exploration Center.* \$5,000,000 for a Food + Farm Exploration
13 Center in Portage County.

14 (e) *State Laboratory of Hygiene.* \$30,000,000 for a genomic sequencing wing
15 at the State Laboratory of Hygiene.

16 (f) *Blood Research Institute.* \$15,000,000 for the Blood Research Institute.

17 (g) *Western Wisconsin Forensic Center.* \$4,000,000 for a western Wisconsin
18 forensic center.

19 (h) *Children's Research Institute.* \$400,000 for new laboratory equipment for
20 the Children's Research Institute.

21 (i) *Reedsburg community center.* \$220,000 for improvements to the city of
22 Reedsburg community center.

23 (j) *Green Bay coal piles.* \$5,000,000 for the relocation of coal piles currently
24 located near the mouth of the Fox River in the city of Green Bay and for the
25 revitalization of the neighborhood from which the coal piles are to be relocated.

1 (k) *Wisconsin cranberry research station.* \$400,000 to construct a machine shed
2 and shop at the Wisconsin Cranberry Research Station.

3 (l) *Water supply control system.* \$530,000 for a new water supply control system
4 in the city of Waukesha.

5 (m) *Veterans housing.* \$50,000,000 for veterans housing statewide.

6 (n) *Ricardo Diaz Early Learning Academy.* \$2,000,000 to assist in completion
7 of the United Community Center's Ricardo Diaz Early Learning Academy in the city
8 of Milwaukee.

9 (8) POSITION TRANSFER TO DEPARTMENT OF TRANSPORTATION.

10 (a) *Employee transfer.* On the effective date of this paragraph, 1.0 FTE position
11 classified as staff development program specialist—senior in the department of
12 administration and the incumbent employee holding that position are transferred
13 to the department of transportation.

14 (b) *Employee status.* An employee transferred under par. (a) has all the rights
15 and the same status under ch. 230 in the department of transportation that the
16 employee enjoyed in the department of administration before the transfer.
17 Notwithstanding s. 230.28 (4), no employee transferred under par. (a) who has
18 attained permanent status in class is required to serve a probationary period.

19 **SECTION 9102. Nonstatutory provisions; Agriculture, Trade and**
20 **Consumer Protection.**

21 (1) EMERGENCY RULES FOR CONSERVATION GRANT PROGRAM. The department of
22 agriculture, trade and consumer protection may use the procedure under s. 227.24
23 to promulgate emergency rules relating to the conservation grant program under s.
24 93.76. Notwithstanding s. 227.24 (1) (a) and (3), when promulgating emergency
25 rules under this subsection, the department is not required to provide evidence that

1 promulgating a rule under this subsection as an emergency rule is necessary for the
2 preservation of the public peace, health, safety, or welfare and is not required to
3 provide a finding of emergency for a rule promulgated under this subsection.
4 Notwithstanding s. 227.24 (1) (e) 1d. and 1g., for emergency rules promulgated under
5 this subsection, the department is not required to prepare a statement of scope of the
6 rules or to submit the proposed rules in final draft form to the governor for approval.

7 (2) EMERGENCY RULES FOR REGENERATIVE AGRICULTURE PRACTICES GRANT PROGRAM.

8 The department of agriculture, trade and consumer protection may use the
9 procedure under s. 227.24 to promulgate emergency rules relating to the
10 regenerative agriculture practices grant program under s. 93.75. Notwithstanding
11 s. 227.24 (1) (a) and (3), when promulgating emergency rules under this subsection,
12 the department is not required to provide evidence that promulgating a rule under
13 this subsection as an emergency rule is necessary for the preservation of the public
14 peace, health, safety, or welfare and is not required to provide a finding of emergency
15 for a rule promulgated under this subsection. Notwithstanding s. 227.24 (1) (e) 1d.
16 and 1g., for emergency rules promulgated under this subsection, the department is
17 not required to prepare a statement of scope of the rules or to submit the proposed
18 rules in final draft form to the governor for approval.

19 (3) EMERGENCY RULES FOR FOOD SECURITY AND WISCONSIN PRODUCTS GRANT

20 PROGRAM. The department of agriculture, trade and consumer protection may use the
21 procedure under s. 227.24 to promulgate emergency rules relating to the food
22 security and Wisconsin products grant program under s. 93.60 for the period before
23 the effective date of any permanent rules promulgated under s. 93.60 but not to
24 exceed the period authorized under s. 227.24 (1) (c), subject to extension under s.
25 227.24 (2). Notwithstanding s. 227.24 (1) (a), (2) (b), and (3), when promulgating

1 emergency rules under this subsection, the department is not required to provide
2 evidence that promulgating a rule under this subsection as an emergency rule is
3 necessary for the preservation of the public peace, health, safety, or welfare and is
4 not required to provide a finding of emergency for a rule promulgated under this
5 subsection. Notwithstanding s. 227.24 (1) (e) 1d. and 1g., for emergency rules
6 promulgated under this subsection, the department is not required to prepare a
7 statement of scope of the rules or to submit the proposed rules in final draft form to
8 the governor for approval.

9 (4) EMERGENCY RULES FOR MEAT PROCESSING FACILITY GRANT PROGRAM. The
10 department of agriculture, trade and consumer protection may use the procedure
11 under s. 227.24 to promulgate emergency rules relating to the meat processing
12 facility grant program under s. 93.68 for the period before the effective date of any
13 permanent rules promulgated under s. 93.68 but not to exceed the period authorized
14 under s. 227.24 (1) (c), subject to extension under s. 227.24 (2). Notwithstanding s.
15 227.24 (1) (a), (2) (b), and (3), when promulgating emergency rules under this
16 subsection, the department is not required to provide evidence that promulgating a
17 rule under this subsection as an emergency rule is necessary for the preservation of
18 the public peace, health, safety, or welfare and is not required to provide a finding
19 of emergency for a rule promulgated under this subsection. Notwithstanding s.
20 227.24 (1) (e) 1d. and 1g., for emergency rules promulgated under this subsection, the
21 department is not required to prepare a statement of scope of the rules or to submit
22 the proposed rules in final draft form to the governor for approval.

23 **SECTION 9103. Nonstatutory provisions; Arts Board.**

24 **SECTION 9104. Nonstatutory provisions; Building Commission.**

1 **SECTION 9105. Nonstatutory provisions; Child Abuse and Neglect**
2 **Prevention Board.**

3 (1) 2021-23 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years
4 beginning on July 1, 2021, and ending on June 30, 2023, the Authorized State
5 Building Program is as follows:

(a) UNIVERSITY OF WISCONSIN SYSTEM

1. *Projects financed by general fund supported*

borrowing:

a. Eau Claire — science/health science building,
phase II

147,151,000

2. *Agency totals:*

General fund supported borrowing

147,151,000

Total — All sources of funds

\$ 147,151,000

6 **SECTION 9106. Nonstatutory provisions; Children and Families.**

7 (1) CRIMINAL HISTORY AND CHILD ABUSE RECORD SEARCHES.

8 (a) Notwithstanding s. 48.685 (1) (bm), for the purposes of conducting a
9 criminal history and child abuse record search under s. 48.685, “nonclient resident”
10 includes a person who has attained 10 years of age on the effective date of this
11 paragraph.

12 (b) Notwithstanding s. 48.686 (1) (bm), for the purposes of conducting a
13 criminal history and child abuse record search under s. 48.686, “household member”
14 includes a person who has attained 10 years of age on the effective date of this
15 paragraph.

1 (2) CHILD ABUSE AND NEGLECT PREVENTION PROGRAM; HOME VISITATION. Within the
2 allocation under s. 49.175 (1) (u), the department of children and families shall
3 allocate to the nurse family partnership home visitation program under s. 48.983 (4)
4 (b) in a county with a population of 750,000 or more an additional \$500,000 annually,
5 beginning in fiscal year 2021-22.

6 (3) CHILD CARE QUALITY IMPROVEMENT PROGRAM. Using the procedure under s.
7 227.24, the department of children and families may promulgate the rules
8 authorized under s. 49.133 (2) as emergency rules. Notwithstanding s. 227.24 (1) (a)
9 and (3), the department of children and families is not required to provide evidence
10 that promulgating a rule under this subsection as an emergency rule is necessary for
11 the preservation of the public peace, health, safety, or welfare and is not required to
12 provide a finding of emergency for a rule promulgated under this subsection.

13 (4) INTERNET ASSISTANCE PROGRAM. Using the procedure under s. 227.24, the
14 department of children and families may promulgate the rules authorized under s.
15 49.168 (2) as emergency rules. Notwithstanding s. 227.24 (1) (a) and (3), the
16 department of children and families is not required to provide evidence that
17 promulgating a rule under this subsection as an emergency rule is necessary for the
18 preservation of the public peace, health, safety, or welfare and is not required to
19 provide a finding of emergency for a rule promulgated under this subsection.

20 (5) EMERGENCY RULES CONCERNING QUALIFIED RESIDENTIAL TREATMENT PROGRAMS.
21 The department of children and families may promulgate emergency rules under s.
22 227.24 to implement s. 48.675. Notwithstanding s. 227.24 (1) (c) and (2), emergency
23 rules promulgated under this subsection remain in effect until July 1, 2023, or the
24 date on which permanent rules take effect, whichever is sooner. Notwithstanding
25 s. 227.24 (1) (a) and (3), the department is not required to provide evidence that

1 promulgating a rule under this subsection as an emergency rule is necessary for the
2 preservation of the public peace, health, safety, or welfare and is not required to
3 provide a finding of emergency for a rule promulgated under this subsection.

4 **SECTION 9107. Nonstatutory provisions; Circuit Courts.**

5 (1) CIRCUIT COURTS DESIGNATED TO BEGIN OPERATION IN 2021. The circuit court
6 branches added in s. 753.06 (4) (a), (7) (e), (9) (g), and (10) (f), are the additional
7 branches authorized to be added and allocated by the director of state courts under
8 s. 753.0605 (1) to begin operation on August 1, 2021.

9 **SECTION 9108. Nonstatutory provisions; Corrections.**

10 (1) EARNED RELEASE PROGRAM; REPORT. No later than the first day of the 12th
11 month beginning after the effective date of this subsection, the department of
12 corrections shall submit a report to the chief clerk of each house of the legislature for
13 distribution to the appropriate standing committees under s. 13.172 (3). The
14 department shall report on the aging and elderly population of inmates in Wisconsin
15 prisons, the costs of health care and other accommodations for that population, and
16 trends and projections for the aging and elderly population and associated costs. The
17 department shall also report on the feasibility, including costs and projected savings,
18 of establishing and operating a state run facility for elderly inmates, the feasibility
19 for adopting electronic monitoring as an alternative to incarceration for elderly
20 inmates, and the possibility for eligibility for medical assistance for individuals who
21 would qualify for alternatives to incarceration.

22 (2) EARNED RELEASE PROGRAM; RULES. The department of corrections shall
23 update its administrative rules to implement earned release for completion of a
24 vocational readiness training program under s. 302.05 (3), including specification of

1 the eligibility criteria for persons sentenced before the effective date of this
2 subsection to participate in the program.

3 (3) CONDITIONS OF SUPERVISION. No later than July 1, 2022, the department of
4 corrections shall review the efficacy of its standard conditions and rules of
5 supervision, and shall provide a report to the governor, the chief clerk of each house
6 of the legislature for distribution to the appropriate standing committees in the
7 manner provided under s. 13.172 (3), and the director of state courts. The report shall
8 include the number of violations reported for each condition and rule and a
9 comparison of the department of correction's standard conditions and rules of
10 supervision to conditions and rules of supervision in other states.

11 (4) EARNED COMPLIANCE CREDIT. A person who is serving a sentence for a
12 violation other than a crime specified in ch. 940 or s. 948.02, 948.025, 948.03, 948.05,
13 948.051, 948.055, 948.06, 948.07, 948.075, 948.08, 948.085, or 948.095 and who is in
14 custody upon revocation of extended supervision or parole on the effective date of this
15 subsection may petition the department to be given credit under s. 973.156. Upon
16 proper verification of the facts alleged in the petition, s. 973.156 shall be applied
17 retroactively to the person. If the department is unable to determine whether credit
18 should be given, or otherwise refuses to award retroactive credit, the person may
19 petition the sentencing court for relief. This subsection applies regardless of the date
20 the person was sentenced. A person who is required to register under s. 301.45 is not
21 eligible to receive credit under this subsection.

22 (5) REPORTS ON RISK ASSESSMENT AND TRAINING.

23 (a) The department of corrections shall conduct a review of the department's
24 evidence-based risk assessment tool and shall submit a report to the governor, the
25 chief clerk of each house of the legislature for distribution to the appropriate

1 standing committees in the manner provided under s. 13.172 (3), and the director of
2 state courts no later than the first day of the 12th month beginning after the effective
3 date of this paragraph. The department shall include in the report a review of the
4 available alternatives to the current risk assessment tool and the costs and savings
5 that would result from the use of alternatives. The department shall include in its
6 review the efficacy of an evidence-based risk assessment tool that uses ongoing or
7 recurring evaluations of an individual's ability to meet the conditions of supervision.

8 (b) The department of corrections shall conduct a review of the department's
9 training of community supervision officers and shall submit a report to the governor,
10 the chief clerk of each house of the legislature for distribution to the appropriate
11 standing committees in the manner provided under s. 13.172 (3), and the director of
12 state courts no later than the first day of the 12th month beginning after the effective
13 date of this paragraph. The department shall include in its report an evaluation of
14 best practices and outcomes of training models used in other states.

15 (6) SECURED JUVENILE FACILITIES; TERMINOLOGY CHANGE. All rules promulgated
16 by the department of corrections in effect on the effective date of this subsection that
17 are related to Type-1 juvenile correctional facilities, as determined by the secretary
18 of administration, remain in effect and apply to any secured residential care center
19 for children and youth operated by the department of corrections until their specified
20 expiration dates or until amended or repealed by the department of corrections.

21 (7) SENTENCE ADJUSTMENT FOR YOUTHFUL OFFENDERS. No later than the first day
22 of the 6th month beginning after the effective date of this subsection, the department
23 of corrections shall provide written notice under s. 973.018 (3) (a) to all youthful
24 offenders who have served at least 14 years of their terms of imprisonment.

25 **SECTION 9109. Nonstatutory provisions; Court of Appeals.**

1 (1) POSITION TRANSFER TO THE DEPARTMENT OF ADMINISTRATION.

2 (a) *Employee transfer.* On the effective date of this paragraph, 1.0 FTE position
3 classified as equal opportunity specialist—senior in the department of health
4 services and the incumbent employee holding that position are transferred to the
5 department of administration.

6 (b) *Employee status.* An employee transferred under par. (a) has all the rights
7 and the same status under ch. 230 in the department of administration that the
8 employee enjoyed in the department of health services before the transfer.
9 Notwithstanding s. 230.28 (4), no employee transferred under par. (a) who has
10 attained permanent status in class is required to serve a probationary period.

11 **SECTION 9110. Nonstatutory provisions; District Attorneys.**

12 **SECTION 9111. Nonstatutory provisions; Educational Communications**
13 **Board.**

14 **SECTION 9112. Nonstatutory provisions; Elections Commission.**

15 (1) INITIAL SHARING OF REGISTRATION INFORMATION. Notwithstanding ss. 85.61
16 (1), 110.09 (2), 342.06 (1) (eg), and 343.14 (2j), the department of transportation shall
17 enter into and begin transferring information under a revised agreement with the
18 elections commission administrator pursuant to s. 85.61 (1) no later than the first
19 day of the 9th month beginning after the effective date of this subsection.

20 (2) REPORT ON VOTER REGISTRATION INFORMATION INTEGRATION. No later than July
21 1, 2023, the elections commission shall report to the appropriate standing
22 committees of the legislature, in the manner specified in s. 13.172 (3), and to the
23 governor its progress in initially implementing a system to ensure the complete and
24 continuous registration of all eligible electors in this state, specifically including the
25 operability and utility of information integration with the department of

1 transportation and the feasibility and desirability of integrating public information
2 maintained by other state agencies and by technical colleges with the commission's
3 registration information to enhance the completeness and accuracy of the
4 information. At a minimum, the report shall contain an assessment of the feasibility
5 and desirability of the integration of registration information with information
6 maintained by the departments of health services, children and families, workforce
7 development, revenue, safety and professional services, and natural resources; the
8 University of Wisconsin System; and the technical college system board, as well as
9 the technical colleges within each technical college district.

10 **SECTION 9113. Nonstatutory provisions; Employee Trust Funds.**

11 (1) INCUMBENT INTERNAL AUDITOR. The individual holding the position of
12 internal auditor in the department of employee trust funds on the day before the
13 effective date of this subsection shall continue to serve in that position until an
14 internal auditor is appointed under s. 15.165 (5).

15 (2) INCUMBENT STAFF. Individuals holding positions as staff internal auditors
16 in the department of employee trust funds on the day before the effective date of this
17 subsection shall continue to serve in those positions until staff are appointed under
18 s. 40.03 (1) (dm).

19 (3) TERMINATION OF WISCONSIN RETIREMENT BOARD AND TEACHERS RETIREMENT
20 BOARD.

21 (a) *Transfer of orders, pending matters, contracts, and property.*

22 1. 'Orders.' All orders issued by the Wisconsin retirement board and the
23 teachers retirement board that are in effect on the effective date of this subdivision
24 remain in effect until their specified expiration date or until modified or rescinded
25 by the employee trust funds board.

1 2. 'Pending matters.' Any matter pending with the Wisconsin retirement board
2 or the teachers retirement board on the effective date of this subdivision is
3 transferred to the employee trust funds board and, with respect to the pending
4 matter, are considered as having been submitted to or taken by the employee trust
5 funds board.

6 3. 'Contracts.' All contracts entered into by the Wisconsin retirement board or
7 the teachers retirement board in effect on the effective date of this subdivision
8 remain in effect and are transferred to the employee trust funds board. The
9 employee trust funds board shall carry out any obligations under such a contract
10 until the contract is modified or rescinded by the employee trust funds board to the
11 extent allowed under the contract.

12 4. 'Tangible personal property.' On the effective date of this subdivision, all
13 tangible personal property, including records, of the Wisconsin retirement board and
14 the teachers retirement board is transferred to the employee trust funds board.

15 (b) *Interim employee trust funds board membership terms.*

16 1. Notwithstanding s. 15.16 (1) (cm) 1., the employee trust funds board member
17 appointed under s. 15.165 (3) (a) 4., 2019 stats., who is a member on the effective date
18 of this subdivision shall continue to serve on the employee trust funds board until
19 April 30, 2022.

20 2. Notwithstanding s. 15.16 (1) (cm) 2., the employee trust funds board member
21 appointed under s. 15.165 (3) (b) 7. or 8., 2019 stats., who is a member on the effective
22 date of this subdivision shall continue to serve on the employee trust funds board
23 until April 30, 2022.

24 3. Notwithstanding s. 15.16 (1) (cm) 1., the employee trust funds board member
25 appointed under s. 15.165 (3) (b) 1., 2., 4., 5., or 8., 2019 stats., who is a member on

1 the effective date of this subdivision shall continue to serve on the employee trust
2 funds board until April 30, 2022.

3 4. Notwithstanding s. 15.16 (1) (cm) 1., the employee trust funds board member
4 elected under s. 15.165 (3) (a) 7., 2019 stats., who is a member on the effective date
5 of this subdivision shall continue to serve on the employee trust funds board until
6 April 30, 2023.

7 5. Notwithstanding s. 15.16 (1) (cm) 1., the employee trust funds board member
8 appointed under s. 15.165 (3) (a) 3. or 5., 2019 stats., who is a member on the effective
9 date of this subdivision shall continue to serve on the employee trust funds board
10 until April 30, 2023.

11 6. Notwithstanding s. 15.16 (1) (cm) 2., the employee trust funds board member
12 appointed under s. 15.16 (1) (b), 2019 stats., but not under s. 15.16 (1) (b) 1. to 3., 2019
13 stats., who is a member on the effective date of this subdivision shall continue to
14 serve on the employee trust funds board until April 30, 2024.

15 7. Notwithstanding the term limits set forth in s. 15.16 (1) (intro.), 2019 stats.,
16 and s. 15.16 (1) (cm) (intro.), and notwithstanding s. 15.16 (1) (cm) 3., the employee
17 trust funds board member appointed under s. 15.16 (1) (c), 2019 stats., shall continue
18 to serve on the employee trust funds board until April 30, 2024.

19 8. Notwithstanding s. 15.16 (1) (cm) 2., the employee trust funds board member
20 appointed or elected under s. 15.165 (3) (a) 1. or 2., 2019 stats., who is a member on
21 the effective date of this subdivision shall continue to serve on the employee trust
22 funds board until April 30, 2025.

23 9. Notwithstanding s. 15.16 (1) (cm) 2., the employee trust funds board member
24 appointed under s. 15.165 (3) (b) 3., 6., or 7., 2019 stats., who is a member on the

1 effective date of this subdivision shall continue to serve on the employee trust funds
2 board until April 30, 2025.

3 10. Notwithstanding the term limits set forth in s. 15.16 (1) (intro.), 2019 stats.,
4 and s. 15.16 (1) (cm) (intro.), the members elected under s. 15.16 (1) (d) and (f), 2019
5 stats., who are members on the effective date of this subdivision shall continue to
6 serve on the employee trust funds board until April 30, 2026.

7 (4) TRANSFER OF OVERSIGHT OF GROUP DISABILITY BENEFIT INSURANCE PLANS.

8 (a) *Tangible personal property.* On the effective date of this paragraph, all
9 tangible personal property, including records, of the group insurance board that is
10 primarily related to the group income continuation insurance plan or long-term
11 disability insurance plan, as determined by the secretary of employee trust funds,
12 is transferred to the employee trust funds board.

13 (b) *Contracts.* All contracts entered into by the group insurance board in effect
14 on the effective date of this paragraph that are primarily related to the group income
15 continuation insurance plan or long-term disability insurance plan, as determined
16 by the secretary of employee trust funds, remain in effect and are transferred to the
17 employee trust funds board. The employee trust funds board shall carry out any
18 obligations under those contracts unless modified or rescinded by the employee trust
19 funds board to the extent allowed under the contract.

20 (c) *Rules.* All rules promulgated by the secretary of employee trust funds and
21 approved by the group insurance board in effect on the effective date of this
22 paragraph that are primarily related to the group income continuation insurance
23 plan or long-term disability insurance plan remain in effect until their specified
24 expiration dates or until amended or repealed by the employee trust funds board.

1 (d) *Pending matters.* Any matter pending with the group insurance board on
2 the effective date of this paragraph that is primarily related to the group income
3 continuation insurance plan or long-term disability insurance plan, as determined
4 by the secretary of employee trust funds, is transferred to the employee trust funds
5 board. All materials submitted to or actions taken by the group insurance board with
6 respect to the pending matter are considered as having been submitted to or taken
7 by the employee trust funds board.

8 (5) ACTUARIAL STUDY BY GROUP INSURANCE BOARD. The group insurance board,
9 in consultation with the actuary selected under s. 40.03 (1) (d) to perform actuarial
10 services for group health insurance plans offered by the group insurance board, shall
11 conduct a study of the potential costs and savings to school districts and current plan
12 participants if all Wisconsin school districts are required to participate in a group
13 health insurance plan offered by the group insurance board. No later than June 30,
14 2022, the group insurance board shall submit a written report of the study to the
15 governor and the joint committee on finance.

16 **SECTION 9114. Nonstatutory provisions; Employment Relations**
17 **Commission.**

18 **SECTION 9115. Nonstatutory provisions; Ethics Commission.**

19 (1) TEMPORARY LOBBYING SURCHARGE. With regard to lobbying for the 2021-22
20 legislative session, a person who files the principal registration form under s. 13.64
21 or the authorization statement under s. 13.65 shall pay to the ethics commission, in
22 addition to the fees under s. 13.75 (1g) (b) and (d), a \$55 surcharge for each such filing.
23 If the fees have not been paid prior to the effective date of this subsection, the
24 surcharge shall be submitted with the fees. If the fees have been paid prior to the

1 effective date of this subsection, the surcharge shall be paid at the time and in the
2 manner determined by the ethics commission.

3 **SECTION 9116. Nonstatutory provisions; Financial Institutions.**

4 (1) STUDENT LOAN SERVICERS; IMPLEMENTATION.

5 (a) No later than October 1, 2021, the department of financial institutions shall
6 determine whether it can fully implement the provisions created in this act as subch.
7 V of ch. 224 by October 1, 2021, and shall provide notice of this determination to the
8 legislative reference bureau by that date.

9 (b) If the notice of the department of financial institutions under par. (a) states
10 that the department cannot fully implement the provisions created in this act as
11 subch. V of ch. 224 by October 1, 2021, the department shall provide notice to the
12 legislative reference bureau of the date on which the provisions created in this act
13 as subch. V of ch. 224 will be fully implemented, which date may not be later than
14 January 1, 2023, and the legislative reference bureau shall publish a notice in the
15 Wisconsin Administrative Register that specifies this date.

16 (2) SMALL BUSINESS RETIREMENT SAVINGS BOARD; STAGGERED TERMS.

17 Notwithstanding the length of terms specified for the members of the small business
18 retirement savings board under s. 15.185 (4) (b), the members appointed under s.
19 15.185 (4) (a) 3., 4., 6., and 8. shall be appointed for initial terms expiring on May 1,
20 2023.

21 (3) CHILDREN'S SAVINGS AND INVESTMENT PROGRAM.

22 (a) The department of financial institutions shall collaborate with one or more
23 philanthropic organizations to develop a statewide children's savings and
24 investment program, funded and administered by the philanthropic organization or
25 organizations.

1 (b) The program under par. (a) shall allow the balance of an account established
2 under the program to be transferred to a college savings account established under
3 s. 224.50, consistent with any contribution limits or requirements under s. 224.50.

4 **SECTION 9117. Nonstatutory provisions; Governor.**

5 **SECTION 9118. Nonstatutory provisions; Health and Educational**
6 **Facilities Authority.**

7 **SECTION 9119. Nonstatutory provisions; Health Services.**

8 (1) CHILDLESS ADULTS DEMONSTRATION PROJECT. The department of health
9 services shall submit any necessary request to the federal department of health and
10 human services for a state plan amendment or waiver of federal Medicaid law or to
11 modify or withdraw from any waiver of federal Medicaid law relating to the childless
12 adults demonstration project under s. 49.45 (23), 2019 stats., to reflect the
13 incorporation of recipients of Medical Assistance under the demonstration project
14 into the BadgerCare Plus program under s. 49.471 and the termination of the
15 demonstration project. The department of health services may submit a request to
16 the federal department of health and human services to modify or withdraw from the
17 waiver granted under s. 49.45 (23) (g), 2019 stats.

18 (2) COVERAGE OF GROUP PHYSICAL THERAPY UNDER MEDICAL ASSISTANCE.

19 (a) The department of health services shall promulgate rules to include group
20 physical therapy as a covered service for recipients of medical assistance under s.
21 DHS 107.16, Wis. Admin. Code. The department of health services shall submit in
22 proposed form the rules required under this paragraph to the legislative council staff
23 under s. 227.15 (1) no later than July 1, 2022.

24 (b) The department of health services may promulgate emergency rules under
25 s. 227.24 to implement par. (a). Notwithstanding s. 227.24 (1) (c) and (2), emergency

1 rules promulgated under this paragraph remain in effect until the first day of the
2 25th month beginning after the effective date of the emergency rule, or the date on
3 which permanent rules take effect, whichever is sooner. Notwithstanding s. 227.24
4 (1) (a) and (3), the department of health services is not required to provide evidence
5 that promulgating a rule under this paragraph as an emergency rule is necessary for
6 the preservation of public peace, health, safety, or welfare and is not required to
7 provide a finding of emergency for a rule promulgated under this paragraph.

8 (3) USE OF COST REPORT DATA FOR RATE SETTING. For purposes of determining
9 payments for a facility under s. 49.45 (6m) (am), the department of health services
10 may use data other than data from fiscal year 2019-20 or fiscal year 2020-21 if the
11 department of health services determines that fiscal year 2019-20 or fiscal year
12 2020-21 are not appropriate bases for prospective rate setting due to fluctuations in
13 costs caused by the COVID-19 pandemic.

14 (4) CENTRALIZED DRUG REPOSITORY. The department of health services shall
15 study and implement a centralized physical drug repository program under s.
16 255.056.

17 (5) COMMUNITY-BASED PSYCHOSOCIAL SERVICES. The department of health
18 services may promulgate rules, including amending rules promulgated under s.
19 49.45 (30e) (b), update Medical Assistance program policies, and request any state
20 plan amendment or waiver of federal Medicaid law from the federal government
21 necessary to provide reimbursement to providers who are not county-based
22 providers for psychosocial services provided to Medical Assistance recipients under
23 s. 49.45 (30e).

24 (6) MEDICAL ASSISTANCE REIMBURSEMENT RATE INCREASE FOR DIRECT CARE IN
25 PERSONAL CARE AGENCIES. The department of health services shall increase the

1 Medical Assistance rates paid for direct care to agencies that provide personal care
2 services by a budgeted sum of \$15,000,000, as the state share of payments, and the
3 matching federal share of payments, in fiscal year 2021-22, and by a budgeted sum
4 of \$15,000,000, as the state share of payments, and the matching federal share of
5 payments, in fiscal year 2022-23, to support staff in those agencies who perform
6 direct care.

7 (7) DIRECT SUPPORT PROFESSIONAL TRAINING PILOT PROGRAM.

8 (a) In the 2021-23 biennium, the department of health services shall develop
9 and implement a pilot program to provide person-centered direct support
10 professional training to achieve consistent standards of health care practice. The
11 department shall provide identified standards of practice that allow health care
12 providers the flexibility to apply the standards of practice to their existing training
13 while also meeting the needs of patients in both community and facility settings.

14 (b) Any training developed and implemented under par. (a) shall be consistent
15 with state and federal requirements.

16 (c) The department of health services shall collaborate with the department of
17 workforce development, the Wisconsin technical college system, and health care
18 providers in developing and implementing the pilot program under this section.

19 (d) The department of health services shall develop a career plan that describes
20 the steps that lead to potential certification as a nurse aide.

21 (8) TAILORED CAREGIVER ASSESSMENT AND REFERRAL PILOT PROGRAM. During fiscal
22 year 2021-22, the department of health services shall conduct a one-year tailored
23 caregiver assessment and referral pilot program as described in the September 2020
24 report of the governor's task force on caregiving.

1 (9) STATEWIDE MINIMUM RATE BAND FOR HOME AND COMMUNITY-BASED LONG-TERM
2 CARE SUPPORTS.

3 (a) The department of health services shall develop a statewide minimum rate
4 band for home and community-based long-term care supports to establish equitable
5 and sustainable minimum rates.

6 (b) The department of health services shall include in its 2023-25 budget
7 request a proposal to implement the rate band developed under par. (a).

8 (10) OPTION TO PURCHASE PUBLICLY ADMINISTERED COVERAGE. During the 2021-23
9 fiscal biennium, the department of health services, the office of the commissioner of
10 insurance, or the department of health services in consultation with the office of the
11 commissioner of insurance shall conduct an analysis and actuarial study of the
12 creation of an option for individuals to purchase health coverage that is publicly
13 provided or administered. The analysis under this subsection shall incorporate
14 input from a variety of persons and entities, including consumers, that have an
15 interest in health insurance and health coverage, including Medical Assistance
16 program coverage, and an analysis of any other health care affordability initiatives.
17 If the department of health services or the office of the commissioner of insurance
18 determines that the option to purchase public coverage or any other health care
19 affordability initiatives are feasible, the department or office may submit to the
20 federal government any requests for a waiver of federal law or other federal approval
21 necessary to implement the public coverage option or any other health care
22 affordability initiatives. If the department of health services or office of the
23 commissioner of insurance obtains the necessary federal approval or determines
24 that no federal approval is necessary and if the department or office continues to
25 determine that the option to purchase public coverage or any other health care

1 affordability initiative is feasible, the department or office shall implement the
2 option to purchase public coverage or other health care affordability initiative by
3 January 1, 2025, or earlier if possible, except that if the commissioner of insurance
4 determines the provisions of title I of the federal Patient Protection and Affordable
5 Care Act, P.L. 111-148, are no longer enforceable, the department or office shall
6 implement the public option or other affordability initiatives by January 1, 2022, or
7 as soon as possible.

8 (11) MEDICAL ASSISTANCE REIMBURSEMENT FOR DIRECT CARE. From the increase
9 in reimbursement paid by the department of health services under the Medical
10 Assistance program to nursing facilities and to intermediate care facilities for
11 persons with an intellectual disability, increase by \$15,000,000 as the state share of
12 payments, plus the matching federal share of payments, in fiscal year 2021-22 and
13 by \$15,000,000 as the state share of payments, plus the matching federal share of
14 payments, in fiscal year 2022-23 payments to support the staff in those facilities who
15 perform direct care to residents.

16 (12) HOME CARE PROVIDER REGISTRY. The department of health services shall
17 conduct a one-year pilot program to create a home care provider registry that
18 supports home and community-based long-term care support programs, clients that
19 pay for home care privately, independent care workers, and vendors of the care
20 service industry. The department of health services shall use a software platform for
21 the registry and shall select a vendor for the software platform using its competitive
22 request-for-proposals procedures.

23 (13) INITIAL TRAINING FOR GUARDIANS. The grantee selected under s. 46.977 to
24 administer and conduct training shall, no later than one year after the effective date
25 of this subsection and in coordination with the department of health services,

1 develop the content for the initial training to be provided to guardians under s. 54.26
2 and implement the program.

3 (14) SURGICAL QUALITY IMPROVEMENT GRANT. From the appropriation under s.
4 20.435 (1) (b), the department of health services may award a onetime grant of
5 \$335,000 in fiscal year 2021-22 to support surgical quality improvement activities.
6 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department of health services
7 may transfer moneys appropriated for the purpose described under this subsection
8 from fiscal year 2021-22 to fiscal year 2022-23.

9 (15) HEALTH INFORMATION EXCHANGE. From the appropriation under s. 20.435
10 (1) (b), the department of health services shall provide a grant of \$655,000 in fiscal
11 year 2021-22 and a grant of \$655,000 in fiscal year 2022-23 to support health
12 information exchange activities. The department of health services may not
13 encumber moneys from the appropriation under s. 20.435 (1) (b) for a grant under
14 this subsection after June 30, 2023. Notwithstanding ss. 20.001 (3) (a) and 20.002
15 (1), the department may transfer moneys appropriated for the purpose described
16 under this subsection between fiscal years.

17 (16) SPINAL CORD INJURY COUNCIL; INITIAL APPOINTMENTS. Notwithstanding the
18 length of terms specified for the members of the spinal cord injury council under s.
19 15.197 (20) (a) (intro.), initial appointments to the council shall be made as follows:

20 (a) The members appointed under s. 15.197 (20) (a) 1., 3., 5., and 7., or in lieu
21 of those members under s. 15.197 (20) (b), shall be appointed for terms expiring on
22 July 1, 2024.

23 (b) The members appointed under s. 15.197 (20) (a) 2., 4., 6., and 8., or in lieu
24 of those members under s. 15.197 (20) (b), shall be appointed for terms expiring on
25 July 1, 2025.

1 (17) BLACK WOMEN'S HEALTH. The department of health services shall award a
2 grant of \$500,000 in fiscal year 2021-22 and a grant of \$500,000 in fiscal year
3 2022-23 to an entity to connect and convene efforts between state agencies, public
4 and private sector organizations, and community organizations to support a
5 statewide public health strategy to advance Black women's health. The department
6 of health services may award the grants from the appropriation under s. 20.435 (1)
7 (b).

8 (18) CRISIS URGENT CARE AND OBSERVATION CENTER EMERGENCY RULES. The
9 department of health services may promulgate rules allowed under s. 51.036 related
10 to crisis urgent care and observation centers as emergency rules under s. 227.24.
11 Notwithstanding s. 227.24 (1) (a) and (3), the department of health services is not
12 required to provide evidence that promulgating a rule under this subsection as an
13 emergency rule is necessary for the preservation of the public peace, health, safety,
14 or welfare and is not required to provide a finding of emergency for a rule
15 promulgated under this subsection.

16 (19) ADDICTION TREATMENT PLATFORM. From the appropriation under s. 20.435
17 (5) (a), the department of health services shall contract in fiscal year 2022-23 for the
18 development of a substance use disorder treatment platform that allows for the
19 comparison of substance use disorder treatment programs in the state. The
20 department of health services may expend no more than \$300,000 in fiscal year
21 2022-23 under this subsection.

22 (20) GRANT FOR PSYCHIATRIC BEDS.

23 (a) The legislature finds and determines that expanding psychiatric bed
24 capacity as described in par. (b) would greatly benefit state residents by expanding
25 access to timely inpatient mental health treatment and services and allowing public

1 financial resources to be better distributed to more effectively improve delivery of
2 mental health services. It is therefore in the public interest, and it is the public policy
3 of this state, to assist the hospital described under par. (b) in expanding psychiatric
4 bed capacity.

5 (b) In fiscal year 2021-22, from the appropriation under s. 20.435 (5) (a), the
6 department of health services shall award a grant in the amount of \$15,000,000 for
7 the purpose of expanding capacity for psychiatric beds to a hospital that applies to
8 the building commission and meets all of the following criteria:

9 1. The hospital is located in Eau Claire County, south of the Chippewa River,
10 and northeast of the intersection of STH 37 and USH 12 and is part of a health system
11 that has a hospital in Chippewa County.

12 2. The hospital agrees to expand psychiatric bed capacity by 22 beds between
13 the Eau Claire County hospital and the Chippewa County hospital. The hospitals
14 shall give preference in admissions to fill beds added under this subdivision to
15 individuals who meet the criteria for emergency detention under s. 51.15 and who
16 are from Ashland, Barron, Bayfield, Buffalo, Burnett, Chippewa, Clark, Douglas,
17 Dunn, Eau Claire, Iron, Jackson, La Crosse, Lincoln, Marathon, Monroe, Oneida,
18 Pepin, Pierce, Polk, Price, Rusk, Sawyer, St. Croix, Taylor, Trempealeau, Vilas,
19 Washburn, or Wood Counties.

20 3. The hospital identifies measures that it believes will serve the needs of area
21 residents with mental health needs, especially, as a critical component of the
22 measures, in reducing the burden on the Winnebago Mental Health Institute.

23 4. The hospital agrees to annually report to the legislature, in the manner
24 described under s. 13.172 (2), the services provided with the resources funded by the

1 grant awarded under this subsection, including the number of individuals diverted
2 from the Winnebago Mental Health Institute.

3 (c) The recipient of the grant under this subsection is liable to repay the grant
4 funds to the state if it fails to continue to maintain the expanded services and number
5 of expanded psychiatric beds available. The amount the hospital is liable for
6 repayment is reduced proportionately each year for 10 years of continuing expanded
7 services as described under this paragraph. A determination of continued services
8 shall be based on findings that the hospital does all of the following:

9 1. Maintains an agreed upon number of beds for acceptance of admissions for
10 emergency detention under s. 51.15. A hospital is considered to be in compliance
11 with this subdivision if at least half of the expanded psychiatric beds under par. (b)

12 2. are available for individuals who are initially admitted under an emergency
13 detention under s. 51.15.

14 2. Enters into a contract with, at minimum, two-thirds of the counties specified
15 in par. (b) 2. in which the hospital agrees to do all of the following:

16 a. Be the primary receiver for individuals under an emergency detention under
17 s. 51.15 for the county.

18 b. Accept for admission under an emergency detention individuals regardless
19 of payment source.

20 c. Accept any individual subject to an emergency detention from the county
21 unless all psychiatric beds added under par. (b) 2. are filled. The hospital may set
22 its payment rate based on the acuity of the individual being detained.

23 d. Ensure the county department is the secondary payer after any other
24 coverage the individual has is exhausted.

1 (d) Notwithstanding s. 150.93, any hospital that expands psychiatric bed
2 capacity under this subsection may increase its approved bed capacity.

3 (21) GRANT FOR MENTAL HEALTH BEDS.

4 (a) The legislature finds and determines that expanding mental health bed
5 capacity as described in par. (b) would greatly benefit state residents by expanding
6 access to timely mental health treatment and services and allowing public financial
7 resources to be better distributed to more effectively improve delivery of mental
8 health services. It is therefore in the public interest, and it is the public policy of this
9 state, to assist the health care center described under par. (b) in expanding mental
10 health bed capacity.

11 (b) In fiscal year 2021-22, the department of health services shall award a
12 grant in the amount of \$5,000,000 for the purpose of expanding mental health bed
13 capacity at an existing mental health facility in Marathon County to an organization
14 that applies to the department and that meets all of the following criteria:

15 1. The organization provides mental and behavioral health services in the
16 north central region of the state and has a campus in Marathon County.

17 2. The organization agrees to renovate or expand its existing mental health
18 campus to provide additional capacity for mental health treatment.

19 3. The organization identifies measures that it believes will serve the needs of
20 area residents with mental health needs, especially, as a critical component of the
21 measures, in reducing the burden on state-operated facilities.

22 4. The organization agrees to annually report to the legislature, in the manner
23 described under s. 13.172 (2), the services provided with the resources funded by the
24 grant awarded under this subsection, including the number of individuals diverted
25 from the state-operated facilities.

1 (c) Notwithstanding s. 150.93, any hospital that expands mental health bed
2 capacity under this subsection may increase its approved bed capacity.

3 (d) The organization that receives the grant under this subsection is liable to
4 repay the grant funds to the state if the organization fails to continue to maintain
5 the expanded mental health services for a period agreed to between the organization
6 and the department of health services.

7 (22) RACINE COUNTY FEDERALLY QUALIFIED HEALTH CENTERS.

8 (a) In this subsection, “federally qualified health center” has the meaning given
9 under 42 CFR 405.2401 (b).

10 (b) From the appropriation under s. 20.435 (1) (b), the department of health
11 services shall award \$53,000,000 in grants to create federally qualified health
12 centers in Racine County before June 30, 2023.

13 **SECTION 9120. Nonstatutory provisions; Higher Educational Aids**
14 **Board.**

15 (1) MINNESOTA-WISCONSIN TUITION RECIPROCITY AGREEMENT. The higher
16 educational aids board shall provide to the designated body representing the state
17 of Minnesota notice of the termination of the agreement under s. 39.47, 2019 stats.,
18 with the agreement’s termination to become effective on July 1, 2022. The higher
19 educational aids board and the Board of Regents of the University of Wisconsin
20 System shall negotiate new agreements to replace the agreement under s. 39.47,
21 2019 stats., with these new agreements to become effective on July 1, 2022.

22 **SECTION 9121. Nonstatutory provisions; Historical Society.**

23 **SECTION 9122. Nonstatutory provisions; Housing and Economic**
24 **Development Authority.**

1 (1) PILOT PROGRAM FOR HOMELESS CHILDREN AND YOUTHS. The Wisconsin Housing
2 and Economic Development Authority shall develop policies and procedures for and
3 implement a 2-year pilot program that gives priority to individuals who are included
4 in the category of homeless children and youths, as defined in 42 USC 11434a (2), and
5 families with at least one individual included in that category on the waiting list that
6 the authority, or a public housing agency or other entity that contracts with the
7 authority, maintains for vouchers under the federal housing choice voucher program.

8 **SECTION 9123. Nonstatutory provisions; Insurance.**

9 (1) PRESCRIPTION DRUG IMPORTATION PROGRAM. The commissioner of insurance
10 shall submit the first report required under s. 601.575 (5) by the next January 1 or
11 July 1, whichever is earliest, that is at least 180 days after the date the prescription
12 drug importation program is fully operational under s. 601.575 (4). The
13 commissioner of insurance shall include in the first 3 reports submitted under s.
14 601.575 (5) information on the implementation of the audit functions under s.
15 601.575 (1) (n).

16 (2) PRESCRIPTION DRUG COST SURVEY. The commissioner of insurance shall
17 conduct a statistically valid survey of pharmacies in this state regarding whether the
18 pharmacy agreed to not disclose that customer drug benefit cost sharing exceeds the
19 cost of the dispensed drug.

20 (3) PUBLIC OPTION HEALTH INSURANCE PLAN. The office of the commissioner of
21 insurance may expend from the appropriation under s. 20.145 (1) (a) in fiscal year
22 2021-22 not more than \$900,000 for the development of a public option health
23 insurance plan.

24 (4) HEALTH INSURANCE PREMIUM ASSISTANCE PROGRAM. The commissioner of
25 insurance shall develop a program to provide, beginning no later than plan year

1 2024, health insurance premium assistance to any resident of this state who
2 purchases a silver level plan on the exchange, as defined in s. 628.90 (1), and whose
3 household income exceeds 133 percent of the poverty line before application of the
4 5 percent income disregard as described in 42 CFR 435.603 (d), but does not exceed
5 250 percent of the poverty line. The assistance shall equal the difference between
6 the lowest-cost silver level plan and lowest-cost bronze level plan in the individual's
7 county of residence. The commissioner of insurance shall include a cost estimate of
8 the program with the 2023-24 biennial budget submission for the office of the
9 commissioner of insurance. In this subsection, "bronze level plan" means a plan
10 described in 42 USC 18022 (d) (1) (A), "poverty line" means the poverty line as defined
11 and revised annually under 42 USC 9902 (2) for a family the size of the individual's
12 family, and "silver level plan" means a plan described in 42 USC 18022 (d) (1) (B).

13 (5) PRESCRIPTION DRUG PURCHASING ENTITY. During the 2021-2023 fiscal
14 biennium, the office of the commissioner of insurance shall conduct a study on the
15 viability of creating or implementing a state prescription drug purchasing entity.

16 (6) SCHOOL DISTRICT GROUP HEALTH INSURANCE TASK FORCE.

17 (a) The commissioner of insurance shall establish a committee called the
18 "School District Group Health Insurance Task Force." The task force shall consist
19 of the following members appointed by the governor:

- 20 1. One representative from the office of the commissioner of insurance.
- 21 2. One representative from the department of administration.
- 22 3. One representative from the department of public instruction.
- 23 4. One representative from the department of employee trust funds.
- 24 5. One administrator of a school district.
- 25 6. One business official of a school district.

1 7. One member of a school board.

2 8. One official of a public employee union.

3 9. Three employees of public schools.

4 10. One representative of a health plan.

5 (b) The representative from the office of the commissioner of insurance shall
6 be the chairperson of the task force.

7 (c) Based on consultation with the task force, and review of the actuarial report
8 required under SECTION 9113 (6) of this act, the commissioner of insurance and the
9 secretary of employee trust funds shall develop an implementation plan, which, if
10 enacted, would require all school districts in this state to participate in a group
11 health insurance program offered by the group insurance board by January 1, 2024.

12 (d) The commissioner of insurance and the secretary of employee trust funds
13 shall submit the implementation plan to the governor and the joint committee of
14 finance by December 31, 2022.

15 (7) **PRESCRIPTION DRUG AFFORDABILITY REVIEW BOARD.** Notwithstanding the
16 length of terms specified for the members of the board under s. 15.735 (1) (b) to (e),
17 2 of the initial members shall be appointed for terms expiring on May 1, 2023; 2 of
18 the initial members shall be appointed for terms expiring on May 1, 2024; 2 of the
19 initial members shall be appointed for terms expiring on May 1, 2025, and 2 of the
20 initial members shall be appointed for terms expiring on May 1, 2026.

21 **SECTION 9124. Nonstatutory provisions; Investment Board.**

22 **SECTION 9125. Nonstatutory provisions; Joint Committee on Finance.**

23 **SECTION 9126. Nonstatutory provisions; Judicial Commission.**

24 **SECTION 9127. Nonstatutory provisions; Justice.**

1 (1) SEXUAL ASSAULT KITS. Within 180 days of the effective date of this subsection,
2 the department of justice shall promulgate emergency rules under s. 227.24 to
3 implement s. 165.775 for the period before the effective date of the permanent rules
4 but not to exceed the period authorized under s. 227.24 (1) (c), subject to extension
5 under s. 227.24 (2). Notwithstanding s. 227.24 (1) (a), (2) (b), and (3), the department
6 is not required to provide evidence that promulgating a rule under this subsection
7 as an emergency rule is necessary for the preservation of the public peace, health,
8 safety, or welfare and is not required to provide a finding of emergency for a rule
9 promulgated under this subsection.

10 (2) SENTENCING REVIEW COUNCIL; REPORT. No later than July 1, 2022, the
11 sentencing review council shall submit a report on its findings and recommendations
12 under s. 165.27 (1) to (4) to the attorney general under s. 15.09 (7) and to the
13 appropriate standing committees of the legislature under s. 13.172 (3).

14 **SECTION 9128. Nonstatutory provisions; Legislature.**

15 (1) REDISTRICTING.

16 (a) *Definitions.* In this subsection:

17 1. "Commission" means the People's Maps Commission created by the governor
18 on January 27, 2020, under executive order 66.

19 2. "Legislature" means the legislature instituted on January 5, 2021.

20 (b) *Preparation of legislation.* The legislative reference bureau shall prepare
21 in proper form legislation that gives effect to the congressional redistricting plan
22 proposed by the commission for consideration by the legislature and separate
23 legislation that gives effect to the state assembly and senate redistricting plan
24 proposed by the commission for consideration by the legislature. The bureau shall
25 deliver the legislation to the governor for approval.

1 (c) *Introduction, consideration, and vote.*

2 1. The governor shall deliver the bills prepared under par. (b) to the joint
3 committee on legislative organization, which shall introduce the bills without
4 change in each house of the legislature. The bills shall then be referred to the
5 appropriate standing committees of each house.

6 2. The legislature shall take final action on either the assembly version or the
7 senate version of the bills introduced under subd. 1. no later than the 60th day after
8 the bill is introduced.

9 3. The legislature may not take action on congressional redistricting legislation
10 not introduced under subd. 1. until after either the assembly version or the senate
11 version of the congressional redistricting bill introduced under subd. 1. has been
12 voted on by each house of the legislature.

13 4. The legislature may not take action on legislative redistricting legislation
14 not introduced under subd. 1. until after either the assembly version or the senate
15 version of the legislative redistricting bill introduced under subd. 1. has been voted
16 on by each house of the legislature.

17 (d) *Public records.*

18 1. Notwithstanding s. 16.61 (2) (b) 1., all public records, as defined in s. 16.61
19 (2) (b), created or maintained by each house, committee, and member of the
20 legislature that relate to congressional or legislative redistricting may not be
21 destroyed until after December 31, 2030.

22 2. Notwithstanding ss. 13.91 to 13.96, 19.36 (1), and 905.03, all records, as
23 defined in s. 19.32 (2), created or maintained by each house, committee, and member
24 of the legislature that relate to congressional or legislative redistricting are subject
25 to inspection and copying under s. 19.35 and may not be withheld from public access

1 on the basis of any claim of confidentiality or privilege, except for records containing
2 communications that are privileged under s. 905.03 and that concern a previously
3 drafted congressional or legislative redistricting plan.

4 (e) *Open meetings.* Notwithstanding ss. 13.91 to 13.96 and 905.03, each
5 meeting related to congressional or legislative redistricting shall be preceded by
6 public notice, as provided in s. 19.84, and shall be held in a place reasonably
7 accessible to members of the public and open to all citizens at all times, if the meeting
8 includes any of the following:

- 9 1. Two or more members of the legislature.
- 10 2. Members of the partisan staff of 2 or more legislative offices.
- 11 3. A member of the legislature and nonpartisan legislative staff.
- 12 4. A member of the legislature and a person retained by the legislature to assist
13 with congressional or legislative redistricting.

14 (2) JOINT LEGISLATIVE COUNCIL STUDY. The joint legislative council shall study
15 the implementation of the marijuana tax and regulation provided under subch. IV
16 of ch. 139 and identify uses for the revenues generated by the tax. The joint
17 legislative council shall report its findings, conclusions, and recommendations to the
18 joint committee on finance no later than 2 years after the effective date of this
19 subsection.

20 **SECTION 9129. Nonstatutory provisions; Lieutenant Governor.**

21 **SECTION 9130. Nonstatutory provisions; Local Government.**

22 (1) LEVY LIMIT EXCEPTION FOR REGIONAL PLANNING COMMISSION CHARGES. For the
23 purposes of a levy imposed by a city, village, town, or county in December 2021, the
24 base amount to which s. 66.0602 (2) applies does not include any amount that the city,
25 village, town, or county levied in the immediately preceding year to pay for the city's,

1 village's, town's, or county's share of a regional planning commission's budget as
2 charged by the commission under s. 66.0309 (14) (a) to (c).

3 **SECTION 9131. Nonstatutory provisions; Military Affairs.**

4 (1) TRUAX FIELD ELECTRICAL MICRO GRID SYSTEM. In fiscal year 2022-23, the
5 department of military affairs shall conduct a study to determine whether
6 construction of an electrical micro grid system at Truax Field is feasible. The
7 department may expend from the appropriation under s. 20.465 (1) (b) in fiscal year
8 2022-23 not more than \$64,000 to support the study under this subsection. If, based
9 on the study, the adjutant general determines that construction of an electrical micro
10 grid system at Truax Field is feasible, the department may expend from the
11 appropriation under s. 20.465 (1) (b) in fiscal year 2022-23 not more than \$296,000
12 for schematic designs related to the construction of an electrical micro grid system
13 at Truax Field.

14 **SECTION 9132. Nonstatutory provisions; Natural Resources.**

15 (1) EMERGENCY RULE-MAKING AUTHORITY; GREAT LAKES EROSION CONTROL
16 PROGRAM. The department of natural resources may use the procedure under s.
17 227.24 to promulgate emergency rules under s. 23.199 for the period before the date
18 on which permanent rules under s. 23.199 take effect. Notwithstanding s. 227.24 (1)
19 (c) and (2), emergency rules promulgated under this subsection remain in effect until
20 the first day of the 25th month beginning after the effective date of the emergency
21 rules, the date on which the permanent rules take effect, or the effective date of the
22 repeal of the emergency rules, whichever is earlier. Notwithstanding s. 227.24 (1) (a)
23 and (3), the department of natural resources is not required to provide evidence that
24 promulgating a rule under this subsection as emergency rules is necessary for the

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

3 (2) TRANSFER OF LAND RECYCLING LOAN PROGRAM BALANCE. All moneys
4 appropriated for the land recycling loan program under s. 281.60, 2019 stats., that
5 are unallocated on the effective date of this subsection shall be transferred to the
6 environmental improvement fund for the clean water fund program under s. 281.58.

7 (3) EMERGENCY RULES FOR PFAS MUNICIPAL GRANT PROGRAM. The department of
8 natural resources may use the procedure under s. 227.24 to promulgate emergency
9 rules relating to the municipal grant program under s. 292.66. Notwithstanding s.
10 227.24 (1) (a) and (3), when promulgating emergency rules under this subsection, the
11 department is not required to provide evidence that promulgating a rule under this
12 subsection as an emergency rule is necessary for the preservation of the public peace,
13 health, safety, or welfare and is not required to provide a finding of emergency for a
14 rule promulgated under this subsection. Notwithstanding s. 227.24 (1) (e) 1d. and
15 1g., for emergency rules promulgated under this subsection, the department is not
16 required to prepare a statement of scope of the rules or to submit the proposed rules
17 in final draft form to the governor for approval.

18 (4) EMERGENCY RULES FOR PFAS IN DRINKING WATER, GROUNDWATER, SURFACE
19 WATER, SOLID WASTE, BEDS OF NAVIGABLE WATERS, AND CONTAMINATED SOIL AND SEDIMENT.

20 (a) The department of natural resources shall promulgate emergency rules
21 under s. 227.24 establishing acceptable levels and standards, performance
22 standards, monitoring requirements, and required response actions for any
23 perfluoroalkyl or polyfluoroalkyl substance or group or class of such substances that
24 the department determines may be harmful to human health or the environment in
25 the following:

- 1 1. Drinking water under s. 281.17 (8).
- 2 2. Groundwater under ss. 160.07 (5) and 160.15.
- 3 3. Surface water from point sources under ss. 283.11 (4) and 283.21 and from
- 4 nonpoint sources under s. 281.16.
- 5 4. Air under s. 285.27 (2) (bm), if the standards are needed to provide adequate
- 6 protection for public health or welfare.
- 7 5. Solid waste and solid waste facilities under chs. 289 and 291.
- 8 6. Beds of navigable waters under s. 30.20.
- 9 7. Soil and sediment under chs. 289 and 292.
- 10 (b) The department of natural resources shall promulgate emergency rules
- 11 under s. 227.24 to do all of the following:
- 12 1. Add any perfluoroalkyl or polyfluoroalkyl substance or group or class of such
- 13 substances that the department determines may be harmful to human health or the
- 14 environment to the list of toxic pollutants under s. 283.21 (1) (a) for purposes of
- 15 setting toxic effluent standards or prohibitions under s. 283.11 (4).
- 16 2. Add to the list of hazardous constituents under s. 291.05 (4) any
- 17 perfluoroalkyl or polyfluoroalkyl substance or group or class of such substances for
- 18 which the department determines that the listing is necessary to protect public
- 19 health, safety, or welfare.
- 20 3. Administer and enforce ch. 292 in relation to remedial actions involving
- 21 perfluoroalkyl or polyfluoroalkyl substances or a group or class of such substances.
- 22 (c) Notwithstanding any finding required under par. (a) or (b), emergency rules
- 23 promulgated under pars. (a) and (b) shall include, at a minimum, perfluorooctane
- 24 sulfonic acid, perfluorooctanoic acid, perfluorohexane sulfonic acid,
- 25 perfluorononanoic acid, and perfluorobutane sulfonic acid and shall include

1 provisions for enforcing these standards, including requiring sampling, monitoring,
2 testing, and response actions.

3 (d) Notwithstanding s. 227.24 (1) (c) and (2), emergency rules promulgated
4 under pars. (a) and (b) remain in effect until July 1, 2022, or the date on which
5 permanent rules take effect, whichever is sooner. Notwithstanding s. 227.24 (1) (a)
6 and (3), the department of natural resources is not required to provide evidence that
7 promulgating a rule under this subsection as an emergency rule is necessary for the
8 preservation of public peace, health, safety, or welfare and is not required to provide
9 a finding of emergency for a rule promulgated under this subsection.

10 (5) WATER QUALITY STANDARDS FOR PFAS. The department of natural resources
11 shall promulgate, under s. 281.15, water quality standards for perfluorooctane
12 sulfonic acid, perfluorooctanoic acid, perfluorohexane sulfonic acid,
13 perfluorononanoic acid, and perfluorobutane sulfonic acid and any other
14 perfluoroalkyl or polyfluoroalkyl substance or group or class of such substances that
15 the department determines may be harmful to human health and necessary to
16 protect a water's designated use.

17 (6) LIST OF GROUNDWATER CONTAMINANTS. The department of natural resources
18 shall add to the list of groundwater contaminants under s. 160.05 any perfluoroalkyl
19 and polyfluoroalkyl substance or group or class of such substances that is shown to
20 involve public health concerns and that has a reasonable probability of entering the
21 groundwater and shall categorize and rank those substances according to the
22 provisions of s. 160.05.

23 (7) TESTING LABORATORIES; EMERGENCY RULES.

24 (a) The department of natural resources shall promulgate emergency rules
25 under s. 227.24 establishing criteria for certifying laboratories to test for any

1 perfluoroalkyl or polyfluoroalkyl substances, including the standards and methods
2 for such testing, and shall certify laboratories that meet these criteria.
3 Notwithstanding s. 227.24 (1) (c) and (2), emergency rules promulgated under this
4 subsection remain in effect until July 1, 2022, or the date on which permanent rules
5 take effect, whichever is sooner. Notwithstanding s. 227.24 (1) (a) and (3), the
6 department of natural resources is not required to provide evidence that
7 promulgating a rule under this subsection as an emergency rule is necessary for the
8 preservation of public peace, health, safety, or welfare and is not required to provide
9 a finding of emergency for a rule promulgated under this subsection.

10 (b) Before emergency rules are promulgated under par. (a), the department of
11 natural resources may require testing for a perfluoroalkyl or polyfluoroalkyl
12 substance to be done according to any nationally recognized procedures.

13 (8) MUNICIPAL FLOOD CONTROL AID. Notwithstanding eligibility requirements for
14 receiving aid or limitations on the amount and use of aid provided under s. 281.665,
15 from the appropriation under s. 20.370 (6) (dq), the department of natural resources
16 shall award \$1,000,000 in fiscal year 2021-22 and \$1,000,000 in fiscal year 2022-23
17 for the preparation of flood insurance studies and other flood mapping projects.

18 (9) EMERGENCY RULES FOR FIRE FIGHTING FOAM. The department of natural
19 resources may use the procedure under s. 227.24 to promulgate emergency rules
20 relating to the collection and disposal of fire fighting foams that contain
21 perfluoroalkyl and polyfluoroalkyl substances. Notwithstanding s. 227.24 (1) (a) and
22 (3), when promulgating emergency rules under this subsection, the department is
23 not required to provide evidence that promulgating a rule under this subsection as
24 an emergency rule is necessary for the preservation of the public peace, health,
25 safety, or welfare and is not required to provide a finding of emergency for a rule

1 promulgated under this subsection. Notwithstanding s. 227.24 (1) (e) 1d. and 1g., for
2 emergency rules promulgated under this subsection, the department is not required
3 to prepare a statement of scope of the rules or to submit the proposed rules in final
4 draft form to the governor for approval.

5 (10) LAND CONSERVATION AND RECREATION GRANTS. From the appropriation under
6 s. 20.370 (1) (ma), in fiscal year 2021-22 the department of natural resources shall
7 fund all of the following conservation and recreational projects in the following
8 amounts:

9 (a) A grant to West Wisconsin Land Trust to acquire land in the town of Peru
10 in the county of Dunn, \$706,045.

11 (b) A grant to West Wisconsin Land Trust to acquire land in the town of
12 Maxville in the county of Buffalo, \$460,545.

13 (c) A grant to the city of Milwaukee to redevelop Modrzejewski Park, \$773,910.

14 (d) A grant to the city of Ashland to redevelop Kreher Park, \$601,000.

15 (e) Department of natural resources' acquisition of land for the Jefferson Marsh
16 Wildlife Area, \$325,000.

17 (f) A grant to Jefferson County to develop an interurban recreation trail
18 between Watertown and Oconomowoc, \$655,252.

19 (g) A grant to the city of West Bend to develop the Riverwalk South, \$617,208.

20 (h) A grant to the village of Sister Bay to acquire land on the bay of Green Bay,
21 \$785,185.

22 (i) A grant to the village of Egg Harbor to acquire land on the bay of Green Bay,
23 \$470,250.

24 **SECTION 9133. Nonstatutory provisions; Public Defender Board.**

1 (1) ASSISTANT STATE PUBLIC DEFENDER MERIT-BASED PAY RAISES. Notwithstanding
2 s. 230.12 (11) (c), from the appropriation under s. 20.550 (1) (a), the public defender
3 board may provide merit-based pay raises under the assistant state public defender
4 pay progression plan under s. 230.12 (11) to increase the base pay of assistant public
5 defenders who were employed by the public defender board before July 1, 2021, in
6 fiscal year 2022.

7 **SECTION 9134. Nonstatutory provisions; Public Instruction.**

8 (1) SPECIAL ADJUSTMENT AID IN THE 2021-22 SCHOOL YEAR. Notwithstanding s.
9 121.105 (2), in the 2021-22 and 2022-23 school years, the department of public
10 instruction shall calculate the aid adjustment under s. 121.105 using 90 percent
11 instead of 85 percent in s. 121.105 (2) (am) 1. and 2.

12 (2) PER PUPIL AID; ADDITIONAL AID FOR ECONOMICALLY DISADVANTAGED PUPILS.
13 Notwithstanding s. 115.437 (2) (a) 2., in the 2021-22 and 2022-23 school years, for
14 purposes of the calculation under s. 115.437 (2) (a) 2., the department of public
15 instruction shall multiply the number of pupils enrolled in a school district by the
16 school district's rate of economically disadvantaged pupils, as defined in s. 115.437
17 (1) (d), in the 2019-20 school year instead of by the school district's rate of
18 economically disadvantaged pupils, as defined in s. 115.437 (1) (d), in the previous
19 school year.

20 (3) PARENTAL CHOICE PROGRAMS; TRANSFERRING APPLICANTS BETWEEN PROGRAMS;
21 RULE-MAKING. The department of public instruction may promulgate emergency
22 rules under s. 227.24 to implement the pupil counting exceptions specified under ss.
23 118.60 (11) (e) and 119.23 (11) (e). Notwithstanding s. 227.24 (1) (c) and (2),
24 emergency rules promulgated under this section remain in effect until July 1, 2024,
25 or the date on which permanent rules take effect, whichever is sooner.

1 (4) SECONDARY GUARANTEE. Notwithstanding s. 121.07 (7) (b), for the purpose
2 of setting the secondary guaranteed valuation per member in the 2021-22 school
3 year, the department of public instruction shall treat the appropriation under s.
4 20.255 (2) (ac) as if \$75,000,000 less had been appropriated for that year.

5 **SECTION 9135. Nonstatutory provisions; Public Lands, Board of**
6 **Commissioners of.**

7 **SECTION 9136. Nonstatutory provisions; Public Service Commission.**

8 **SECTION 9137. Nonstatutory provisions; Revenue.**

9 (1) COMMUNITY HEALTH CENTERS. Notwithstanding s. 70.11 (intro.), an owner of
10 property that is exempt from taxation under s. 70.11 (4) (a) 1m. may claim the
11 exemption for the assessment as of January 1, 2022, if the property owner files the
12 form described under s. 70.11 (intro.) with the assessor of the taxation district no
13 later than 30 days after the effective date of this subsection.

14 **SECTION 9138. Nonstatutory provisions; Safety and Professional**
15 **Services.**

16 (1) DENTAL THERAPIST LICENSURE.

17 (a) When the first individual becomes licensed as a dental therapist in this
18 state under s. 447.04 (1m), the dentistry examining board shall send a notice to the
19 legislative reference bureau for publication in the Wisconsin Administrative
20 Register.

21 (b)

22 1. The dentistry examining board shall promulgate emergency rules under s.
23 227.24 that are necessary to implement the licensure of dental therapists under this
24 act. Notwithstanding s. 227.24 (1) (c) and (2), emergency rules promulgated under
25 this subdivision remain in effect for 2 years, or until the date on which permanent

1 rules take effect, whichever is sooner. Notwithstanding s. 227.24 (1) (a) and (3), the
2 board is not required to provide evidence that promulgating a rule under this
3 subdivision as an emergency rule is necessary for the preservation of the public
4 peace, health, safety, or welfare and is not required to provide a finding of emergency
5 for a rule promulgated under this subdivision.

6 2. The dentistry examining board shall present a statement of scope for
7 permanent and emergency rules required to implement the licensure of dental
8 therapists under this act to the department of administration under s. 227.135 (2)
9 no later than the 30th day after the effective date of this subdivision.
10 Notwithstanding s. 227.135 (2), if the governor does not disapprove the statement
11 of scope by the 30th day after the statement is presented to the department of
12 administration, the statement is considered to be approved by the governor.

13 3. The dentistry examining board shall submit a proposed emergency rule
14 required to implement the licensure of dental therapists under this act to the
15 governor for approval under s. 227.24 (1) (e) 1g. no later than the 150th day after the
16 effective date of this subdivision. Notwithstanding s. 227.24 (1) (e) 1g., if the
17 governor does not reject the proposed emergency rule by the 14th day after the rule
18 is submitted to the governor in final draft form, the rule is considered to be approved
19 by the governor.

20 4. The dentistry examining board shall submit a proposed permanent rule
21 required to implement the licensure of dental therapists under this act to the
22 governor for approval under s. 227.185 no later than the 365th day after the effective
23 date of this subdivision. Notwithstanding s. 227.185, if the governor does not reject
24 that proposed permanent rule by the 30th day after the rule is submitted to the
25 governor in final draft form, the rule is considered to be approved by the governor.

1 (2) PHARMACISTS; OPIOID ANTAGONISTS. Using the procedure under s. 227.24, the
2 pharmacy examining board may promulgate rules required under s. 450.02 (2c).
3 Notwithstanding s. 227.24 (1) (c) and (2), emergency rules promulgated under this
4 subsection remain in effect until May 1, 2023, or the date on which permanent rules
5 take effect, whichever is sooner. Notwithstanding s. 227.24 (1) (a) and (3), the board
6 is not required to provide evidence that promulgating a rule under this subsection
7 as an emergency rule is necessary for the preservation of the public peace, health,
8 safety, or welfare and is not required to provide a finding of emergency for a rule
9 promulgated under this subsection.

10 (3) SEPTAGE CHARACTERIZATION STUDY. The department of safety and
11 professional services shall fund a septage characterization study by the Department
12 of Soil and Waste Resources of the College of Natural Resources of the University of
13 Wisconsin-Stevens Point. The study shall analyze and make recommendations on
14 practices to mitigate the risk of contamination of the state's groundwater and surface
15 waters through the strategic and data-driven application of septage at sites
16 approved by the department of natural resources. The Department of Soil and Waste
17 Resources of the College of Natural Resources of the University of
18 Wisconsin-Stevens Point shall prepare a report detailing the results of the study and
19 shall submit the report to the appropriate standing committees of the legislature in
20 the manner provided under s. 13.172 (3) no later than December 31, 2022.

21 **SECTION 9139. Nonstatutory provisions; Secretary of State.**

22 **SECTION 9140. Nonstatutory provisions; State Fair Park Board.**

23 **SECTION 9141. Nonstatutory provisions; Supreme Court.**

24 **SECTION 9142. Nonstatutory provisions; Technical College System.**

1 (1) VOTER IDENTIFICATION. No later than August 1, 2021, each technical college
2 in this state that is a member of and governed by the technical college system under
3 ch. 38 shall issue student identification cards that qualify as identification under s.
4 5.02 (6m) (f).

5 (2) GRANT FOR MANUFACTURING ENGINEERING APPRENTICESHIP CENTER. From the
6 appropriation under s. 20.292 (1) (f), in the 2021-22 fiscal year, the technical college
7 system board shall award a \$9,600,000 grant to Mid-State Technical College for a
8 manufacturing engineering apprenticeship center.

9 **SECTION 9143. Nonstatutory provisions; Tourism.**

10 (1) TRANSFER OF AMERICAN INDIAN TOURISM MARKETING CONTRACT. The contract
11 between the department of tourism and the Great Lakes inter-tribal council in effect
12 on the effective date of this subsection that is primarily related to the promotion of
13 tourism featuring American Indian heritage and culture, as determined by the
14 secretary of administration, is transferred to the department of administration. The
15 department of administration shall carry out any obligations under such a contract
16 until the contract is modified or rescinded by the department of administration to the
17 extent allowed under the contract.

18 (2) CREATIVE ECONOMY DEVELOPMENT INITIATIVE GRANTS.

19 (a) In this subsection, “creative industry” means any of the following whose
20 products or services have an origin in artistic, cultural, creative, or aesthetic content:

- 21 1. An organization or business, whether operated for profit or not for profit.
- 22 2. An individual.

23 (b) In the 2021-23 fiscal biennium, from the appropriation under s. 20.380 (3)
24 (b), the arts board shall award creative economy development initiative grants on a
25 competitive basis to businesses, whether operated for profit or not for profit,

1 municipal and county governmental agencies, and business development
2 organizations or associations that work to promote creative industries, job creation,
3 arts education, workforce training and development, or economic development in
4 this state. A grant awarded under this subsection may not exceed \$40,000.

5 (c) The arts board may not award a grant under par. (b) unless the business,
6 governmental agency, or business development organization or association has
7 secured from nonstate sources an amount equal to at least twice the amount of the
8 proposed grant.

9 (d) The arts board may not award more than \$500,000 in grants under this
10 subsection.

11 (e) The arts board shall develop a matrix to evaluate the effectiveness of
12 creative economy development initiative grants awarded under this subsection and
13 shall submit a report on the effectiveness of the creative economy development
14 initiative grants, as determined using the matrix developed under this paragraph,
15 to the joint committee on finance no later than May 1, 2023.

16 (3) DESTINATION MARKETING GRANTS.

17 (a) *Definitions.* In this subsection:

18 1. “Governmental organization” means a department or a subunit of a county,
19 city, village, town, or federally recognized American Indian tribe or band in this state.

20 2. “Tourism promotion and development organization” means a nonprofit
21 organization or a governmental organization whose primary purpose is the
22 promotion and development of tourism to or within this state or a particular region
23 in this state.

24 (b) *Continuation of operations grants.* From the appropriation under s. 20.380

25 (1) (c), the department of tourism shall award grants to tourism promotion and

1 development organizations, other than governmental organizations, adversely
2 affected by the COVID-19 global pandemic to assist those organizations to remain
3 operational.

4 (c) *Tourism marketing grants.* From the appropriation under s. 20.380 (1) (c),
5 the department of tourism shall award grants to tourism promotion and
6 development organizations for purposes of short-term tourism marketing in
7 connection with this state's recovery from the COVID-19 global pandemic.

8 (d) *Grant limits.* No organization may receive grants under pars. (b) and (c)
9 that in the aggregate exceed the lesser of \$1,000,000 or 50 percent of the
10 organization's average annual tourism marketing budget for the preceding 3 years,
11 not including 2020.

12 **SECTION 9144. Nonstatutory provisions; Transportation.**

13 (1) RAY NITSCHKE MEMORIAL BRIDGE. Notwithstanding eligibility requirements
14 for receiving aid or limitations on the amount and use of aid provided under s. 84.18,
15 in the 2021-22 fiscal year, from the appropriation under s. 20.395 (2) (eq), the
16 department of transportation shall set aside \$1,200,000 for repairs to the Ray
17 Nitschke Memorial Bridge in Brown County.

18 (2) TOWN OF MILTON PROJECT. Notwithstanding limitations on the amount and
19 use of aids provided under s. 86.31 or on eligibility requirements for receiving aids
20 provided under s. 86.31, in the 2021-23 fiscal biennium, from the appropriation
21 under s. 20.395 (2) (ft), the department of transportation shall award a grant under
22 s. 86.31 (3m) to the town of Milton in Rock County for the Clear Lake Road project.
23 The amount of the grant awarded under this subsection shall be \$75,000 or the total
24 cost of the project, whichever is less.

1 (3) INTERCHANGE OF I 94 AND MOORLAND ROAD. In the 2021-23 fiscal biennium,
2 from the appropriation under s. 20.395 (3) (cq), the department of transportation
3 shall allocate \$1,750,000 for the construction of geometric improvements to improve
4 the safety of the interchange of I 94 and Moorland Road in Waukesha County.

5 **SECTION 9145. Nonstatutory provisions; Treasurer.**

6 **SECTION 9146. Nonstatutory provisions; University of Wisconsin**
7 **Hospitals and Clinics Authority; Medical College of Wisconsin.**

8 **SECTION 9147. Nonstatutory provisions; University of Wisconsin**
9 **System.**

10 (1) VOTER IDENTIFICATION. No later than August 1, 2021, each University of
11 Wisconsin System institution shall issue student identification cards that qualify as
12 identification under s. 5.02 (6m) (f).

13 (2) FUNDING FOR THE UNIVERSITY OF WISCONSIN MISSING-IN-ACTION RECOVERY
14 AND IDENTIFICATION PROJECT.

15 (a) In this subsection:

16 1. “Board” means the Board of Regents of the University of Wisconsin System.

17 2. “MIA Recovery Project” means the University of Wisconsin
18 Missing-in-Action Recovery and Identification Project.

19 (b) From the appropriation under s. 20.285 (1) (bt), the board shall provide
20 funding for the MIA Recovery Project to perform a mission for the recovery and
21 identification of Wisconsin veterans who are missing in action.

22 (c) The MIA Recovery Project, acting through its representative, shall submit
23 at the conclusion of the mission for which the funds were expended, to the board, the
24 joint committee on finance, the standing committees of each house of the legislature
25 dealing with veterans matters, the governor, the department of veterans affairs, and

1 the department of military affairs, a report on the mission's findings and an
2 accounting of expenditures for the mission.

3 (3) EXTENSION SERVICES PROVIDED BY STATE SPECIALISTS. The Board of Regents of
4 the University of Wisconsin System shall revise the plan under s. 36.115 (8) (a), if
5 necessary to comply with s. 36.115 (8) (c), no later than the first day of the 4th month
6 beginning after the effective date of this subsection.

7 (4) RESIDENT UNDERGRADUATE TUITION. Notwithstanding s. 36.27 (1) (a), the
8 Board of Regents of the University of Wisconsin System may not charge resident
9 undergraduates enrolled in an institution, as defined in s. 36.05 (9), or college
10 campus, as defined in s. 36.05 (6m), in the 2021-22 or 2022-23 academic year more
11 in academic fees than it charged resident undergraduates enrolled in that institution
12 or college campus in the 2020-21 academic year.

13 (5) JUNETEENTH HOLIDAY. The administrator of the division of personnel
14 management in the department of administration shall include June 19 as a paid
15 holiday in the proposal for adjusting compensation and employee benefits for
16 University of Wisconsin System employees for the 2021-22 and 2022-23 fiscal years
17 that it submits to the joint committee on employee relations under s. 230.12 (3) (e)
18 1. The recommendation shall specify that the first June 19 paid holiday is the June
19 19 that occurs after the 2021-23 compensation plan is adopted by the joint committee
20 on employee relations.

21 (6) SITE PREPARATION FOR MONUMENT AT UW-STEVEN'S POINT. From the
22 appropriation under s. 20.285 (1) (a), the Board of Regents of the University of
23 Wisconsin System shall pay for the costs of site preparation at the University of
24 Wisconsin-Stevens Point for installation of the permanent marker under s. 41.53 (1)
25 (k).

1 (7) PAID PARENTAL LEAVE. The Board of Regents of the University of Wisconsin
2 System shall submit to the administrator of the division of personnel management
3 in the department of administration, with its recommendations for adjustments to
4 compensation and employee benefits for employees of the system under s. 230.12 (3)
5 (e) 1. for 2021-23, a plan for a program to provide paid parental leave to employees
6 of the system.

7 (8) AGRICULTURE POSITIONS; REPORT.

8 (a) In this subsection:

9 1. "Board" means the Board of Regents of the University of Wisconsin System.

10 2. "Chancellor" means the chancellor of the University of Wisconsin-Madison.

11 (b) From the appropriation under s. 20.285 (1) (a), the board shall provide
12 funding for 20.0 full-time equivalent agriculture-focused positions at the University
13 of Wisconsin-Madison, comprised of 15.0 full-time equivalent county-based
14 agriculture agent positions, 3.0 full-time equivalent research positions focusing on
15 applied agriculture research, and 2.0 full-time equivalent research positions
16 focusing on agriculture and climate change.

17 (c) The positions specified in par. (b) are subject to all of the following:

18 1. The positions shall be filled using existing authorized full-time equivalent
19 positions, funded from s. 20.285 (1) (a), that are currently vacant.

20 2. The positions shall be filled in a manner that reflects an increase in the total
21 number of agricultural agent positions and agriculture-related research positions
22 at the University of Wisconsin-Madison.

23 (d) The chancellor may not abolish under s. 16.505 (2p) the positions specified
24 in par. (b).

1 (e) No later than January 1, 2023, the University of Wisconsin-Madison shall
2 submit a report to the governor and the joint committee on finance containing all of
3 the following information:

4 1. The date of hire of each person hired for a position specified in par. (b).

5 2. The job responsibilities of each person hired for a position specified in par.
6 (b).

7 3. For each person hired for a county-based agriculture agent position specified
8 in par. (b), the strategies or tactics the person has used to communicate climate
9 change issues to farmers, along with metrics for tracking the impact of these persons
10 regarding agricultural practice changes in consideration of climate change.

11 4. For each person hired for a research position focusing on applied agriculture
12 research specified in par. (b), the research conducted to date, the research to be
13 conducted, the findings of the research to date, and how those findings are informing
14 the person's work, as well as the work of county-based agriculture agents.

15 5. For each person hired for a research position focusing on agriculture and
16 climate change specified in par. (b), the ways in which the person has utilized the
17 research findings of the researchers described in subd. 4. to inform the county-based
18 agriculture agents, including developed curriculum and proposed outreach efforts,
19 along with any additional research effort the person has undertaken and intends to
20 undertake.

21 (9) POSITIONS FOR PARTNERSHIP PROGRAM FOR LAKE SUPERIOR RESEARCH INSTITUTE.
22 The authorized FTE positions for the Board of Regents of the University of Wisconsin
23 System, funded from the appropriation under s. 20.285 (1) (bm), are increased by 5.0
24 GPR positions for the partnership program for the Lake Superior Research Institute
25 under s. 36.25 (40).

1 **SECTION 9148. Nonstatutory provisions; Veterans Affairs.**

2 **SECTION 9149. Nonstatutory provisions; Wisconsin Economic**
3 **Development Corporation.**

4 (1) COOPERATIVE FEASIBILITY STUDIES. From the appropriation under s. 20.192
5 (1) (a), the Wisconsin Economic Development Corporation shall, during each year of
6 the 2021-23 fiscal biennium, award up to \$200,000 in grants for cooperative
7 feasibility studies. The Wisconsin Economic Development Corporation shall consult
8 with the Cooperative Network when making awards under this subsection.

9 (2) REGIONAL ECONOMIC DEVELOPMENT FUNDING. In the 2021-22 fiscal year, the
10 Wisconsin Economic Development Corporation shall expend up to \$8,000,000 from
11 the appropriation under s. 20.192 (1) (a) to provide funding to organizations focused
12 on local or regional economic development in this state for the purpose of assisting
13 businesses and nonprofit organizations in this state in their recovery from the
14 COVID-19 global pandemic. The moneys appropriated under this subsection are not
15 subject to the limitations specified in s. 20.192 (1) (a).

16 (3) PURCHASE OF THE VERSO PAPER MILL IN WISCONSIN RAPIDS.

17 (a) No later than the first day of the 25th month beginning after the effective
18 date of this paragraph, from the appropriation under s. 20.192 (1) (c), the Wisconsin
19 Economic Development Corporation may award a loan of up to \$50,000,000 to the
20 Consolidated Cooperative for the purchase of the Verso Paper Mill, located at 600 4th
21 Avenue North in the city of Wisconsin Rapids. The loan shall be for the term and
22 upon the conditions as may be agreed upon between the corporation and the
23 cooperative.

24 (b) Before awarding the loan under par. (a), the Wisconsin Economic
25 Development Corporation shall determine that substantial additional funding for

1 the purchase of the Verso Paper Mill has been secured from both nonstate revenue
2 sources and in the form of a loan issued by the Board of Commissioners of Public
3 Lands to an entity eligible for the loan.

4 (4) PURCHASE OF THE PARK FALLS PULP AND PAPER MILL IN PARK FALLS.

5 (a) No later than the first day of the 25th month beginning after the effective
6 date of this paragraph, from the appropriation under s. 20.192 (1) (c), the Wisconsin
7 Economic Development Corporation may award a loan of up to \$15,000,000 to the
8 Park Falls Mill Multi-Stakeholder Cooperative for the purchase of the Park Falls
9 Pulp and Paper Mill, located at 200 1st Avenue North in the city of Park Falls. The
10 loan shall be for the term and upon the conditions as may be agreed upon between
11 the corporation and the cooperative.

12 (b) Before awarding the loan under par. (a), the Wisconsin Economic
13 Development Corporation shall determine that substantial additional funding for
14 the purchase of the Park Falls Pulp and Paper Mill has been secured from both
15 nonstate revenue sources and in the form of a loan issued by the board of
16 commissioners of public lands to an entity eligible for the loan.

17 **SECTION 9150. Nonstatutory provisions; Workforce Development.**

18 (1) MINIMUM WAGE STUDY COMMITTEE.

19 (a) The secretary of workforce development shall establish a minimum wage
20 study committee under s. 15.04 (1) (c). The committee shall consist of the following:

- 21 1. Five members appointed by the governor.
- 22 2. One member appointed by the speaker of the assembly.
- 23 3. One member appointed by the minority leader of the assembly.
- 24 4. One member appointed by the majority leader of the senate.
- 25 5. One member appointed by the minority leader of the senate.

1 (b) The committee created under par. (a) shall study options to achieve a \$15
2 per hour minimum wage and other options to increase compensation for workers in
3 this state.

4 (c) No later than October 1, 2022, the committee created under par. (a) shall
5 submit to the governor and the appropriate standing committees of the legislature
6 in the manner provided under s. 13.172 (3) a report that includes recommendations
7 regarding the options for achieving a \$15 per hour minimum wage and other means
8 of increasing worker compensation in this state.

9 (d) The minimum wage study committee terminates upon submission of the
10 report under par. (c).

11 (2) UNEMPLOYMENT INSURANCE; ELECTRONIC INTERCHANGE. The department of
12 workforce development shall submit a notice to the legislative reference bureau for
13 publication in the Wisconsin administrative register indicating the date upon which
14 the department is able to implement the treatment of s. 108.14 (2e).

15 (3) SUBSTANCE ABUSE PREVENTION ON PUBLIC WORKS AND PUBLIC UTILITY PROJECTS.
16 Using the procedure under s. 227.24, the department of workforce development may
17 promulgate rules required under s. 103.503 (6) (b). Notwithstanding s. 227.24 (1) (c)
18 and (2), emergency rules promulgated under this subsection remain in effect until
19 May 1, 2023, or the date on which permanent rules take effect, whichever is sooner.
20 Notwithstanding s. 227.24 (1) (a) and (3), the department is not required to provide
21 evidence that promulgating a rule under this subsection as an emergency rule is
22 necessary for the preservation of the public peace, health, safety, or welfare and is
23 not required to provide a finding of emergency for a rule promulgated under this
24 subsection.

1 (4) EMERGENCY RULE-MAKING AUTHORITY; FAMILY AND MEDICAL LEAVE. The
2 department of workforce development may use the procedure under s. 227.24 to
3 promulgate rules to implement s. 103.10 (3) (b) 4. and to revise ch. DWD 225 of the
4 administrative code as needed to implement the changes made by this act's
5 treatment of s. 103.10 (1) (a) (intro.), 1., 2., and 3., (ao), (ap), (b), (c), (dg), (dr), (dt),
6 (em), and (gm), (2) (c), (3) (a) 1. and 2m. and (b) 3., 4., 4m., 5., and 6., (4) (a), (6) (b)
7 and (c), (7) (a), (b) (intro.), 1., 2., and 3., (d), (e), and (f), (10), (12) (b) and (c), and (14)
8 (a) and (b). Notwithstanding s. 227.24 (1) (c) and (2), emergency rules promulgated
9 under this subsection remain in effect until July 1, 2022, or the date on which
10 permanent rules take effect, whichever is sooner. Notwithstanding s. 227.24 (1) (a)
11 and (3), the department is not required to provide evidence that promulgating a rule
12 under this subsection as an emergency rule is necessary for the preservation of the
13 public peace, health, safety, or welfare and is not required to provide a finding of
14 emergency for a rule promulgated under this subsection.

15 (5) POSITION TRANSFER TO THE DEPARTMENT OF ADMINISTRATION.

16 (a) *Employee transfer.* On the effective date of this paragraph, 0.6 FTE position
17 classified as staff development program specialist—senior in the department of
18 workforce development and the incumbent employee holding that position are
19 transferred to the department of administration.

20 (b) *Employee status.* An employee transferred under par. (a) has all the rights
21 and the same status under ch. 230 in the department of administration that the
22 employee enjoyed in the department of workforce development before the transfer.
23 Notwithstanding s. 230.28 (4), no employee transferred under par. (a) who has
24 attained permanent status in class is required to serve a probationary period.

25 **SECTION 9151. Nonstatutory provisions; Other.**

1 (1) LEGISLATIVE INTENT. The legislature intends the repeal of ss. 49.141 (1) (j)
2 2., 102.51 (1) (a) 2., 115.76 (12) (a) 2. and 3., and 769.401 (2) (g), the renumbering and
3 amendment of ss. 891.40 (1) and 891.41 (1) (b), the amendment of ss. 29.219 (4),
4 29.228 (5) and (6), 29.229 (2) (i), 29.2295 (2) (i), 29.563 (3) (a) 3., 29.607 (3), 45.01 (6)
5 (c), 45.51 (3) (c) 2. and (5) (a) 1. b. and c., 45.55, 46.10 (2), 48.02 (13), 48.025 (title),
6 (2) (b), and (3) (c), 48.27 (3) (b) 1. a. and b. and (5), 48.299 (6) (intro.) and (e) 1., 2., 3.,
7 and 4. and (7), 48.355 (4g) (a) 1., 48.396 (2) (dm), 48.42 (1g) (a) 4., (b), and (c) and (2)
8 (b) 1. and 2. and (bm) 1., 48.422 (6) (a) and (7) (bm) and (br), 48.423 (2) (d), 48.432
9 (1) (am) 2. b., 48.63 (3) (b) 4. and 5., 48.82 (1) (a), 48.837 (1r) (d) and (e) and (6) (b)
10 and (br), 48.913 (1) (a), (b), and (h), (2) (intro.), (b), and (c) (intro.), (3), (4), and (7),
11 48.9795 (1) (a) 1. c. and (b), 49.141 (1) (j) 1., 49.155 (1m) (c) 1g. and 1h., 49.163 (2) (am)
12 2., 49.19 (1) (a) 2. a. and (4) (d) (intro.), 1., 2., 3., 4., and 5., 49.345 (2), 49.43 (12),
13 49.471 (1) (b) 2., 49.90 (4), 54.01 (36) (a), 54.960 (1), 69.03 (15), 69.11 (4) (b), 69.12 (5),
14 69.13 (2) (b) 4., 69.14 (1) (c) 4., (e) (title) and 1., (f) 1., and (g) and (2) (b) 2. d., 69.15
15 (1), (3) (title), (a) (intro.), 1., 2., and 3., (b) 1., 2., 3., and 4. (intro.), a., and b., and (d),
16 and (3m) (title), (a) (intro.) and 3., and (b), 71.03 (2) (d) (title), 1., 2., and 3., (g), and
17 (m) 2. and (4) (a), 71.05 (22) (a) (title), 71.07 (5m) (a) 3., 71.07 (9e) (b), 71.09 (13) (a)
18 2., 71.52 (4), 71.83 (1) (a) and (b) 5., 77.25 (8m), 77.54 (7) (b) 1., 101.91 (5m), 102.07
19 (5) (b) and (c), 102.51 (1) (a) 1., 103.10 (1) (h), 103.165 (3) (a) 3., 111.32 (12), 115.76
20 (12) (a) 1. and (13), 146.34 (1) (f), 157.05, 182.004 (6), 250.04 (3) (a), 301.12 (2), 301.50
21 (1), 700.19 (2), 705.01 (4) and (4m), 706.09 (1) (e), 765.001 (2), 765.01, 765.03 (1),
22 765.16 (1m) (intro.) and (c), 765.23, 765.24, 765.30 (3) (a), 766.587 (7) (form) 9.,
23 766.588 (9) (form) 13., 766.589 (10) (form) 14., 767.215 (2) (b) and (5) (a) 2., 767.323,
24 767.80 (1) (intro.) and (c) and (2), 767.803, 767.804 (1) (a) 4., 767.805 (title), (1), (1m),
25 (2), (3) (title) and (a), (4) (intro.) and (d), (5), and (6) (a) (intro.), 767.855, 767.863 (1m),

1 767.87 (1m) (intro.), (8), and (9), 767.883 (1), 769.316 (9), 769.401 (2) (a), 815.20 (1),
2 822.40 (4), 851.30 (2) (a), 852.01 (1) (f) 1., 2., and 3., 854.03 (3), 891.39 (title), (1) (a)
3 and (b), and (3), 891.40 (2), 891.405, 891.407, 891.41 (title), (1) (intro.) and (a), and
4 (2), 905.05 (title), 938.02 (13), 938.396 (2g) (g), 943.20 (2) (c), 943.201 (1) (b) 8., and
5 943.205 (2) (b), and the creation of ss. 69.15 (3) (b) 3m., 765.02 (3), 891.40 (1) (b) and
6 (3), 891.41 (3), 990.01 (22m), and 990.01 (39) and (40m) to harmonize the language
7 of the Wisconsin statutes relating to marriage and the determination of parentage
8 with the provision of s. 990.001 (2), which specifies that words importing one gender
9 extend and may be applied to any gender. The legislature intends that by amending
10 the statutes relating to marriage and the determination of parentage with respect
11 to married couples to use gender neutral language where appropriate so as to clarify
12 that the same statutory rights and responsibilities apply between married persons
13 of the same sex as between married persons of different sexes and to extend some of
14 the presumptions of paternity to either parent, the Wisconsin statutes will be better
15 aligned with the holding of the U.S. Supreme Court in *Obergefell v. Hodges*, 135 S.
16 Ct. 2584, 192 L. Ed. 2d 609 (2015), which recognizes that same-sex couples have a
17 fundamental constitutional right to marriage.

18 (2) ELECTRIC PROVIDER USE OF EASEMENTS FOR BROADBAND; PRIOR CAUSES OF ACTION.

19 (a) *Definitions.* In this subsection:

20 1. “Electric provider” has the meaning given in s. 182.0172 (1) (b).

21 2. “Owner” has the meaning given in s. 182.0172 (5) (a).

22 (b) *Time limit for prior causes of action.* No owner may bring an action against
23 an electric provider, a subsidiary of an electric provider, or a supplier of broadband
24 services for using an easement held by the electric provider for any of the following

1 before the effective date of this subsection unless the owner brings the action no later
2 than one year after the effective date of this subsection:

3 1. Installing or maintaining broadband infrastructure to provide broadband
4 services or allowing a supplier of broadband services to install or maintain
5 broadband infrastructure to provide broadband services.

6 2. Leasing or providing to a supplier of broadband services any capacity in the
7 electric provider's broadband infrastructure.

8 **SECTION 9201. Fiscal changes; Administration.**

9 (1) TRANSFER TO THE BUDGET STABILIZATION FUND. There is transferred from the
10 general fund to the budget stabilization fund \$151,565,605 in fiscal year 2021-22.

11 **SECTION 9202. Fiscal changes; Agriculture, Trade and Consumer**
12 **Protection.**

13 (1) DOG LICENSES, RABIES CONTROL, AND RELATED SERVICES TRANSFER. There is
14 transferred from the general fund to the appropriation account under s. 20.115 (2)
15 (j) \$466,500 in fiscal year 2021-22.

16 **SECTION 9203. Fiscal changes; Arts Board.**

17 **SECTION 9204. Fiscal changes; Building Commission.**

18 **SECTION 9205. Fiscal changes; Child Abuse and Neglect Prevention**
19 **Board.**

20 **SECTION 9206. Fiscal changes; Children and Families.**

21 (1) REFUGEE ASSISTANCE; FEDERAL FUNDS. In the schedule under s. 20.005 (3) for
22 the appropriation to the department of children and families under s. 20.437 (2) (om),
23 the dollar amount for fiscal year 2021-22 is decreased by \$554,000 to account for the
24 use of an incorrect base amount. In the schedule under s. 20.005 (3) for the
25 appropriation to the department of children and families under s. 20.437 (2) (om), the

1 dollar amount for fiscal year 2022-23 is decreased by \$554,000 to account for the use
2 of an incorrect base amount.

3 (2) GENERAL PROGRAM OPERATIONS. In the schedule under s. 20.005 (3) for the
4 appropriation to the department of children and families under s. 20.437 (1) (a), the
5 dollar amount for fiscal year 2021-22 is decreased by \$38,700 to account for corrected
6 lease payments. In the schedule under s. 20.005 (3) for the appropriation to the
7 department of children and families under s. 20.437 (1) (a), the dollar amount for
8 fiscal year 2022-23 is decreased by \$38,700 to account for corrected lease amounts.

9 (3) GENERAL PROGRAM OPERATIONS. In the schedule under s. 20.005 (3) for the
10 appropriation to the department of children and families under s. 20.437 (2) (a), the
11 dollar amount for fiscal year 2021-22 is decreased by \$800 to account for corrected
12 lease payments. In the schedule under s. 20.005 (3) for the appropriation to the
13 department of children and families under s. 20.437 (2) (a), the dollar amount for
14 fiscal year 2022-23 is decreased by \$800 to account for corrected lease amounts.

15 (4) MILWAUKEE CHILD WELFARE SERVICES; GENERAL PROGRAM OPERATIONS. In the
16 schedule under s. 20.005 (3) for the appropriation to the department of children and
17 families under s. 20.437 (1) (cw), the dollar amount for fiscal year 2021-22 is
18 increased by \$143,100 to account for corrected lease payments. In the schedule
19 under s. 20.005 (3) for the appropriation to the department of children and families
20 under s. 20.437 (1) (cw), the dollar amount for fiscal year 2022-23 is increased by
21 \$143,100 to account for corrected lease amounts.

22 (5) INTERAGENCY AND INTRA-AGENCY PROGRAMS. In the schedule under s. 20.005
23 (3) for the appropriation to the department of children and families under s. 20.437
24 (1) (kx), the dollar amount for fiscal year 2021-22 is decreased by \$26,800 to account
25 for corrected lease payments. In the schedule under s. 20.005 (3) for the

1 appropriation to the department of children and families under s. 20.437 (1) (kx), the
2 dollar amount for fiscal year 2022-23 is decreased by \$26,800 to account for corrected
3 lease amounts.

4 (6) ADMINISTRATIVE AND SUPPORT SERVICES. In the schedule under s. 20.005 (3)
5 for the appropriation to the department of children and families under s. 20.437 (3)
6 (k), the dollar amount for fiscal year 2021-22 is increased by \$7,600 to account for
7 corrected lease payments. In the schedule under s. 20.005 (3) for the appropriation
8 to the department of children and families under s. 20.437 (3) (k), the dollar amount
9 for fiscal year 2022-23 is increased by \$7,600 to account for corrected lease amounts.

10 (7) FEDERAL PROGRAM OPERATIONS. In the schedule under s. 20.005 (3) for the
11 appropriation to the department of children and families under s. 20.437 (1) (n), the
12 dollar amount for fiscal year 2021-22 is decreased by \$38,700 to account for corrected
13 lease payments. In the schedule under s. 20.005 (3) for the appropriation to the
14 department of children and families under s. 20.437 (1) (n), the dollar amount for
15 fiscal year 2022-23 is decreased by \$38,700 to account for corrected lease amounts.

16 (8) FEDERAL BLOCK GRANT OPERATIONS. In the schedule under s. 20.005 (3) for the
17 appropriation to the department of children and families under s. 20.437 (2) (mc), the
18 dollar amount for fiscal year 2021-22 is decreased by \$71,700 to account for corrected
19 lease payments. In the schedule under s. 20.005 (3) for the appropriation to the
20 department of children and families under s. 20.437 (2) (mc), the dollar amount for
21 fiscal year 2022-23 is decreased by \$71,700 to account for corrected lease amounts.

22 (9) FEDERAL AID; MILWAUKEE CHILD WELFARE SERVICES GENERAL PROGRAM
23 OPERATIONS. In the schedule under s. 20.005 (3) for the appropriation to the
24 department of children and families under s. 20.437 (1) (mw), the dollar amount for
25 fiscal year 2021-22 is increased by \$26,000 to account for corrected lease payments.

1 In the schedule under s. 20.005 (3) for the appropriation to the department of
2 children and families under s. 20.437 (1) (mw), the dollar amount for fiscal year
3 2022-23 is increased by \$26,000 to account for corrected lease amounts.

4 (10) GENERAL PROGRAM OPERATIONS. In the schedule under s. 20.005 (3) for the
5 appropriation to the department of children and families under s. 20.437 (1) (a), the
6 dollar amount for fiscal year 2021-22 is decreased by \$31,200 to account for a 0.5 FTE
7 position reduction. In the schedule under s. 20.005 (3) for the appropriation to the
8 department of children and families under s. 20.437 (1) (a), the dollar amount for
9 fiscal year 2022-23 is decreased by \$41,600 to account for a 0.5 FTE position
10 reduction.

11 (11) GENERAL PROGRAM OPERATIONS. In the schedule under s. 20.005 (3) for the
12 appropriation to the department of children and families under s. 20.437 (2) (a), the
13 dollar amount for fiscal year 2021-22 is increased by \$31,200 to add a 0.5 FTE
14 position to support the internet assistance program. In the schedule under s. 20.005
15 (3) for the appropriation to the department of children and families under s. 20.437
16 (2) (a), the dollar amount for fiscal year 2022-23 is increased by \$41,600 to add a 0.5
17 FTE position to support the internet assistance program.

18 (12) MILWAUKEE CHILD WELFARE SERVICES; GENERAL PROGRAM OPERATIONS. In the
19 schedule under s. 20.005 (3) for the appropriation to the department of children and
20 families under s. 20.437 (1) (cw), the dollar amount for fiscal year 2021-22 is
21 increased by \$64,000 for supplies and services. In the schedule under s. 20.005 (3)
22 for the appropriation to the department of children and families under s. 20.437 (1)
23 (cw), the dollar amount for fiscal year 2022-23 is increased by \$85,400 for supplies
24 and services.

1 (13) FEDERAL AID; MILWAUKEE CHILD WELFARE SERVICES GENERAL PROGRAM
2 OPERATIONS. In the schedule under s. 20.005 (3) for the appropriation to the
3 department of children and families under s. 20.437 (1) (mw), the dollar amount for
4 fiscal year 2021-22 is increased by \$5,600 for supplies and services. In the schedule
5 under s. 20.005 (3) for the appropriation to the department of children and families
6 under s. 20.437 (1) (mw), the dollar amount for fiscal year 2022-23 is increased by
7 \$7,400 for supplies and services.

8 (14) YOUTH JUSTICE SYSTEM IMPROVEMENTS PROGRAM; STATE OPERATIONS. In the
9 schedule under s. 20.005 (3) for the appropriation to the department of children and
10 families under s. 20.437 (1) (cn), the dollar amount for fiscal year 2021-22 is
11 increased by \$50,000 for supplies and services. In the schedule under s. 20.005 (3)
12 for the appropriation to the department of children and families under s. 20.437 (1)
13 (cn), the dollar amount for fiscal year 2022-23 is increased by \$66,600 for supplies
14 and services.

15 **SECTION 9207. Fiscal changes; Circuit Courts.**

16 **SECTION 9208. Fiscal changes; Corrections.**

17 **SECTION 9209. Fiscal changes; Court of Appeals.**

18 **SECTION 9210. Fiscal changes; District Attorneys.**

19 **SECTION 9211. Fiscal changes; Educational Communications Board.**

20 **SECTION 9212. Fiscal changes; Elections Commission.**

21 (1) SALES OF VOTER REGISTRATION LISTS. The unencumbered balance in the
22 election administration fund under s. 25.425 of moneys received from requesters
23 from sales of copies of the official registration list are transferred to the appropriation
24 account under s. 20.510 (1) (jn).

25 **SECTION 9213. Fiscal changes; Employee Trust Funds.**

1 **SECTION 9214. Fiscal changes; Employment Relations Commission.**

2 **SECTION 9215. Fiscal changes; Ethics Commission.**

3 **SECTION 9216. Fiscal changes; Financial Institutions.**

4 **SECTION 9217. Fiscal changes; Governor.**

5 **SECTION 9218. Fiscal changes; Health and Educational Facilities**
6 **Authority.**

7 **SECTION 9219. Fiscal changes; Health Services.**

8 (1) PSYCHIATRIC BED EXPANSION GRANT; EAU CLAIRE AND CHIPPEWA COUNTIES. In
9 the schedule under s. 20.005 (3) for the appropriation to the department of health
10 services under s. 20.435 (5) (a), the dollar amount for fiscal year 2021-22 is increased
11 by \$15,000,000 to expand psychiatric bed capacity under SECTION 9119 (20) of this
12 act.

13 (2) MEMORIAL HOSPITAL OF LAFAYETTE COUNTY. In the schedule under s. 20.005
14 (3) for the appropriation to the department of health services under s. 20.435 (1) (b),
15 the dollar amount for fiscal year 2021-22 is increased by \$4,000,000 to provide a
16 grant to Memorial Hospital of Lafayette County in Darlington for its facility
17 planning, expansion, and construction.

18 (3) RURAL EMERGENCY MEDICAL SERVICES. In the schedule under s. 20.005 (3) for
19 the appropriation to the department of health services under s. 20.435 (1) (ch), the
20 dollar amount for fiscal year 2021-22 is increased by \$5,500,000 to support
21 emergency medical services in rural areas. In the schedule under s. 20.005 (3) for
22 the appropriation to the department of health services under s. 20.435 (1) (ch), the
23 dollar amount for fiscal year 2022-23 is increased by \$5,500,000 to support
24 emergency medical services in rural areas.

1 (4) MENTAL HEALTH. In the schedule under s. 20.005 (3) for the appropriation
2 to the department of health services under s. 20.435 (5) (a), the dollar amount for
3 fiscal year 2021-22 is increased by \$25,000,000 to fund mental health services,
4 initiatives, programs, and facilities. In the schedule under s. 20.005 (3) for the
5 appropriation to the department of health services under s. 20.435 (5) (a), the dollar
6 amount for fiscal year 2022-23 is increased by \$25,000,000 to fund mental health
7 services, initiatives, programs, and facilities.

8 (5) MENTAL HEALTH BED CAPACITY; MARATHON COUNTY. In the schedule under s.
9 20.005 (3) for the appropriation to the department of health services under s. 20.435
10 (5) (a), the dollar amount for fiscal year 2021-22 is increased by \$5,000,000 to award
11 a grant to an organization to expand mental health bed capacity under SECTION 9119
12 (20) of this act.

13 (6) COMMUNITY HEALTH WORKER GRANTS. In the schedule under s. 20.005 (3) for
14 the appropriation to the department of health services under s. 20.435 (1) (fh), the
15 dollar amount for fiscal year 2021-22 is increased by \$15,000,000 for grants to
16 community health workers. In the schedule under s. 20.435 (1) (fh), the dollar
17 amount for fiscal year 2022-23 is increased by \$15,000,000 for grants to community
18 health workers.

19 (7) COMMUNITY HEALTH CENTERS. In the schedule under s. 20.005 (3) for the
20 appropriation to the department of health services under s. 20.435 (1) (fh), the dollar
21 amount for fiscal year 2021-22 is increased by \$3,000,000 to increase funding for
22 community health center grants under s. 250.15 (2) (b). In the schedule under s.
23 20.005 (3) for the appropriation to the department of health services under s. 20.435
24 (1) (fh), the dollar amount for fiscal year 2022-23 is increased by \$3,000,000 to
25 increase funding for community health center grants under s. 250.15 (2) (b).

1 (8) GRANTS FOR FREE AND CHARITABLE CLINICS. In the schedule under s. 20.005
2 (3) for the appropriation to the department of health services under s. 20.435 (1) (fh),
3 the dollar amount for fiscal year 2021-22 is increased by \$3,000,000 to increase
4 funding for grants to free and charitable clinics under s. 250.15 (2) (d). In the
5 schedule under s. 20.005 (3) for the appropriation to the department of health
6 services under s. 20.435 (1) (fh), the dollar amount for fiscal year 2022-23 is
7 increased by \$3,000,000 to increase funding for grants to free and charitable clinics
8 under s. 250.15 (2) (d).

9 (9) GRANTS FOR FEDERALLY QUALIFIED HEALTH CENTERS IN RACINE COUNTY. In the
10 schedule under s. 20.005 (3) for the appropriation to the department of health
11 services under s. 20.435 (1) (b), the dollar amount for fiscal year 2021-22 is increased
12 by \$26,500,000 for grants to create federally qualified health centers in Racine
13 County. In the schedule under s. 20.005 (3) for the appropriation to the department
14 of health services under s. 20.435 (1) (b), the dollar amount for fiscal year 2022-23
15 is increased by \$26,500,000 for grants to create federally qualified health centers in
16 Racine County.

17 (10) BLACK WOMEN'S HEALTH GRANTS. In the schedule under s. 20.005 (3) for the
18 appropriation to the department of health services under s. 20.435 (1) (cr), the dollar
19 amount for fiscal year 2021-22 is increased by \$1,750,000 for Black women's health
20 grants under s. 250.20 (7). In the schedule under s. 20.005 (3) for the appropriation
21 to the department of health services under s. 20.435 (1) (cr), the dollar amount for
22 fiscal year 2022-23 is increased by \$1,750,000 for Black women's health grants
23 under s. 250.20 (7).

24 (11) INFANT AND MATERNAL MORTALITY GRANTS. In the schedule under s. 20.005
25 (3) for the appropriation to the department of health services under s. 20.435 (1) (cr),

1 the dollar amount for fiscal year 2021-22 is increased by \$1,750,000 for infant and
2 mortality grants under s. 250.20 (8). In the schedule under s. 20.005 (3) for the
3 appropriation to the department of health services under s. 20.435 (1) (cr), the dollar
4 amount for fiscal year 2022-23 is increased by \$1,750,000 for infant and mortality
5 grants under s. 250.20 (8).

6 (12) BLACK WOMEN'S HEALTH ORGANIZATION. In the schedule under s. 20.005 (3)
7 for the appropriation to the department of health services under s. 20.435 (1) (b), the
8 dollar amount for fiscal year 2021-22 is increased by \$500,000 to award a grant to
9 support a statewide public health strategy to advance Black women's health. In the
10 schedule under s. 20.005 (3) for the appropriation to the department of health
11 services under s. 20.435 (1) (b), the dollar amount for fiscal year 2022-23 is increased
12 by \$500,000 to award a grant to support a statewide public health strategy to
13 advance Black women's health.

14 **SECTION 9220. Fiscal changes; Higher Educational Aids Board.**

15 **SECTION 9221. Fiscal changes; Historical Society.**

16 (1) WISCONSIN BLACK HISTORICAL SOCIETY AND MUSEUM. In the schedule under
17 s. 20.005 (3) for the appropriation to the historical society under s. 20.245 (1) (b), the
18 dollar amount for fiscal year 2021-22 is increased by \$150,000 for the purpose for
19 which the appropriation is made. In the schedule under s. 20.005 (3) for the
20 appropriation to the historical society under s. 20.245 (1) (b), the dollar amount for
21 fiscal year 2022-23 is increased by \$150,000 for the purpose for which the
22 appropriation is made.

23 (2) WISCONSIN HISTORICAL SOCIETY. In the schedule under s. 20.005 (3) for the
24 appropriation to the historical society under s. 20.245 (1) (a), the dollar amount for
25 fiscal year 2021-22 is increased by \$1,000,000 for the purposes for which the

1 appropriation is made. In the schedule under s. 20.005 (3) for the appropriation to
2 the historical society under s. 20.245 (1) (a), the dollar amount for fiscal year 2022-23
3 is increased by \$1,000,000 for the purposes for which the appropriation is made.

4 **SECTION 9222. Fiscal changes; Housing and Economic Development**
5 **Authority.**

6 **SECTION 9223. Fiscal changes; Insurance.**

7 **SECTION 9224. Fiscal changes; Investment Board.**

8 **SECTION 9225. Fiscal changes; Joint Committee on Finance.**

9 **SECTION 9226. Fiscal changes; Judicial Commission.**

10 **SECTION 9227. Fiscal changes; Justice.**

11 (1) VIOLENCE INTERRUPTION GRANT PROGRAM. There is transferred from the
12 appropriation account under s. 20.455 (2) (f) to the appropriation account under s.
13 20.455 (2) (ks), \$1,000,000 in fiscal year 2021-22.

14 **SECTION 9228. Fiscal changes; Legislature.**

15 **SECTION 9229. Fiscal changes; Lieutenant Governor.**

16 **SECTION 9230. Fiscal changes; Local Government.**

17 **SECTION 9231. Fiscal changes; Military Affairs.**

18 (1) LAPSES TO THE GENERAL FUND. Notwithstanding s. 20.001 (3) (c), all of the
19 following amounts are lapsed to the general fund in fiscal year 2021-22:

20 (a) From s. 20.465 (3) (df), \$8,205.

21 (b) From s. 20.465 (3) (dm), \$116,978.

22 (c) From s. 20.465 (3) (dr), \$4,911.

23 **SECTION 9232. Fiscal changes; Natural Resources.**

1 (1) GREAT LAKES REMEDIATION LAPSE. Notwithstanding s. 20.001 (3) (c), from the
2 appropriation account to the department of natural resources under s. 20.370 (4) (af),
3 there is lapsed to the general fund \$2,500 in fiscal year 2021-22.

4 (2) STATE PARKS MAINTENANCE LAPSE. Notwithstanding s. 20.001 (3) (c), from the
5 appropriation account to the department of natural resources under s. 20.370 (7) (fa),
6 there is lapsed to the general fund \$37,800 in fiscal year 2021-22.

7 (3) BUILDING ACQUISITION AND MAINTENANCE LAPSE. Notwithstanding s. 20.001
8 (3) (c), from the appropriation account to the department of natural resources under
9 s. 20.370 (7) (ha), there is lapsed to the general fund \$7,200 in fiscal year 2021-22.

10 (4) GENERAL PROGRAM OPERATIONS — STATE FUNDS. In the schedule under s.
11 20.005 (3) for the appropriation to the department of natural resources under s.
12 20.370 (1) (ma), the dollar amount for fiscal year 2021-22 is increased by \$5,394,395
13 for the projects under SECTION 9132 (10) of this act.

14 **SECTION 9233. Fiscal changes; Public Defender Board.**

15 **SECTION 9234. Fiscal changes; Public Instruction.**

16 **SECTION 9235. Fiscal changes; Public Lands, Board of Commissioners**
17 **of.**

18 **SECTION 9236. Fiscal changes; Public Service Commission.**

19 **SECTION 9237. Fiscal changes; Revenue.**

20 **SECTION 9238. Fiscal changes; Safety and Professional Services.**

21 **SECTION 9239. Fiscal changes; Secretary of State.**

22 **SECTION 9240. Fiscal changes; State Fair Park Board.**

23 **SECTION 9241. Fiscal changes; Supreme Court.**

24 **SECTION 9242. Fiscal changes; Technical College System.**

1 (1) GRANT FOR MANUFACTURING ENGINEERING APPRENTICESHIP CENTER. In the
2 schedule under s. 20.005 (3) for the appropriation to the technical college system
3 board under s. 20.292 (1) (f), the dollar amount for fiscal year 2021-22 is increased
4 by \$9,600,000 for the purpose of awarding the grant under SECTION 9142 (2) of this
5 act.

6 **SECTION 9243. Fiscal changes; Tourism.**

7 **SECTION 9244. Fiscal changes; Transportation.**

8 (1) LOCAL SUPPLEMENT GRANT PROGRAM. In the schedule under s. 20.005 (3) for
9 the appropriation to the department of transportation under s. 20.395 (2) (fc), the
10 dollar amount for fiscal year 2021-22 is increased by \$50,000,000 for the purposes
11 for which the appropriation is made. In the schedule under s. 20.005 (3) for the
12 appropriation to the department of transportation under s. 20.395 (2) (fc), the dollar
13 amount for fiscal year 2022-23 is increased by \$50,000,000 for the purposes for which
14 the appropriation is made.

15 **SECTION 9245. Fiscal changes; Treasurer.**

16 **SECTION 9246. Fiscal changes; University of Wisconsin Hospitals and**
17 **Clinics Authority; Medical College of Wisconsin.**

18 **SECTION 9247. Fiscal changes; University of Wisconsin System.**

19 (1) APPLICATION FEE EXEMPTION FOR SERVICE MEMBERS. In the schedule under s.
20 20.005 (3) for the appropriation to the Board of Regents of the University of
21 Wisconsin System under s. 20.285 (1) (a), the dollar amount for fiscal year 2021-22
22 is increased by \$145,000 to provide funding for the application fee exemption under
23 s. 36.11 (47m) (c). In the schedule under s. 20.005 (3) for the appropriation to the
24 Board of Regents of the University of Wisconsin System under s. 20.285 (1) (a), the

1 dollar amount for fiscal year 2022-23 is increased by \$145,000 to provide funding for
2 the application fee exemption under s. 36.11 (47m) (c).

3 **SECTION 9248. Fiscal changes; Veterans Affairs.**

4 (1) VETERANS OUTREACH AND RECOVERY PROGRAM POSITION REALIGNMENT.

5 (a) In the schedule under s. 20.005 (3) for the appropriation to the department
6 of veterans affairs under s. 20.485 (2) (u), the dollar amount for fiscal year 2021-22
7 is decreased by \$548,600 to decrease the authorized FTE positions by 5.0 SEG
8 positions for the purpose of transferring the funding for those positions to the
9 appropriation under s. 20.485 (2) (qs). In the schedule under s. 20.005 (3) for the
10 appropriation to the department of veterans affairs under s. 20.485 (2) (u), the dollar
11 amount for fiscal year 2022-23 is decreased by \$548,600 to decrease the authorized
12 FTE positions by 5.0 SEG positions for the purpose of transferring the funding for
13 those positions to the appropriation under s. 20.485 (2) (qs).

14 (b) In the schedule under s. 20.005 (3) for the appropriation to the department
15 of veterans affairs under s. 20.485 (2) (rm), the dollar amount for fiscal year 2021-22
16 is decreased by \$141,200 to decrease the authorized FTE positions by 1.75 SEG
17 positions for the purpose of transferring the funding for those positions to the
18 appropriation under s. 20.485 (2) (qs). In the schedule under s. 20.005 (3) for the
19 appropriation to the department of veterans affairs under s. 20.485 (2) (rm), the
20 dollar amount for fiscal year 2022-23 is decreased by \$141,200 to decrease the
21 authorized FTE positions by 1.75 SEG positions for the purpose of transferring the
22 funding for those positions to the appropriation under s. 20.485 (2) (qs).

23 (c) In the schedule under s. 20.005 (3) for the appropriation to the department
24 of veterans affairs under s. 20.485 (2) (qs), the dollar amount for fiscal year 2021-22
25 is increased by \$689,800 to increase the authorized FTE positions by 6.75 SEG

1 positions. In the schedule under s. 20.005 (3) for the appropriation to the department
2 of veterans affairs under s. 20.485 (2) (qs), the dollar amount for fiscal year 2022-23
3 is increased by \$689,800 to increase the authorized FTE positions by 6.75 SEG
4 positions.

5 **SECTION 9249. Fiscal changes; Wisconsin Economic Development**
6 **Corporation.**

7 **SECTION 9250. Fiscal changes; Workforce Development.**

8 (1) WORK INJURY SUPPLEMENTAL BENEFITS FUND. On the effective date of this
9 subsection, there is transferred from the appropriation account under s. 20.445 (1)
10 (t) to the appropriation account under s. 20.445 (1) (rr) the unencumbered balance
11 of the amount collected under s. 102.75 (1g).

12 (2) UNEMPLOYMENT INSURANCE; FEDERAL FUNDING. If federal funding is received
13 for the purpose specified in s. 20.445 (1) (am) prior to July 1, 2022, the secretary of
14 administration may, to the extent permitted under federal law, lapse from the
15 appropriation under s. 20.445 (1) (n) to the general fund an amount not to exceed the
16 amounts in the schedule under s. 20.445 (1) (am) or the amount of federal funding
17 received, whichever is less. This subsection does not apply with respect to amounts
18 received as administrative grants by the state under 42 USC 502.

19 **SECTION 9251. Fiscal changes; Other.**

20 **SECTION 9301. Initial applicability; Administration.**

21 (1) TEACH ACCESS RATES. The treatment of s. 16.997 (2) (d) first applies to a
22 monthly fee charged by the department of administration on the effective date of this
23 subsection.

1 (2) ANNUAL LEAVE HOURS; STATE EMPLOYEES. The treatment of s. 230.35 (1) (a) 1.
2 and 1m. and (c) and (1m) (bt) 1. and 1m. first applies to a state employee's
3 anniversary of service that occurs on the effective date of this subsection.

4 **SECTION 9302. Initial applicability; Agriculture, Trade and Consumer**
5 **Protection.**

6 (1) MINIMUM AGE FOR CIGARETTES, NICOTINE PRODUCTS, TOBACCO PRODUCTS, AND
7 VAPOR PRODUCTS. The treatment of ss. 134.66 (title), (1) (g) and (jm), (2) (a), (am), (b),
8 and (cm) 1m., (2m) (a), and (3), 139.30 (10), 139.345 (3) (a) (intro.), (b) 2., and (7) (a),
9 subch. IX (title) of ch. 254, 254.911 (11), 254.916 (2) (intro.) and (d), (3) (a), (b), (c), (d),
10 and (f) 2., and (11), 254.92 (title), (1), (2), (2m) (intro.), and (3) first applies to
11 purchases, attempts to purchase, possession, and false representations of age for the
12 purpose of receiving any cigarette, nicotine product, tobacco product, or vapor
13 product by persons under 21 years of age on the effective date of this subsection and
14 to sales or the provision of cigarettes, nicotine products, tobacco products, or vapor
15 products to persons under 21 years of age on the effective date of this subsection.

16 (2) SUBSCRIBERS TERMINATING BROADBAND CONTRACTS. The treatment of s.
17 100.2092 (1) (L) first applies to a contract that is entered into, renewed, or modified
18 on the effective date of this subsection.

19 **SECTION 9303. Initial applicability; Arts Board.**

20 **SECTION 9304. Initial applicability; Building Commission.**

21 **SECTION 9305. Initial applicability; Child Abuse and Neglect**
22 **Prevention Board.**

23 **SECTION 9306. Initial applicability; Children and Families.**

24 (1) AGE OF JUVENILE DELINQUENCY. The treatment of ss. 48.396 (1), 301.26 (4)
25 (cm) 1., 938.02 (3m), 938.12 (1), 938.13 (12), 938.183 (1) (am), 938.245 (2g), 938.32

1 (1x), 938.396 (1) (b) 5., 938.52 (1) (d), and 948.40 (1) and (2) first applies to a juvenile
2 who is alleged to be delinquent on the effective date of this subsection.

3 **SECTION 9307. Initial applicability; Circuit Courts.**

4 **SECTION 9308. Initial applicability; Corrections.**

5 (1) REVOCATION AND SANCTIONS. The treatment of ss. 301.035 (2), 302.107 (2),
6 302.113 (8m) (a) and (b) and (9) (b) and (c), 302.114 (9) (ag), 302.115, 302.33 (1), 303.08
7 (1) (intro.), (2), (5) (intro.), (6), and (12), 304.06 (3g), 808.075 (4) (g) 3., 950.04 (1v) (vg),
8 973.10 (2) (intro.), (a), (b), and (bm) 1. and (2s), the renumbering and amendment of
9 ss. 302.11 (7) (ag) and (am), 302.113 (9) (ag) and (am), and 304.06 (3), and the creation
10 of ss. 302.11 (7) (ag) 1. and (am) 1. a. to e., 302.113 (9) (ag) 1. and 2. and (am) 1. a. to
11 e., and 304.06 (3) (g) 1. to 5. first apply to a person who is alleged to have violated a
12 condition or rule of probation, parole, or extended supervision on the effective date
13 of this subsection.

14 (2) PLACEMENT IN A JUVENILE DETENTION FACILITY. The treatment of ss. 48.526
15 (7) (d) (by SECTION 935), 938.22 (2) (d), and 938.34 (3) (f) 1. first applies to a juvenile
16 adjudicated delinquent on the effective date of this subsection.

17 (3) USE OF JUVENILE DETENTION AS A SANCTION. The treatment of ss. 938.02 (17r),
18 938.06 (5) (a) 1. and (b), and 938.355 (6) (a) 1. and 4., (6d) (a) 1., 2., and 2p. and (b)
19 1., 2., and 2p., and (6m) (a) 1g., the renumbering of 938.355 (6) (d) 1., and the creation
20 of 938.355 (6) (d) 1. a. and b. first apply to a violation of a dispositional order
21 committed on the effective date of this subsection.

22 (4) SERIOUS JUVENILE OFFENDER PROGRAM. The treatment of ss. 46.011 (1p) (by
23 SECTION 796), 46.057 (1) (by SECTION 798), 48.023 (4) (by SECTION 830), 48.66 (1) (b)
24 (by SECTION 950), 49.11 (1c) (by SECTION 974), 49.45 (25) (bj) (by SECTION 1050), 146.81
25 (5) (by SECTION 2322), 301.01 (1n) (by SECTION 2720), 301.12 (2), 301.20, 757.69 (1m)

1 (g) (by SECTION 3035), 938.299 (1) (a), (ar), and (av), 938.33 (3r), 938.34 (3g), (4d) (b),
2 (4h), and (4m) (b) (intro.), 938.355 (4) (b) (by SECTION 3208), 938.365 (5) (a) (by
3 SECTION 3257), 938.396 (2g) (k), 938.48 (6), 938.505 (1) (by SECTION 3301), 938.52 (2)
4 (a) (by SECTION 3305) and (c) (by SECTION 3307), 946.42 (1) (a) 1. f. (by SECTION 3348)
5 and (3) (c) (by SECTION 3351), 946.44 (2) (d) (by SECTION 3354), and 946.45 (2) (d) (by
6 SECTION 3357) first applies to a juvenile who is adjudicated delinquent in a
7 proceeding under ch. 938 on the effective date of this subsection.

8 (5) TYPE 2 JUVENILE CORRECTIONAL STATUS. The treatment of ss. 48.66 (1) (b) (by
9 SECTION 951), 48.981 (1) (b), 49.345 (2) (by SECTION 1029), 146.81 (5) (by SECTION
10 2323), 757.69 (1m) (g) (by SECTION 3036), 938.02 (19r) and (20), 938.19 (1) (d) 6.,
11 938.20 (2) (cm), (7) (c) 1m., and (8) (c), 938.205 (1) (c), 938.208 (1) (intro.), 938.355 (2)
12 (b) 2., 6., and 6m. and (4) (b) (by SECTION 3209), 938.357 (3) (a) and (4) (am), (b), and
13 (c), 938.365 (5) (a) (by SECTION 3258), 938.538 (4) (a) and (b), 938.59 (1), 938.595,
14 938.78 (2) (d) (intro.), 946.42 (1) (a) 1. a. and f. (by SECTION 3349) and 2. and (3) (c)
15 (by SECTION 3351), 946.44 (2) (d) (by SECTION 3497), and 946.45 (2) (d) and the repeal
16 of s. 938.34 (4d), with respect to Type 2 status, a Type 2 juvenile correctional facility,
17 or a Type 2 residential care center for children and youth, first apply to a juvenile who
18 is subject to a dispositional order under s. 938.355 entered on the effective date of this
19 subsection.

20 (6) COMMUNITY SUPERVISION OF A JUVENILE. The treatment of ss. 48.023 (4) (by
21 SECTION 831), 48.526 (7) (h), 48.981 (1) (b), 227.03 (4), 301.025, 301.26 (4) (d) 5. and
22 (eg), 302.31 (7) (by SECTION 2780), 302.386 (5) (c), 938.069 (1) (intro.), 938.19 (1) (d)
23 6., 938.20 (2) (cm), (7) (c) 1m., and (8) (c), 938.205 (1) (c), 938.208 (1) (intro.), 938.34
24 (intro.) and (4n) (intro.), 938.357 (3) (e), (4g) (title), (a), (b), (c) (intro.), 2., 3., and 4.,
25 and (d), (4m), and (5) (title), (a), (b), (d), (e), and (g), 938.365 (7), 938.48 (6), 938.48

1 (13), 938.50, 938.51, 938.538 (3) (a) 2. and (b) and (5) (a), and 946.42 (1) (a) 2. and (3)
2 (c) (by SECTION 3352), with respect to community supervision of a juvenile, and the
3 repeal of s. 938.533 first apply to a juvenile who is subject to a dispositional order
4 under s. 938.355 entered on the effective date of this subsection.

5 (7) AGE OF ADULT JURISDICTION. The treatment of ss. 48.02 (1d) and (2), 48.44,
6 48.45 (1) (a) and (am) and (3), 118.163 (4), 125.07 (4) (d) and (e) 1., 125.085 (3) (bt),
7 165.83 (1) (c) 1. and 2., 301.12 (2m) and (14) (a), 302.31 (7), 938.02 (1) and (10m),
8 938.12 (2), 938.18 (1) (a), (bm), and (c) and (2), 938.183 (1) (intro.), (1d), and (3),
9 938.255 (1) (intro.), 938.34 (8), 938.343 (2), 938.344 (3), 938.35 (1m), 938.355 (4m) (a),
10 938.39, 938.44, 938.45 (1) (a) and (3), 938.48 (4m) (title) and (a), 938.57 (3) (title), (a)
11 (intro.), 1., and 3., and (b), 939.632 (1) (e) 1. and 3., 946.50 (intro.), 948.01 (1), 948.11
12 (2) (am) (intro.), 948.45 (1), 948.60 (2) (d), 948.61 (4), 961.455 (title), (1), and (2),
13 961.46, 961.573 (2), 961.574 (2), 961.575 (1), (2), and (3), 970.032 (3), 971.31 (13) (c),
14 and 990.01 (3) and (20), subch. IX (title) of ch. 48, and subch. IX (title) of ch. 938 first
15 applies to a violation of a criminal law, civil law, or municipal ordinance allegedly
16 committed on the effective date of this subsection.

17 (8) YOUTHFUL OFFENDERS; SENTENCING.

18 (a) The treatment of ss. 973.014 (1) (intro.), (1g) (a) (intro.), and (3) and 973.017
19 (2c) first applies to a conviction for which sentencing has occurred on the effective
20 date of this paragraph.

21 (b) The treatment of s. 973.018 first applies to a youthful offender who is
22 serving a term of imprisonment on the effective date of this paragraph.

23 **SECTION 9309. Initial applicability; Court of Appeals.**

24 **SECTION 9310. Initial applicability; District Attorneys.**

1 **SECTION 9311. Initial applicability; Educational Communications**
2 **Board.**

3 **SECTION 9312. Initial applicability; Elections Commission.**

4 **SECTION 9313. Initial applicability; Employee Trust Funds.**

5 (1) DEFERRED COMPENSATION; DOMESTIC PARTNERS. The treatment of s. 40.02 (8)
6 (b) 3. first applies to benefits paid to a surviving domestic partner of a participant
7 who dies on July 1, 2021, or the effective date of this bill, whichever is later.

8 (2) DUTY DISABILITY DEATH BENEFITS; DOMESTIC PARTNERS. The treatment of s.
9 40.65 (7) (am) 1. and (ar) 1. a. first applies to a surviving domestic partner of a
10 participant who dies on July 1, 2021, or the effective date of this bill, whichever is
11 later.

12 (3) REHIRED TEACHER ANNUITANTS. The treatment of s. 40.26 (7) first applies to
13 participating employees under the Wisconsin Retirement System who terminate
14 covered employment under the Wisconsin Retirement System on the effective date
15 of this subsection.

16 (4) EMPLOYER CONTRIBUTION FOR HEALTH INSURANCE PREMIUMS. The treatment of
17 s. 40.05 (4) (a) 2. first applies to state employees hired on the effective date of this
18 subsection.

19 **SECTION 9314. Initial applicability; Employment Relations**
20 **Commission.**

21 **SECTION 9315. Initial applicability; Ethics Commission.**

22 (1) LOBBYING FEES. The treatment of s. 13.75 (1g) (b) and (d) first applies to the
23 filings applicable to the 2023-24 legislative session.

24 **SECTION 9316. Initial applicability; Financial Institutions.**

1 (1) NOTARY PUBLIC APPLICATION FEES. The treatment of s. 140.02 (1) (a) and (2)
2 (a) first applies to an application filed on the effective date of this subsection.

3 (2) SECURITIES FEES. The treatment of s. 551.614 (2) first applies to filings
4 received by the division of securities on the effective date of this subsection.

5 **SECTION 9317. Initial applicability; Governor.**

6 **SECTION 9318. Initial applicability; Health and Educational Facilities**
7 **Authority.**

8 **SECTION 9319. Initial applicability; Health Services.**

9 (1) STATEMENTS OF GUARDIANS. The treatment of ss. 54.15 (8) (a) (intro.) (as it
10 relates to any requirement for a statement as described under s. 54.15 (8) (a) 2m.)
11 and 2m. and 54.26 first applies to petitions for guardianship filed on the first day of
12 the 13th month beginning after the effective date of this subsection.

13 **SECTION 9320. Initial applicability; Higher Educational Aids Board.**

14 **SECTION 9321. Initial applicability; Historical Society.**

15 **SECTION 9322. Initial applicability; Housing and Economic**
16 **Development Authority.**

17 **SECTION 9323. Initial applicability; Insurance.**

18 (1) APPLICATION OF MANUFACTURER DISCOUNTS.

19 (a) For policies and plans containing provisions inconsistent with the
20 treatment of s. 632.862, the treatment of s. 632.862 first applies to policy or plan
21 years beginning on January 1 of the year following the year in which this paragraph
22 takes effect, except as provided in par. (b).

23 (b) For policies or plans that are affected by a collective bargaining agreement
24 containing provisions inconsistent with the treatment of s. 632.862, the treatment
25 of s. 632.862 first applies to policy or plan years beginning on the effective date of this

1 paragraph or on the day on which the collective bargaining agreement is newly
2 established, extended, modified, or renewed, whichever is later.

3 (2) TELEHEALTH PARITY.

4 (a) For policies and plans containing provisions inconsistent with the
5 treatment of s. 632.871, the treatment of s. 632.871 first applies to policy or plan
6 years beginning on January 1 of the year following the year in which this paragraph
7 takes effect, except as provided in par. (b).

8 (b) For policies and plans that are affected by a collective bargaining agreement
9 containing provisions inconsistent with s. 632.871, the treatment of s. 632.871 first
10 applies to policy or plan years beginning on the effective date of this paragraph or
11 on the day on which the collective bargaining agreement is newly established,
12 extended, modified, or renewed, whichever is later.

13 (3) COVERAGE OF INDIVIDUALS WITH PREEXISTING CONDITIONS, ESSENTIAL HEALTH
14 BENEFITS, AND PREVENTIVE SERVICES.

15 (a) For policies and plans containing provisions inconsistent with these
16 sections, the treatment of ss. 632.728, 632.746 (1) (a) and (b), (2) (a), (c), (d), and (e),
17 (3) (a) and (d) 1., 2., and 3., (5), and (8) (a) (intro.), 632.748 (2), 632.76 (2) (a) and (ac)
18 1. and 2., 632.795 (4) (a), 632.895 (8) (d), (13m), (14) (a) 1. i., j., and k. to o., (b), (c),
19 and (d) 3., (14m), (16m) (b), and (17) (b) 2. and (c), and 632.897 (11) (a) first applies
20 to policy or plan years beginning on January 1 of the year following the year in which
21 this paragraph takes effect, except as provided in par. (b).

22 (b) For policies and plans that are affected by a collective bargaining agreement
23 containing provisions inconsistent with these sections, the treatment of ss. 632.728,
24 632.746 (1) (a) and (b), (2) (a), (c), (d), and (e), (3) (a) and (d) 1., 2., and 3., (5), and (8)
25 (a) (intro.), 632.748 (2), 632.76 (2) (a) and (ac) 1. and 2., 632.795 (4) (a), 632.895 (8)

1 (d), (13m), (14) (a) 1. i., j., and k. to o., (b), (c), and (d) 3., (14m), (16m) (b), and (17)
2 (b) 2. and (c), and 632.897 (11) (a) first applies to policy or plan years beginning on
3 the effective date of this paragraph or on the day on which the collective bargaining
4 agreement is entered into, extended, modified, or renewed, whichever is later.

5 **SECTION 9324. Initial applicability; Investment Board.**

6 **SECTION 9325. Initial applicability; Joint Committee on Finance.**

7 **SECTION 9326. Initial applicability; Judicial Commission.**

8 **SECTION 9327. Initial applicability; Justice.**

9 (1) TREATMENT ALTERNATIVES AND DIVERSIONS. The treatment of ss. 165.95 (1)
10 (ac), (2), (2r), (3) (a), (ag), (b), (bd), (cm) 2., (d), (e), (g), (h), (i), (j), and (k), (5) (a) and
11 (b), (5m), (6), (7), and (7m) first applies to grants awarded under s. 165.95 (2) on the
12 effective date of this subsection.

13 **SECTION 9328. Initial applicability; Legislature.**

14 **SECTION 9329. Initial applicability; Lieutenant Governor.**

15 **SECTION 9330. Initial applicability; Local Government.**

16 (1) LEVY LIMIT SERVICE TRANSFER. The treatment of s. 66.0602 (3) (a) first applies
17 to a levy that is imposed in December 2021.

18 (2) BIDDING THRESHOLDS. The treatment of ss. 59.52 (29) (a), 60.47 (2) (a) and
19 (b), and 62.15 (1) first applies to public contracts that are let on the effective date of
20 this subsection.

21 (3) LEVY LIMITS; ALTERNATIVE MINIMUM GROWTH FACTOR INCREASE. The treatment
22 of ss. 66.0602 (1) (d) first applies to a levy that is imposed in December 2021.

23 (4) LEVY LIMIT EXCEPTION FOR REGIONAL PLANNING COMMISSION CHARGES. The
24 treatment of s. 66.0602 (3) (e) 10. first applies to a levy that is imposed in December
25 2021.

1 **SECTION 9331. Initial applicability; Military Affairs.**

2 **SECTION 9332. Initial applicability; Natural Resources.**

3 (1) CHANGES TO AUTHORITY TO PROHIBIT ACCESS TO LAND ACQUIRED USING
4 STEWARDSHIP MONEYS. The treatment of s. 23.0916 (2) (b) and (c) first applies to a
5 person receiving a stewardship grant subject to s. 23.0916 (2) (a) or (am) on the
6 effective date of this subsection.

7 **SECTION 9333. Initial applicability; Public Defender Board.**

8 **SECTION 9334. Initial applicability; Public Instruction.**

9 (1) REVENUE CEILING; REFERENDA RESTRICTIONS. The treatment of s. 121.905 (1)
10 (b) 1. to 3. first applies to the revenue ceiling for the 2021-22 school year.

11 (2) STATE AID FOR SUMMER CLASS TRANSPORTATION. The treatment of s. 121.58 (4)
12 first applies to state aid for transportation paid in the 2021-22 school year.

13 (3) HIGH-COST TRANSPORTATION AID. The treatment of s. 121.59 (2) (intro.), (2m)
14 (a) (intro.), 1., and 2. and (b), and (3) first applies to aid paid in the 2021-22 school
15 year.

16 (4) COUNTING PUPILS IN FOUR-YEAR-OLD KINDERGARTEN. The treatment of s.
17 121.004 (7) (c) 1. a. and 2. and (cm) first applies to the distribution of school aid in,
18 and the calculation of revenue limits for, the 2022-23 school year.

19 (5) PARENTAL CHOICE PROGRAMS; PROGRAM CAPS. The treatment of ss. 118.60 (3)
20 (am), (ar) (intro.) and 5., (b), and (c) and 119.23 (3) (ar) and (b), the renumbering and
21 amendment of ss. 118.60 (3) (a) (intro.) and 1m. to 5. and (ar) 3. and 4. and 119.23 (3)
22 (a) (intro.) and 1. to 5., and the creation of s. 118.60 (3) (ar) 3. a. and b. and 4. a. and
23 b. first apply to an application to attend a private school under s. 118.60 or 119.23
24 in the 2022-23 school year.

1 (6) SPECIAL NEEDS SCHOLARSHIP PROGRAM; PROGRAM CAP. The treatment of s.
2 115.7915 (2) (f) and (g) and (3) (a), (am), (b), (bm), (c), (d), (e), (f), and (g) first applies
3 to an application for a scholarship to attend an eligible school under s. 115.7915 in
4 the 2022-23 school year.

5 (7) SPECIAL NEEDS SCHOLARSHIP PROGRAM; TRANSFER APPLICATIONS. The treatment
6 of s. 115.7915 (3m) first applies to an application to transfer in the 2022-23 school
7 year.

8 (8) PARENTAL CHOICE PROGRAMS; TRANSFERRING APPLICANTS BETWEEN PROGRAMS.
9 The treatment of ss. 118.60 (4v) (b) and 119.23 (4v) (b) first applies to counting pupils
10 for the pupil participation limits under s. 118.60 (2) (be) and the program caps under
11 ss. 118.60 (2) (bh) 2. a. and b. and 119.23 (2) (b) for the 2022-23 school year.

12 (9) ENGLISH LEARNER CATEGORICAL AID. The treatment of ss. 115.96 (1), 115.97
13 (1) and (6), and 115.977 (2), the renumbering and amendment of ss. 115.993 and
14 115.996, and the creation of ss. 115.993 (2) and (3) and 115.996 (3) first apply to aid
15 paid under s. 115.995 in the 2022-23 school year.

16 (10) PER PUPIL PAYMENT AMOUNT TO INDEPENDENT CHARTER SCHOOLS AUTHORIZED
17 BY A TRIBAL COLLEGE. The treatment of ss. 20.255 (2) (fm) and 118.40 (2r) (f), (fm) 1.
18 (intro.) and 2., and (g) 1. a., bf., c. to dn., and e. first applies to payments made to
19 charter schools in the 2021-22 school year.

20 (11) STATEWIDE AND RACINE PARENTAL CHOICE PROGRAMS; PUPIL ELIGIBILITY. The
21 treatment of s. 118.60 (2) (a) 2. a. first applies to an application to attend a private
22 school under s. 118.60 in the 2022-23 school year.

23 **SECTION 9335. Initial applicability; Public Lands, Board of**
24 **Commissioners of.**

25 **SECTION 9336. Initial applicability; Public Service Commission.**

1 (1) SOCIAL COST OF CARBON. The treatment of s. 196.025 (1h) (d) first applies to
2 applications for certificates that are received on December 31, 2021.

3 **SECTION 9337. Initial applicability; Revenue.**

4 (1) VETERANS AND SURVIVING SPOUSES PROPERTY TAX CREDIT. The treatment of s.
5 71.07 (6e) (a) 6., (b), and (c) 3. first applies to taxable years beginning after December
6 31, 2020.

7 (2) DIVIDENDS RECEIVED DEDUCTION. The treatment of ss. 71.26 (3) (j) and (4) (a)
8 and 71.45 (4) (a) first applies to taxable years beginning after December 31, 2020.

9 (3) NET OPERATING LOSSES. The treatment of ss. 71.05 (8) (a), (b) 1. and 2., and
10 (c) and 71.80 (25) (a) and (b) first applies to taxable years beginning after December
11 31, 2020.

12 (4) EXPENDITURE RESTRAINT PROGRAM. The treatment of s. 79.05 (2) (c) first
13 applies to the distributions in 2022.

14 (5) ADDITIONAL CHILD AND DEPENDENT CARE TAX CREDIT. The treatment of ss. 71.05
15 (6) (b) 43. d., 71.07 (9g), and 71.10 (4) (cs) first applies to taxable years beginning after
16 December 31, 2020.

17 (6) LEASED PROPERTY AND COMPARABLE SALES. The treatment of ss. 70.03 (1) and
18 70.32 (1), (1b), and (1d) first applies to the property tax assessments as of January
19 1, 2022.

20 (7) COMMUNITY HEALTH CENTERS. The treatment of s. 70.11 (4) (a) 1m. first
21 applies to the property tax assessments as of January 1, 2020.

22 (8) HOMESTEAD TAX CREDIT. The treatment of s. 71.54 (1) (h) first applies to
23 claims filed for taxable years beginning after December 31, 2020.

24 (9) The treatment of ss. 71.05 (6) (a) 30. and (b) 55., 71.10 (4) (k) and (10), and
25 71.83 (1) (ch) first applies to taxable years beginning on January 1, 2022.

1 (10) **BROKER-DEALER APPORTIONMENT FACTOR.** The treatment of s. Tax 2.495 (4)
2 (d) (title), 1., 1m., and 2. first applies to taxable years beginning after December 31,
3 2020.

4 (11) **SUBTRACTION FOR ACTIVE DUTY PAY.** The treatment of ss. 71.05 (6) (b) 34. and
5 71.52 (6) first applies to taxable years beginning after December 31, 2020.

6 **SECTION 9338. Initial applicability; Safety and Professional Services.**

7 **SECTION 9339. Initial applicability; Secretary of State.**

8 **SECTION 9340. Initial applicability; State Fair Park Board.**

9 **SECTION 9341. Initial applicability; Supreme Court.**

10 **SECTION 9342. Initial applicability; Technical College System.**

11 (1) **RESIDENCY OF RELOCATED ACTIVE DUTY SERVICE MEMBERS.** The renumbering
12 and amendment of s. 38.22 (4) and the creation of s. 38.22 (4) (b) first apply to the first
13 semester or session beginning after the effective date of this subsection.

14 (2) **NONRESIDENT TUITION EXEMPTION FOR CERTAIN TRIBAL MEMBERS.** The
15 treatment of s. 38.22 (6) (g) first applies to persons who enroll for the semester or
16 session following the effective date of this subsection.

17 (3) **NONRESIDENT TUITION EXEMPTION.** The treatment of s. 38.22 (6) (e) first
18 applies to persons who enroll for the semester or session following the effective date
19 of this subsection.

20 (4) **REVENUE LIMITS.** The treatment of s. 38.16 (3) (a) 4. first applies to the
21 calculation of a technical college district board's revenue limit for the 2021-22 school
22 year.

23 (5) **FARMER TUITION ASSISTANCE GRANTS.** The treatment of s. 38.274 first applies
24 to current or prospective farmers enrolled in courses that begin the semester after
25 the effective date of this subsection.

1 **SECTION 9343. Initial applicability; Tourism.**

2 **SECTION 9344. Initial applicability; Transportation.**

3 (1) DRIVER'S CARDS. The treatment of ss. 66.1011 (1), 66.1201 (2m), 66.1213 (3),
4 66.1301 (2m), 66.1333 (3) (e) 2., 86.195 (5) (c), 106.50 (1), (1m) (h) and (nm), and (5m)
5 (f) 1., 106.52 (3) (a) 1., 2., 3., 4., and 5., 111.31 (1) (by SECTION 1834), (2) (by SECTION
6 1836), and (3) (by SECTION 1838), 111.321 (by SECTION 1845), 194.025, 224.77 (1) (o),
7 230.01 (2) (b) (by SECTION 2541), 230.18 (by SECTION 2552), 234.29 (by SECTION 2567),
8 343.03 (3m) and (3r), 343.14 (2j), 343.165 (1) (c) and (e), (3) (b) and (c), (4) (b) and (d),
9 and (7) (a) (intro.) and (c), 343.17 (3) (a) 16., 343.20 (1) (a) and (f), (1m), and (2) (a),
10 343.50 (3) (a) and (b), (5) (b), (bm), and (c), (6), (8) (c) 6., and (10) (c), 452.14 (3) (n),
11 and 632.35, the renumbering and amendment of s. 343.14 (2) (br) and (es), and the
12 creation of s. 343.14 (2) (br) 2. and (es) 2m. first apply to applications received by the
13 department of transportation on the effective date of this subsection.

14 **SECTION 9345. Initial applicability; Treasurer.**

15 **SECTION 9346. Initial applicability; University of Wisconsin Hospitals**
16 **and Clinics Authority; Medical College of Wisconsin.**

17 **SECTION 9347. Initial applicability; University of Wisconsin System.**

18 (1) TUITION PROMISE GRANT PROGRAM. The treatment of s. 36.50 first applies to
19 eligible students who initially enroll in an institution in the first fall semester
20 beginning after the effective date of this subsection.

21 (2) RESIDENCY OF RELOCATED ACTIVE DUTY SERVICE MEMBERS. The renumbering
22 and amendment of s. 36.27 (2) (e) and the creation of s. 36.27 (2) (e) 3. first apply to
23 the first semester or session beginning after the effective date of this subsection.

1 (3) DENTIST LOAN ASSISTANCE PROGRAM. The treatment of s. 36.60 (2) (a) 2. and
2 (4m) (intro.) first applies to dentists whose applications for the program under s.
3 36.60 are received on the effective date of this subsection.

4 (4) NONRESIDENT TUITION EXEMPTION FOR CERTAIN TRIBAL MEMBERS. The
5 treatment of s. 36.27 (2) (ar) first applies to students who enroll for the semester or
6 session following the effective date of this subsection.

7 (5) NONRESIDENT TUITION EXEMPTION. The treatment of s. 36.27 (2) (cr) first
8 applies to persons who enroll for the semester or session following the effective date
9 of this subsection.

10 (6) APPLICATION FEE EXEMPTION FOR SERVICE MEMBERS. The treatment of s. 36.11
11 (3) (d) (intro.) and (47m) (title) and (c) first applies to applications received for the
12 first semester or session beginning after the effective date of this subsection.

13 **SECTION 9348. Initial applicability; Veterans Affairs.**

14 **SECTION 9349. Initial applicability; Wisconsin Economic Development**
15 **Corporation.**

16 (1) ENTERPRISE ZONES. The treatment of s. 238.399 (4) (b) first applies
17 retroactively to enterprise zones for which the designation under s. 238.399 (3) (a)
18 expired prior to the effective date of this subsection.

19 (2) ENERGY EFFICIENCY AND RENEWABLE ENERGY PROJECT EXPENDITURES FOR
20 BUSINESS DEVELOPMENT TAX CREDIT. The treatment of s. 238.308 (4) (a) 6. first applies
21 to credits awarded under s. 238.308 on January 1, 2022.

22 **SECTION 9350. Initial applicability; Workforce Development.**

23 (1) UNEMPLOYMENT INSURANCE; DRUG TESTING. The treatment of ss. 108.04 (8) (b)
24 and 108.133 (4) (a) first applies to initial claims for benefits filed on the effective date
25 of this subsection.

1 (2) UNEMPLOYMENT INSURANCE; QUILTS DUE TO RELOCATIONS. The treatment of s.
2 108.04 (7) (t) 1. and 2. first applies to determinations issued under s. 108.09 on the
3 effective date of this subsection.

4 (3) UNEMPLOYMENT INSURANCE; WORK SEARCH AND REGISTRATION WAIVERS. The
5 treatment of s. 108.04 (2) (a) (intro.) and 3., (b), (bb), (bd), and (bm) first applies to
6 initial claims for benefits filed on the effective date of this subsection.

7 (4) UNEMPLOYMENT INSURANCE; DELETION OF WAITING PERIOD. The treatment of
8 ss. 108.02 (26m) and 108.04 (3) and (11) (bm) first applies to benefit years beginning
9 on the effective date of this subsection.

10 (5) UNEMPLOYMENT INSURANCE; SUBSTANTIAL FAULT. The treatment of ss. 108.04
11 (5g) and 108.16 (6m) (a) (by SECTION 1814) first applies with respect to
12 determinations issued under s. 108.09 on the effective date of this subsection.

13 (6) UNEMPLOYMENT INSURANCE; WAGE DISQUALIFICATION THRESHOLD. The
14 treatment of s. 108.05 (3) (a) and (dm) first applies to weeks of unemployment
15 beginning on the effective date of this subsection.

16 (7) PREVAILING WAGE. The appropriate provisions regarding prevailing wage
17 first apply, with respect to a project of public works that is subject to bidding, to a
18 project for which the request for bids is issued on the effective date of this subsection
19 and, with respect to a project of public works that is not subject to bidding, to a project
20 the contract for which is entered into on the effective date of this subsection.

21 (8) DISCRIMINATION. The treatment of ss. 66.0903 (10) (d), 111.322 (2m) (c), and
22 229.8275 first applies to acts of discrimination that occur on the effective date of this
23 subsection.

1 (9) EMPLOYMENT DISCRIMINATION; CONSIDERATION OF CONVICTION RECORD. The
2 treatment of s. 111.335 (3) (ag) first applies to an application for employment
3 submitted to an employer on the effective date of this subsection.

4 (10) EMPLOYMENT DISCRIMINATION DAMAGES. The treatment of ss. 111.39 (4) (d)
5 and (5) (b) and (d), 111.397, and 814.04 (intro.) first applies to acts of employment
6 discrimination, unfair honesty testing, or unfair genetic testing committed on the
7 effective date of this subsection.

8 (11) UNEMPLOYMENT INSURANCE; QUILTS FOR CERTAIN WORK. The treatment of s.
9 108.04 (7) (e) first applies to determinations issued under s. 108.09 on the effective
10 date of this subsection.

11 (12) UNEMPLOYMENT INSURANCE; SUITABLE WORK. The treatment of s. 108.04 (8)
12 (d) (intro.) and (dm) first applies to determinations issued under s. 108.09 on the
13 effective date of this subsection.

14 (13) FAMILY AND MEDICAL LEAVE. The treatment of s. 103.10 (12) (b) first applies
15 to a violation that occurs, or that an employee should reasonably have known
16 occurred, on the effective date of this subsection.

17 **SECTION 9351. Initial applicability; Other.**

18 (1) EXPUNGEMENT OF CRIMINAL RECORDS. The treatment of s. 973.015 (1m) (a) 3.
19 c. and d. and 4., (b), and (c), the renumbering and amendment of s. 973.015 (1m) (a)
20 1., and the creation of s. 973.015 (1m) (a) 1. a. and b. first apply to any conviction for
21 which sentencing has occurred but for which the record has not been ordered
22 expunged on the effective date of this subsection.

23 (2) PUBLIC RECORDS LOCATION FEE. The treatment of s. 19.35 (3) (c) first applies
24 to a public records request received on the effective date of this subsection.

1 (3) COLLECTIVE BARGAINING; EMPLOYEE RIGHTS. The treatment of ss. 20.425 (1)
2 (i), 20.505 (1) (ks), 20.921 (1) (a) 2., 40.51 (7) (a), 46.2895 (8) (a) 1., 109.03 (1) (b),
3 111.70 (1) (a), (f), (fd), (fm), (n), and (p), (3) (a) 3., 5., 6., and 9., (3g), (4) (bm) (title),
4 (cg) (title), 1., 2., 3., 4., 5., 6. a., 7r. d., e., f., and h., and 8m., (d) 1., 2. a., and 3. a., b.,
5 and c., (mb) (intro.), (mbb), and (p), and (7m) (c) 1. a., 111.81 (1), (1d), (7) (ag), (8), (9),
6 (9b), (9g), (12) (intro.), (12m), and (16), 111.815 (1), 111.817, 111.825 (1) (intro.), (3),
7 and (5), 111.83 (1), (3) (a) and (b), and (4), 111.84 (1) (d) and (f) and (2) (c), 111.85 (1),
8 (2), and (4), 111.86 (2), 111.88 (1), 111.90 (1) and (2), 111.91 (1w), (2) (intro.), (3)
9 (intro.), (3q), and (4), 111.92 (3) (a) and (b), 111.93 (3) (a) and (b), 118.22 (4), 118.245
10 (1), 118.42 (3) (a) 4. and (5), 120.12 (15), 120.18 (1) (gm), and 230.10 (2), the
11 renumbering of s. 111.70 (4) (bm), the renumbering and amendment of ss. 111.70 (2)
12 and 111.82, and the creation of ss. 111.70 (2) (b) and (4) (bm) 2. and 111.82 (2) first
13 apply to employees who are covered by a collective bargaining agreement under ch.
14 111 that contains provisions inconsistent with those sections on the day on which the
15 agreement expires or is terminated, extended, modified, or renewed, whichever
16 occurs first.

17 **SECTION 9400. Effective dates; general.** Except as otherwise provided in
18 SECTIONS 9401 to 9451 of this act, this act takes effect on July 1, 2021, or on the day
19 after publication, whichever is later.

20 **SECTION 9401. Effective dates; Administration.**

21 (1) JUNETEENTH STATE HOLIDAY. The treatment of s. 230.35 (4) (a) 3m. and 10.
22 and (c) takes effect on the January 1 after publication.

23 (2) ADMINISTRATION; MISCELLANEOUS PROJECTS. The repeal of s. 20.505 (1) (am)
24 takes effect on July 1, 2022.

1 **SECTION 9402. Effective dates; Agriculture, Trade and Consumer**
2 **Protection.**

3 (1) RESTRICTIONS ON PLACEMENT OF CIGARETTES, NICOTINE PRODUCTS, OR TOBACCO
4 PRODUCTS. The treatment of ss. 134.65 (7) (a) 1. and 134.66 (2) (f) and (4) (a) 1. take
5 effect on the first day of the 7th month beginning after the effective date of this
6 publication.

7 (2) RETAILER LICENSE REQUIREMENT FOR VAPOR PRODUCT SELLERS. The treatment
8 of ss. 134.65 (title), (1), (1a), (1m), (1r), (4), (5m), and (8) and 134.66 (1) (g) takes effect
9 on the 90th day after publication.

10 **SECTION 9403. Effective dates; Arts Board.**

11 **SECTION 9404. Effective dates; Building Commission.**

12 **SECTION 9405. Effective dates; Child Abuse and Neglect Prevention**
13 **Board.**

14 **SECTION 9406. Effective dates; Children and Families.**

15 (1) FOSTER CARE AND KINSHIP CARE RATES. The treatment of ss. 48.57 (3m) (am)
16 (intro.) and (3n) (am) (intro.) and 48.62 (4) takes effect on January 1, 2022, or on the
17 day after publication, whichever is later.

18 (2) QUALIFIED RESIDENTIAL TREATMENT PROGRAMS. The treatment of ss. 48.02
19 (14k) and (17t), 48.21 (1) (c) and (5) (b) 2g. and (cm), 48.217 (1) (b) 2., 3., and 4., (2m)
20 (b) 3., and (2v) (d) 1. and 2., 48.32 (1) (ar), (b) 1r., and (cd), 48.33 (4) (cm) and (cr),
21 48.355 (2) (b) 6d. and (cd), 48.357 (1) (am) 1. c., 1m. and 1r. and (c) 1r., (2) (b) 5. and
22 6., and (2v) (a) 5. and 6., 48.38 (1) (ag), (ap), and (c), (3m), (4) (k) and (L), (5) (bm) 4.,
23 (c) 1., and (d), and (5m) (c) 4. and (d), 48.437 (1) (a) 2., 3., and 4. and (c) and (2v) (d),
24 48.48 (20), 938.02 (14m) and (17t), 938.21 (1) (c) and (5) (b) 2g. and (cm), 938.217 (1)
25 (b) 2., 3., and 4., (2m) (b) 3., and (2v) (d) 1. and 2., 938.32 (1) (br), (c) 1r., and (cd),

1 938.33 (4) (cm) and (cr), 938.355 (2) (b) 6d. and (cd), 938.357 (1) (am) 1. (by SECTION
2 3224), 1m., and 1r. and (c) 1r., (2) (b) 5. and 6., and (2v) (a) 5. and 6., and 938.38 (1)
3 (ag), (as), and (bp), (3m), (4) (k) and (L), (5) (c) 1., (cm), and (d), and (5m) (c) 4. and
4 (d); the renumbering and amendment of ss. 48.21 (6), 48.217 (2) and (2m) (c), 48.357
5 (2) (a) and (2m) (a), 48.437 (2), 938.217 (2), and 938.357 (2) (a) and (2m) (a); and the
6 creation of ss. 48.21 (6) (b), 48.217 (2) (b) and (c) and (2m) (c) 2. and 3., 48.357 (2) (a)
7 2., 3., and 4. and (2m) (a) 2., 48.437 (2) (b) and (c), 938.217 (2) (b) and (c), and 938.357
8 (2) (a) 2., 3., and 4. and (2m) (a) 2. take effect on September 29, 2021, or the day after
9 publication, whichever is later.

10 **SECTION 9407. Effective dates; Circuit Courts.**

11 **SECTION 9408. Effective dates; Corrections.**

12 (1) PLACEMENT IN A JUVENILE DETENTION FACILITY. The treatment of ss. 48.526
13 (7) (d) (by SECTION 935), 938.22 (2) (d), and 938.34 (3) (f) 1. and SECTION 9308 (2) of
14 this act take effect one year after the date specified in the notice under 2017
15 Wisconsin Act 185, SECTION 110 (2) (b).

16 (2) JUVENILE CORRECTIONAL FACILITIES. The treatment of ss. 16.99 (3b), 46.011
17 (1p) (by SECTION 797), 46.057 (1) (by SECTION 799), 46.22 (1) (c) 1. b., 48.023 (4) (by
18 SECTION 831), 48.526 (7) (h), 48.66 (1) (b) (by SECTION 951), 48.981 (1) (b), 49.11 (1c)
19 (by SECTION 975), 49.343 (1g), 49.345 (2) (by SECTION 1029), 49.45 (25) (bj) (by SECTION
20 1051), 77.52 (2) (ag) 39. (intro.), 101.123 (1) (ac) 2. and (j) and (2) (d) 3., 115.76 (10),
21 115.81 (1) (b), 146.81 (5) (by SECTION 2323), 157.065 (2) (a) 4. c., 227.03 (4), 301.01 (1n)
22 (by SECTION 2721) and (1s), 301.025, 301.08 (1) (b) 3., 301.16 (1w) and (1x), 301.18 (1)
23 (fm), 301.26 (4) (d) 2. (by SECTION 2741) and (eg), 301.37 (title) and (1m), 302.31 (7)
24 (by SECTION 2780), 302.386 (5) (c) and (d), 450.062 (4), 757.69 (1m) (g) (by SECTION
25 3036), 938.02 (4) (by SECTION 3124), (10p), (12d), (15g), (19), (19r), and (20), 938.069

1 (1) (intro.), 938.19 (1) (d) 6., 938.20 (2) (cm), (7) (c) 1m., and (8) (c), 938.205 (1) (c),
2 938.208 (1) (intro.), 938.33 (3) (c), 938.34 (intro.), (4m) (intro.) and (c) (intro.), and (4n)
3 (intro.), 938.355 (2) (b) 2., 2m., 6., and 6m. and (4) (b) (by SECTION 3209), 938.357 (3)
4 (a), (b) (intro.) and 1. b., (c), and (e), (4) (am), (b), and (c), (4g) (title), (a), (b), (c) (intro.),
5 2., 3., and 4., and (d), (4m), and (5) (title), (a), (b), (d), (e), and (g), 938.365 (5) (a) (by
6 SECTION 3258) and (7), 938.48 (3) (by SECTION 3284), (4) (by SECTION 3286), (4m) (b)
7 (by SECTION 3290), (5) (by SECTION 3292), (6) (by SECTION 3294), (13), and (14) (by
8 SECTION 3298), 938.50, 938.505 (1) (by SECTION 3302), 938.51 (1m), 938.52 (2) (a) (by
9 SECTION 3306) and (c) (by SECTION 3308), 938.533, 938.538 (3) (a) 1., 1m., and 2. and
10 (b), (4) (a) and (b), and (5) (a), 938.539, 938.54 (by SECTION 3322), 938.59 (1), 938.595,
11 938.78 (2) (d) (intro.), 946.42 (1) (a) 1. a. and f. (by SECTION 3349) and 2. and (3) (c)
12 (by SECTION 3352), 946.44 (2) (c) and (d) (by SECTION 3355), 946.45 (2) (c) and (d) (by
13 SECTION 3358), the renumbering of s. 938.357 (4) (ab), the repeal of s. 938.34 (4d), the
14 repeal and recreation of s. 938.53, and the creation of s. 938.357 (4) (ab) 2. and
15 SECTIONS 9108 (6) and 9308 (5) and (6) of this act take effect on the date specified in
16 the notice under 2017 Wisconsin Act 185, section 110 (2) (b).

17 (3) **EXTENDED JUVENILE JURISDICTION.** The treatment of ss. 301.03 (10) (d),
18 938.184, 938.23 (1m) (as), 938.31 (2), 938.34 (intro.) and (4p), 938.355 (2) (b) 6o.,
19 938.357 (5d), 938.369, 938.396 (1) (b) 6., (2) (a), and (2j), 938.48 (7), 938.78 (2) (m),
20 and 973.01 (1), the renumbering and amendment of s. 938.355 (4) (b), and the
21 creation of s. 938.355 (4) (b) 5. take effect on July 1, 2022.

22 **SECTION 9409. Effective dates; Court of Appeals.**

23 **SECTION 9410. Effective dates; District Attorneys.**

24 **SECTION 9411. Effective dates; Educational Communications Board.**

25 **SECTION 9412. Effective dates; Elections Commission.**

1 **SECTION 9413. Effective dates; Employee Trust Funds.**

2 **SECTION 9414. Effective dates; Employment Relations Commission.**

3 **SECTION 9415. Effective dates; Ethics Commission.**

4 **SECTION 9416. Effective dates; Financial Institutions.**

5 (1) NOTARY PUBLIC APPLICATION FEES. The treatment of s. 140.02 (1) (a) and (2)
6 (a) and SECTION 9316 (1) of this act take effect on the first day of the 3rd month
7 beginning after publication.

8 (2) SECURITIES FEES. The treatment of s. 551.614 (2) and SECTION 9316 (2) of this
9 act take effect on the first day of the 3rd month beginning after publication.

10 (3) STUDENT LOAN SERVICERS. The treatment of ss. 15.01 (6), 15.02 (3) (c) 1., and
11 15.185 (6) and subch. V of ch. 224 takes effect on October 1, 2021, or on the date
12 specified in the notice published in the Wisconsin Administrative Register under
13 SECTION 9116 (1) (b) of this act, whichever is later.

14 (4) PUBLIC SERVICE LOAN FORGIVENESS PROGRAM INFORMATION. The treatment of
15 ss. 103.155 and 224.30 (6) takes effect on January 1, 2022.

16 **SECTION 9417. Effective dates; Governor.**

17 **SECTION 9418. Effective dates; Health and Educational Facilities**
18 **Authority.**

19 **SECTION 9419. Effective dates; Health Services.**

20 (1) MEDICAID EXPANSION. The treatment of ss. 20.435 (4) (jw), 49.45 (23) and
21 (23b), 49.471 (1) (cr), (4) (a) 4. b. and 8., and (4g), and 49.686 (3) (d) and 2017
22 Wisconsin Act 370, section 44 (2) and (3) and SECTION 9119 (1) of this act take effect
23 on July 1, 2021.

24 **SECTION 9420. Effective dates; Higher Educational Aids Board.**

1 (1) MINNESOTA-WISCONSIN TUITION RECIPROCITY AGREEMENTS. The treatment of
2 ss. 20.235 (1) (e), 20.285 (1) (gb), 36.27 (2r), 39.42, 39.47 (title), (1), and (2), 45.20 (2)
3 (a) 1., (c) 1., and (d) 1. (intro.), 71.05 (6) (b) 28. (intro.), and 321.40 (1) (c) 2. takes effect
4 on July 1, 2022.

5 **SECTION 9421. Effective dates; Historical Society.**

6 **SECTION 9422. Effective dates; Housing and Economic Development**
7 **Authority.**

8 (1) COST-SHARING CAP FOR INSULIN. The treatment of ss. 609.83 (by SECTION
9 2966) and 632.895 (6) (title), the renumbering and amendment of s. 632.895 (6), and
10 the creation of s. 632.895 (6) (b) take effect on the first day of the 4th month beginning
11 after publication.

12 (2) COVERAGE OF INDIVIDUALS WITH PREEXISTING CONDITIONS, ESSENTIAL HEALTH
13 BENEFITS, AND PREVENTIVE SERVICES. The treatment of ss. 40.51 (8) (by SECTION 755)
14 and (8m) (by SECTION 757), 66.0137 (4) (by SECTION 1141), 120.13 (2) (g) (by SECTION
15 2208), 185.983 (1) (intro.) (by SECTION 2442), 609.713, 609.847, 625.12 (1) (a) and (e)
16 and (2), 625.15 (1), 628.34 (3) (a) (by SECTION 2973), 632.728, 632.746 (1) (a) and (b),
17 (2) (a), (c), (d), and (e), (3) (a) and (d) 1., 2., and 3., (5), and (8) (a) (intro.), 632.748 (2),
18 632.76 (2) (a) and (ac) 1. and 2., 632.795 (4) (a), 632.895 (8) (d), (13m), (14) (a) 1. i.,
19 j., and k. to o., (b), (c), and (d) 3., (14m), (16m) (b), and (17) (b) 2. and (c), and 632.897
20 (11) (a) and SECTION 9323 (3) of this act take effect on the first day of the 4th month
21 beginning after publication.

22 (3) PRESCRIPTION DRUG AFFORDABILITY REVIEW BOARD. The treatment of ss. 15.07
23 (3) (bm) 7., 15.735, 601.78, 601.785, and 601.79 and subch. VI (title) of chap. 601
24 takes effect on the first day of the 7th month after the day of publication.

25 **SECTION 9424. Effective dates; Investment Board.**

1 **SECTION 9425. Effective dates; Joint Committee on Finance.**

2 **SECTION 9426. Effective dates; Judicial Commission.**

3 **SECTION 9427. Effective dates; Justice.**

4 (1) SEXUAL ASSAULT KITS. The treatment of ss. 165.77 (7), 165.775 (1) to (5),
5 165.845 (1r) (a) 2. and (d) 1., 175.405, and 895.537 takes effect on the first day of the
6 7th month beginning after publication.

7 **SECTION 9428. Effective dates; Legislature.**

8 **SECTION 9429. Effective dates; Lieutenant Governor.**

9 **SECTION 9430. Effective dates; Local Government.**

10 **SECTION 9431. Effective dates; Military Affairs.**

11 (1) GEOGRAPHIC INFORMATION SYSTEMS GRANTS. The treatment of s. 20.465 (3)
12 (qm) (by SECTION 464) and the repeal of s. 256.35 (3s) (br) and (d) 4m. take effect on
13 June 30, 2025.

14 **SECTION 9432. Effective dates; Natural Resources.**

15 (1) INTERIM MAXIMUM CONTAMINANT LEVELS FOR PFAS. The treatment of s. 281.17
16 (8) (c) takes effect on the first day of the 7th month beginning after publication.

17 (2) RECREATIONAL VEHICLE STEWARDSHIP PROJECTS. The treatment of ss. 23.33 (9)
18 (bd), 23.0917 (4) (c) 5., and 350.12 (4) (b) (intro.) (by SECTION 2885) takes effect on July
19 1, 2022.

20 (3) ANNUAL 4TH GRADE PASS. The treatment of s. 27.01 (9) (bg) takes effect on
21 January 1, 2022.

22 **SECTION 9433. Effective dates; Public Defender Board.**

23 **SECTION 9434. Effective dates; Public Instruction.**

24 (1) TEACHER LICENSURE IN CERTAIN PRIVATE SCHOOLS. The treatment of s. 118.19
25 (1), (1b), (1c) (b) (intro.), and (3) (b) takes effect on July 1, 2024.

1 (2) COMPUTER SCIENCE LICENSURE; GRANT PROGRAM. The treatment of s. 20.255
2 (2) (dn) takes effect on July 1, 2022.

3 (3) PER PUPIL PAYMENT AMOUNT TO INDEPENDENT CHARTER SCHOOLS AUTHORIZED BY
4 A TRIBAL COLLEGE; STATE AID ADJUSTMENTS. The treatment of s. 121.07 (2) (d) and the
5 repeal of s. 121.07 (2) (e) take effect on July 1, 2022.

6 **SECTION 9435. Effective dates; Public Lands, Board of Commissioners**
7 **of.**

8 **SECTION 9436. Effective dates; Public Service Commission.**

9 (1) INTERNET SERVICE PROVIDER REGISTRATION REQUIREMENT. The treatment of s.
10 196.5048 takes effect on December 31, 2021.

11 **SECTION 9437. Effective dates; Revenue.**

12 (1) SALES AND USE TAX EXEMPTION FOR FARM-RAISED DEER. The treatment of s.
13 77.54 (62) takes effect on the first day of the 3rd month beginning after publication.

14 (2) REPEAL OF SALES AND USE TAX EXEMPTION FOR GAME BIRDS AND CLAY PIGEONS.
15 The treatment of s. 77.54 (47) takes effect on the first day of the 3rd month beginning
16 after publication.

17 (3) TOBACCO PRODUCTS, LITTLE CIGARS, AND VAPOR PRODUCTS. The treatment of
18 subch. III (title) of ch. 139 and ss. 139.44 (4), 139.75 (1m), (4t), and (12), 139.76 (1),
19 (1b), and (1m), 139.77 (1), and 139.78 (1), (1b), and (1m), the renumbering of s.
20 139.83, the renumbering and amendment of s. 139.75 (14), and the creation of ss.
21 139.75 (14) (b) and (c) and 139.83 (2) take effect on the first day of the 3rd month
22 beginning after publication.

23 (4) COUNTY AND MUNICIPAL AID INCREASE. The repeal and recreation of s. 79.035
24 (5) (a) and (b) takes effect on June 30, 2036.

1 (5) PRAIRIE AND WETLAND COUNSELING SERVICES. The treatment of ss. 77.51 (11d)
2 and (17g) and 77.52 (2) (a) 20. and (2m) (c) takes effect on the first day of the 3rd
3 month beginning after publication.

4 (6) DIAPERS. The treatment of ss. 77.52 (13), 77.53 (10), and 77.54 (70) takes
5 effect on the first day of the 3rd month beginning after publication.

6 (7) ENERGY SYSTEMS. The treatment of s. 77.54 (56) (a), (ad), and (b) takes effect
7 on the first day of the 3rd month beginning after publication.

8 (8) BROKER-DEALER APPORTIONMENT FACTOR. The treatment of s. Tax 2.495 (4) (d)
9 (title), 1., 1m., and 2. takes effect as provided in s. 227.265.

10 (9) SALES TAX ON CANDY. The treatment of s. 77.51 (1fm) (intro.), (a), and (b) takes
11 effect on the first day of the 3rd month beginning after publication.

12 (10) MANUFACTURER'S LIST PRICE. The treatment of s. 139.75 (5b) takes effect on
13 the first day of the 3rd month beginning after publication.

14 **SECTION 9438. Effective dates; Safety and Professional Services.**

15 (1) DENTAL THERAPIST LICENSURE. The treatment of s. 15.405 (6) (am) takes effect
16 on the date the notice under SECTION 9138 (1) (a) of this act is published in the
17 Wisconsin Administrative Register.

18 **SECTION 9439. Effective dates; Secretary of State.**

19 **SECTION 9440. Effective dates; State Fair Park Board.**

20 **SECTION 9441. Effective dates; Supreme Court.**

21 **SECTION 9442. Effective dates; Technical College System.**

22 **SECTION 9443. Effective dates; Tourism.**

23 (1) DESTINATION MARKETING GRANTS. The repeal of s. 20.380 (1) (c) takes effect
24 on July 1, 2022.

25 **SECTION 9444. Effective dates; Transportation.**

1 (1) DRIVER'S CARDS. The treatment of ss. 66.1011 (1), 66.1201 (2m), 66.1213 (3),
2 66.1301 (2m), 66.1333 (3) (e) 2., 86.195 (5) (c), 106.50 (1), (1m) (h) and (nm), and (5m)
3 (f) 1., 106.52 (3) (a) 1., 2., 3., 4., and 5., 111.31 (1) (by SECTION 1834), (2) (by SECTION
4 1836), and (3) (by SECTION 1838), 111.321 (by SECTION 1845), 194.025, 224.77 (1) (o),
5 230.01 (2) (b) (by SECTION 2541), 230.18 (by SECTION 2552), 234.29 (by SECTION 2567),
6 343.03 (3m) and (3r), 343.14 (2j), 343.165 (1) (c) and (e), (3) (b) and (c), (4) (b) and (d),
7 and (7) (a) (intro.) and (c), 343.17 (3) (a) 16., 343.20 (1) (a) and (f), (1m), and (2) (a),
8 343.50 (3) (a) and (b), (5) (b), (bm), and (c), (6), (8) (c) 6., and (10) (c), 452.14 (3) (n),
9 and 632.35, the renumbering and amendment of s. 343.14 (2) (br) and (es), the
10 creation of s. 343.14 (2) (br) 2. and (es) 2m., and SECTION 9344 (1) of this act take effect
11 on the first day of the 4th month beginning after publication.

12 (2) SPECIFIC INFORMATION SIGN PERMIT FEE. The treatment of s. 86.195 (2) (c)
13 takes effect on July 1, 2022.

14 (3) MAILED VEHICLE REGISTRATION RENEWAL NOTICE FEE. The treatment of s.
15 341.255 (3) takes effect on July 1, 2022.

16 **SECTION 9445. Effective dates; Treasurer.**

17 **SECTION 9446. Effective dates; University of Wisconsin Hospitals and**
18 **Clinics Authority; Medical College of Wisconsin.**

19 **SECTION 9447. Effective dates; University of Wisconsin System.**

20 **SECTION 9448. Effective dates; Veterans Affairs.**

21 **SECTION 9449. Effective dates; Wisconsin Economic Development**
22 **Corporation.**

23 (1) RIVER NORTH HOUSING DEVELOPMENT GRANT. The repeal of s. 20.192 (1) (d)
24 takes effect on July 1, 2022.

25 **SECTION 9450. Effective dates; Workforce Development.**

1 (1) UNEMPLOYMENT INSURANCE; DRUG TESTING. The treatment of ss. 108.04 (8) (a)
2 and (b), 108.133, 108.14 (8n) (e), 108.141 (7) (a), 108.16 (6m) (a) (by SECTION 1813),
3 and 108.19 (1s) (a) 5. and SECTION 9350 (1) of this act take effect on July 4, 2021, or
4 the first Sunday after publication, whichever is later.

5 (2) UNEMPLOYMENT INSURANCE; QUILTS DUE TO RELOCATIONS. The treatment of s.
6 108.04 (7) (t) 1. and 2. and SECTION 9350 (2) of this act take effect on the first Sunday
7 of the 2nd month beginning after publication.

8 (3) UNEMPLOYMENT INSURANCE; WORK SEARCH AND REGISTRATION WAIVERS. The
9 treatment of s. 108.04 (2) (a) (intro.) and 3., (b), (bb), (bd), and (bm) and SECTION 9350
10 (3) of this act take effect on the Sunday after publication.

11 (4) UNEMPLOYMENT INSURANCE; DELETION OF WAITING PERIOD. The treatment of
12 ss. 108.02 (26m) and 108.04 (3) and (11) (bm) and SECTION 9350 (4) of this act take
13 effect on the Sunday after publication.

14 (5) UNEMPLOYMENT INSURANCE AND WORKER'S COMPENSATION; SUBSTANTIAL FAULT.
15 The treatment of ss. 102.43 (9) (e), 108.04 (5g), and 108.16 (6m) (a) (by SECTION 1814)
16 and SECTION 9350 (5) of this act take effect on January 2, 2022.

17 (6) UNEMPLOYMENT INSURANCE; WAGE DISQUALIFICATION THRESHOLD. The
18 treatment of s. 108.05 (3) (a) and (dm) and SECTION 9350 (6) of this act take effect on
19 the first Sunday that follows the 180th day after publication.

20 (7) EMPLOYMENT DISCRIMINATION; CONSIDERATION OF CONVICTION RECORD. The
21 treatment of s. 111.335 (3) (ag) and SECTION 9350 (9) of this act take effect on the first
22 day of the 6th month beginning after publication.

23 (8) UNEMPLOYMENT INSURANCE; ELECTRONIC TRANSACTIONS. The treatment of ss.
24 108.17 (2) (b), (2b), and (7) (a) and 108.205 (2) takes effect on the first Sunday after
25 publication.

